

JOURNAL

OF THE

Proceedings of the Senate

OF THE

FIRST LEGISLATURE OF THE STATE OF OKLAHOMA

Session opened December 2, 1907

Session closed March 26, 1908

160 Days



1909 :

MUSKOGEE PRINTING COMPANY
Muskogee, Okla.

Members of the Senate

District.	Name.	County.	Postoffice.
First,	J. S. Morris,	Cimarron, Texas, Beaver, Harper.	Hooker.
Second,	A. E. Agee, R. E. Echols,	Ellis, Beckham, Dewey, Roger Mills,	Putnam. Elk City.
Third,	A. G. Updegraff,	Woods, Woodward,	Fair Valley.
Fourth,	Frank Mathews,	Greer,	Mangum.
Fifth,	Tom Moore,	Jackson, Tillman,	Olustee.
Sixth,	Richard A. Billups, J. J. Williams,	Kiowa, Custer, Washita,	Cordell. Weatherford.
Seventh,	R. S. Curd,	Alfalfa, Major,	Aline.
Eighth,	P. J. Goulding,	Garfield,	Enid.
Ninth,	Edmund Brazell, S. J. Soldani,	Grant, Kay, Osage,	Lamont. Ponca City.
Tenth,	Henry S. Johnston,	Noble, Pawnee,	Perry.
Eleventh,	Clarence Davis,	Creek, Payne,	Bristow.
Twelfth,	H. S. Cunningham,	Logan,	Guthrie.
Thirteenth,	S. A. Cordell, M. F. Eggerman,	Lincoln, Pottawatomie,	Chandler. Shawnee.
Fourteenth,	W. H. Johnson, R. E. Stafford,	Canadian, Oklahoma,	Calumet. Oklahoma City.
Fifteenth,	Geo O. Johnson, L. K. Taylor.	Caddo, Grady,	Ft. Cobb. Chickasha.
Sixteenth,	E. D. Brownlee,	Blaine, Kingfisher,	Kingfisher.

MEMBERS OF THE SENATE.

District.	Name.	County.	Postoffice.
Seventeenth,	D. M. Smith,	Comanche,	Duncan.
	J. Elmer Thomas,	Jefferson,	Lawton.
Eighteenth,	J. C. Graham,	Stevens,	
	J. C. Little,	Love,	Marietta.
Nineteenth,	H. S. Blair,	Carter,	Sulphur.
	R. P. Wynne,	Murray,	
Twentieth,	Jesse M. Hatchett,	Garvin,	Pauls Valley.
	T. F. Memminger,	McLain,	Lexington.
Twenty-first,		Cleveland,	
		Atoka,	Meade.
Twenty-second,	E. T. Sorrells,	Bryan,	Atoka.
		Coal,	
Twenty-third,	H. H. Holman,	Latimer.	Milton.
		LeFlore,	
Twenty-fourth,	R. M. Roddie,	Hughes,	Wetumka.
		Okfuskee,	
Twenty-fifth,	W. P. Stewart,	Pontotoc,	Ada.
		Seminole,	
Twenty-sixth,	W. N. Redwine,	Pushmataha,	Antlers.
	W. M. Franklin,	Choctaw,	
Twenty-seventh,		McCurtain,	
		Pittsburg,	McAlester.
Twenty-eighth,	Eck E. Brook,	Johnson,	Madill.
	Campbell Russell,	Marshall,	
Twenty-ninth,		Muskogee,	Muskogee.
		McIntosh,	Warner.
Thirtieth,	P. C. Conn,	Haskell,	
		Adair,	Gans.
Thirty-first,	J. M. Keys,	Sequoyah,	
		Mays,	Pryor Creek.
Thirty-second,	E. M. Landrum,	Craig,	
		Cherokee,	Tahlequah.
Thirty-third,		Delaware,	
		Ottawa,	
Thirty-fourth,	P. J. Yeager,	Tulsa,	Tulsa.
		Washington,	
Thirty-fifth,	H. E. P. Stanford,	Okmulgee,	Okmulgee.
		Wagoner,	
Thirty-sixth,	J. H. Strain,	Rogers,	Wann.
		Nowata,	

Officers of the First State Senate of the State of Oklahoma, 1907-1908.

Name.	Office.	Postoffice.
George W. Bellamy,	Lieutenant Governor and President of Senate,	El Reno.
Henry S. Johnston,	President Pro Tempore,	Perry.
J. I. Howard,	Secretary,	Foss.
Ham P. Bee,	Reading Clerk,	Ardmore.
J. S. Bell,	Engrossing Clerk,	Lookeba.
Rose Bennett,	Enrolling Clerk,	Oklahoma City.
F. J. Etter,	Sergeant-at-Arms,	Ada.
Gertrude Pattison,	Reporter,	Guthrie.
William Redder,	Messenger,	El Reno.
H. A. Tucker,	Chaplain,	Talihina.

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SENATE JOURNAL

FIRST DAY

Senate Chamber

Guthrie, Oklahoma,
Monday, December 2nd, 1907.

In accordance with the proclamation of the Governor of the State of Oklahoma, the Senate of the First Legislature met in the Senate Chamber provided in the Capitol in the City of Guthrie, at 12 o'clock noon, Monday, December 2nd, 1907, and was called to order by Lieutenant-Governor George W. Bellamy.

Prayer by Reverend H. A. Tucker.

The President, Mr. Bellamy, announced the appointment of the following temporary officers: Senators Elect Echols, Wynne and Roddie as Clerks; Senators Elect Billups, Cunningham, Stafford and Soldani as Committee on Credentials and Roll-call.

The Committee on Credentials reported that there were no contests.

The Committee on Credentials reported and submitted the following names as having proper credentials as Senators Elect:

A. E. Agee,	Richard A. Billups,
H. S. Blair,	Edmond Brazell,
Eck E. Brook,	E. D. Brownlee,
P. C. Conn,	S. A. Cordell,
R. S. Curd,	Harper S. Cunningham,
Clarence Davis,	M. F. Eggerman,
R. E. Echols,	W. M. Franklin,
J. C. Graham,	P. J. Goulding,
Jesse M. Hatchett,	H. H. Holman,
Henry S. Johnston,	W. H. Johnson,
George O. Johnson,	J. M. Keys,
E. M. Landrum,	J. C. Little,
Frank Mathews,	T. F. Memminger,
J. S. Morris,	Tom Moore,
W. N. Redwine,	Reuben M. Roddie,

Campbell Russell,
 E. T. Sorrells,
 J. H. Strain,
 D. M. Smith,
 L. K. Taylor,
 A. G. Updegraff,
 R. P. Wynne,

S. J. Soldani,
 Roy E. Stafford,
 H. E. P. Stanford,
 W. P. Stewart,
 J. Elmer Thomas,
 J. J. Williams,
 P. J. Yeager.

The Senators Elect, at the request of the President, Mr. Bellamy, arose in a body, and Chief Justice R. L. Williams, of the Supreme Court of Oklahoma, administered the oath of office prescribed by the Constitution of the State of Oklahoma.

Each Senator Elect, before entering upon the duties of his office, subscribed to the oath of office as prescribed in the Constitution of the State of Oklahoma, and said oaths were duly filed in the office of the Secretary of State.

Lieutenant-Governor George W. Bellamy, delivered an address to the Senate.

On motion of Mr. Billups, the Senate recessed until 2 P. M. this day.

The Senate was called to order at 2 P. M. by the President, Mr. Bellamy.

Mr. Graham nominated Henry S. Johnston for President Pro Tempore of the Senate, which nomination was seconded by Senators Stafford, Blair, Brook and Sorrells.

Mr. Cunningham nominated E. D. Brownlee for President Pro Tempore of the Senate.

The roll-call resulted in the election of Mr. Johnston by a vote of 38 to 4 votes for Mr. Brownlee.

The following officers and employes of the Senate were then duly elected by a vote of the Senate.

J. I. Howard	Secretary
Ham P. Bee	Reading Clerk
J. K. Wells	Calendar Clerk
C. S. Wortman	Journal Clerk
Sam Sanders	Asst. Reading Clerk
Rose Bennett	Enrolling Clerk
J. S. Bell	Engrossing Clerk
F. J. Etter	Sergeant-at-Arms
Chas. F. Barrett and William Redder	Messengers
Mary McLean	Postmistress
M. L. Ealum	Doorkeeper
H. A. Tucker	Chaplain
Oscar Leidig	Watchman

A message from the House announced that the House of Representatives was organized and ready for the transaction of business.

On motion of Mr. Blair, the President appointed a Committee of five, consisting of Senators Blair, Sorrells, Agee, Brownlee and Russell, to notify the Governor that the Senate was organized and ready for the transaction of business.

On motion of Mr. Johnston, a message was sent to the House of Representatives, notifying it that the Senate was organized and ready to transact business, and requesting the appointment of a Joint Committee on Rules.

The President appointed Mr. Johnston, Mr. Stafford, Mr. Roddie, Mr. Wynne and Mr. Stewart, as Members of the Committee on Joint Rules.

Mr. Franklin offered a concurrent resolution to send greetings to the Congress of the United States, and the Resolution was unanimously adopted.

Mr. Billups introduced a concurrent resolution pertaining to the election of United States Senators.

Mr. Billups moved the appointment of a Nominating Committee, composed of the following Senators, together with the Lieutenant-Governor:

Lieutenant-Governor Bellamy, Mr. Johnston, Mr. Goulding, Mr. Eggerman, Mr. Taylor, Mr. Roddie, Mr. Redwine, and Mr. Stewart.

The Senators drew their seat designations.

The Committee appointed to notify the Governor that the Senate was organized, reported that the Governor was ready to communicate to a joint session of the Legislature.

The President appointed Mr. Cordell, Mr. Thomas and Mr. Brownlee as a Committee to report on the procedure relating to the introduction of bills.

Message from the House, inviting a joint session at 4:30 P. M.

On motion of Mr. Brook, it was ordered that when the joint session to be held this day adjourns it shall be until Tuesday, December 3, at 10 A. M.

The Senate recessed until 7:30 P. M.

The Senate convened in the Senate Chamber at 7:30 P. M., and proceeded in a body to the House of Representatives for a joint session of the Legislature.

The joint session of the Legislature met in the House of Representatives Hall at 7:40 P. M., December 2nd, 1907, to receive a message from the Governor. The roll of the Senate was called by the Secretary of the Senate, and a quorum was present.

The roll of the House of Representatives was called by the Chief Clerk of the House, and a quorum was present.

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Governor C. N. Haskell appeared in person before said joint session of the Legislature, and read his message to said joint session.

The joint session of the Legislature dissolved, and the Senate retired.

The Senate adjourned until 10 A. M., Tuesday, December 3rd.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

SECOND DAY

Senate Chamber

Tuesday, December 3rd, 1907.

The Senate convened at 10 A. M. The president, Mr. Bellamy, in the chair.

Prayer by the Chaplain.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager.

The Journal of the first day was read, corrected and approved.

The Committee relating to the introduction of bills reported as follows:

Mr. President:

We, your Committee appointed to investigate a point of procedure, beg leave to submit the following report:

Section 34 of Article 5 of the Constitution provides as follows:

Every bill shall be read on three different days in each House, and no bill shall become a law unless on its final passage it be read at length, and no law be passed unless upon a vote of a majority of all the Members elected to each House in favor of such law, and the question upon final passage shall be taken upon its last reading, and the yeas and nays shall be entered upon the Journal. Article 5, Section 35, provides that the reading may be dispensed with by a vote of two-thirds of a quorum present.

J. ELMER THOMAS,

E. D. BROWNLEE,

S. A. CORDELL,

Committee.

The report was adopted.

The following resolutions were introduced and read:

Senate Resolution No. 1, by Mr. Roddie, a resolution limiting lobbying before the Senate,

Senate Resolution No. 2, by Mr. Stafford, a resolution relating to the mileage account of Members,

Senate Concurrent Resolution No. 3, by Mr. Thomas, a concurrent resolution regulating lobbying,

Senate Concurrent Resolution No. 4, by Mr. Thomas, a resolution relating to the establishment of a Legislative Reference Department,

Senate Resolution No. 5, by Mr. Stafford, a resolution calling for the Statutes from the Secretary of State, resolution read and adopted by the Senate.

The following Senate Bills were introduced and read the first time:

Senate Bill No. 1, by Mr. Graham, "An Act to promote the comfort of passengers on railroads, street cars, urban, interurban, suburban cars, and at railroad stations."

Senate Bill No. 2, by Mr. Cunningham, "An Act authorizing the Board of County Commissioners of the several Counties of the State of Oklahoma to let County buildings and lands of their respective Counties, and for other purposes."

Senate Bill No. 3, by Mr. Eggerman, "An Act to regulate the employment of Legislative lobby counsel and agents, and to provide for the return of Legislative expenses."

Senate Bill No. 4, by Mr. Eggerman, "An Act to define trusts and monopolies and unlawful combinations in restraint of trade, and to provide for criminal penalties and civil damages, and punishment of corporations, persons, firms and associations, or persons connected with them, and to promote free competition in commerce, and all classes of business in the State."

Senate Bill No. 5, by Mr. Taylor, "An Act requiring railroad companies to provide separate waiting rooms at depots, and separate coaches for white and negro passengers."

Senate Bill No. 6, by Mr. Taylor, "An Act providing for the cancellation of the right of foreign corporations to do business in this State when they remove a cause from the State to a Federal Court."

Senate Bill No. 7, by Mr. Franklin, "An Act relating to all those cases, both civil and criminal, transferred from the Courts of the Territory of Oklahoma, and the United States Courts of the Indian Territory under the Constitution, which would have been properly triable in any other Court of any County or District of the State, had such suit or proceeding been commenced after the admission of the State into the Union."

Senate Bill No. 8, by Mr. Franklin, "An Act to prohibit bucket shops."

Senate Bill No. 9, by Mr. Billups, "An Act requiring railroads to maintain union depots."

Senate Bill No. 10, by Mr. Billups, "An Act relating to the carrying of concealed weapons."

Senate Bill No. 11, by Mr. Brook, "An Act for the disposition of the

records of the United States Commissioners Courts in the part of the State formerly known as the Indian Territory."

Senate Bill No. 12, by Mr. Goulding, "An Act providing for the designation of a temporary and permanent Capital of the State of Oklahoma."

Mr. Franklin, Mr. Russell and Mr. Updegraff were appointed as a Committee to formulate a resolution of thanks to the Supreme Court for the use of their room as a Senate Chamber.

On motion of Mr. Williams, the President appointed the following as a Committee on Rules:

Mr. Johnston, Mr. Billups, Mr. Stafford, Mr. Brook, Mr. Moore, Mr. Redwine, Mr. Curd, and the President, Mr. Bellamy, ex-officio Chairman.

On motion by Mr. Stewart, amended by Mr. Billups, the Senate adjourned until Thursday, December 5th, at 2 o'clock P. M.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

THIRD DAY

Senate Chamber

Wednesday, December 4th, 1907.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FOURTH DAY

Senate Chamber

Thursday, December 5th, 1907.

Senate convened at 2 P. M., pursuant to adjournment with the President Mr. Bellamy, in the chair.

Prayer by the Chaplain.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brazell, Echols, Redwine. Total 3.

Journal of the previous Legislature was read, corrected and approved.

Senate Resolution No. 4, by Mr. Agee, being an invitation to Honorable William J. Bryan to address the Senate at his convenience, and to provide for a Committee of three to prepare and present the invitation was read and adopted, and the President appointed Mr. Agee, Mr. Thomas and Mr. Taylor on said Committee.

Senate Concurrent Resolution No. 5, by Mr. Cordell, a resolution memorializing Congress to grant to the State of Oklahoma the Fort Reno Military Reservation in the State of Oklahoma for a Soldiers' Home, was read.

Senate Resolution No. 6, by Mr. Goulding, relating to adjournment was read.

Senate Bill No. 13, by Mr. Roddie, "An Act creating a State Banking Board, establishing a Depositors' Guaranty Fund to insure depositors against loss when the bank becomes insolvent, prescribing the qualifications of officers and directors, fixing the salary of the Bank Commissioner and his assistants, and providing for frequent examinations, fixing penalty for embezzlement, limiting the amount of bank funds that can be loaned to any person, corporation or firm, and declaring an emergency." Read first time.

On motion of Mr. Roddie, the bill was ordered printed for the information of the Senate.

The Private Secretary to the Governor delivered a special message in writing, from the Governor. Message relating to the Asylum for the Insane, together with report accompanying same, was read for the information of the Senate.

The following bills were read the second time, and referred to the appropriate Committees:

Senate Bill No. 1, by Mr. Graham, to Judiciary Committee No. 1.

Senate Bill No. 2, by Mr. Cunningham, to Committee on County and County Affairs.

Senate Bill No. 3, by Mr. Eggerman, to Committee on Judiciary No. 2.

Senate Bill No. 4, by Mr. Eggerman, to Committee on Judiciary No. 2.

Senate Bill No. 5, by Mr. Taylor, to Judiciary Committee No. 1.

Senate Bill No. 6, by Mr. Taylor, to Public Service Corporation Committee.

Senate Bill No. 7, by Mr. Franklin, to Committee on Judiciary No. 2.

Senate Bill No. 8, by Mr. Franklin, to Committee on Private Corporations.

Senate Bill No. 9, by Mr. Billups, to Committee on Public Service Corporations.

Senate Bill No. 10, by Mr. Billups, to Committee on Judiciary No. 1.

Senate Bill No. 11, by Mr. Brook, to Committee on Judiciary No. 2.

Senate Bill No. 12, by Mr. Goulding, to Committee on Public Buildings.

Mr. Johnston made a report of a draft of the Committee on Rules, and moved that an editing Committee of three be appointed to edit same, and when so edited that it be printed for the information of the Senate.

The motion prevailed, and the President appointed Mr. Johnston, Mr. Graham and Mr. Moore on said Committee.

House Concurrent Resolution No. 3, by Mr. Tillottson, extending a vote of thanks to Congressman John Sharp Williams, of Mississippi, was read and adopted.

House Concurrent Resolution No. 5, by Mr. Rainey and Mr. Manus, was read.

On motion of Mr. Billups, the following additional employes of the Senate were duly elected:

Herbert Cook	Assistant Journal Clerk
J. Y. Battenfield	Assistant Sergeant-at-Arms
Louise R. Smith	Assistant Enrolling Clerk

T. J. Torrey	Watchman	
R. P. Wyatt	Secretary to President Pro Tem	
J. L. Johnson	Cloak Room Attendant	
Tom Talley	Janitor	
Irving Abernathy	Janitor	
May Horton	Assistant Engrossing Clerk	
W. W. Cox	Warrant Clerk	
W. W. Carlock	Assistant Watchman	
Alfred T. Severs	Assistant Enrolling Clerk	
A. A. Watson	Doorkeeper	
Chilton Flournoy		} Pages
J. Rankin Williams		
George A. Henshaw		
Turney Taylor		
Christey Russell		
Stanley Landrum		
William Cordell		
Chas. B. Memminger		
David Kerr		

Message from the House of Representatives transmitting House Bill No. 1, which had been passed by the House of Representatives, was received.

Message from the House of Representatives conveying House Concurrent Resolutions Nos. 3 and 5, received.

The Committee appointed to formulate a vote of thanks to the Supreme Court, Corporation Commission and State Auditor, made the following report:

Mr. President:

Your Committee appointed to prepare a Resolution of thanks to the Honorable Members of the Supreme Court, the Corporation Commission of the State of Oklahoma, Hon. M. E. Trapp, and others, who have manifested an interest in the welfare of the Senate, beg leave to recommend the following Resolution:

Whereas, the Honorable Members of the Supreme Court, and the Corporation Commission of the State of Oklahoma made certain concessions which made it possible for the Senate to occupy its present quarters during the session of the Legislature,

And Whereas, Hon. M. E. Trapp, and others, have kindly interested themselves and labored to provide for the comfort and convenience of the Members of the Senate; Now,

Therefore, Be It Resolved, That the Senate, prompted by a deep sense of appreciation for the kindness and generous spirit shown, extends sincere thanks to the Honorable Members of the Supreme Court, the Cor-

poration Commission, to Hon. M. E. Trapp, and others who have manifested an interest in the welfare of the Senate, and be it further

Resolved, That copies of these Resolutions be delivered to the Honorable Supreme Court, the Honorable Corporation Commission, and Honorable M. E. Trapp.

WM. M. FRANKLIN,
CAMPBELL RUSSELL,
A. G. UPDEGRAFF,
Committee.

The report of the Committee was adopted.

Mr. Holman and Mr. Strain were excused until Tuesday, December 10th, at 12 M.

The Senate adjourned until Friday, December 6th, at 10 A. M.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FIFTH DAY

Senate Chamber

Friday, December 6th, 1907.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

Prayer by the Chaplain.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Holman, Soldani, Strain and Updegraff. Total 4.

Journal of the previous Legislative day was read, corrected and approved.

Bills on first reading:

House Bill No. 1, by Mr. Skeen, "An Act providing for the accommodation and comfort of the passengers on railroads, etc., and providing separate coaches, for white and colored passengers."

Senate Bill No. 14, by Mr. Holman, "An Act providing for the punishment of wife abandonment and abandonment of children."

Senate Bill No. 15, by Mr. Brook, "An Act providing for an eight hour day for certain lines of employment."

Senate Bill No. 16, by Mr. Franklin, "An Act to amend Section 2 of Article 2, Chapter 10, Session Laws of 1905."

Senate Bill No. 17 was numbered by mistake.

Senate Bill No. 18, by Mr. Franklin, "An Act to limit the working hours of railway employes while operating trains and cars within this State."

Senate Bill No. 19, by Mr. Franklin, "An Act providing for the protection of wild birds."

Senate Bill No. 20, by Mr. Williams, "An Act providing for the election of the caucus nominees for the United States Senators by the Oklahoma Legislature."

Senate Bill No. 21, by Mr. Williams, "An Act providing for the nomination by primary of all candidates."

Senate Bill No. 22, by Mr. Stewart, "An Act relating to the determination of conflicting claims to real estate."

Senate Bill No. 23, by Mr. Taylor, "An Act providing for the creation of State, County and Precinct Election Boards, and for calling and holding primary elections, at which all political parties shall nominate candidates, and for calling and holding general elections every two years, and providing penalties for frauds in elections."

Senate Bill No. 24, by Mr. Smith, "An Act to regulate divorces."

Senate Bill No. 25, by Mr. Smith, "An Act to prohibit gambling."

Senate Bill No. 26, by Mr. Redwine, "An Act relating to coal mines and other minerals, defining the duties of Mine Inspector and creating mining districts, providing for the health, safety and welfare of persons employed therein, and thereabouts."

Senate Bill No. 27, by Mr. Little, "An Act requiring a residence one year within the State prior to filing a petition for a divorce and declaring an emergency."

Senate Bill No. 28, by Mr. Cordell, "An Act to provide for the sale and leasing of school lands, and other State lands and for loaning and investing the funds derived therefrom."

Senate Bill No. 29, by Mr. Stafford, "An Act creating the office of State Printer, and establishing a printing commission."

Senate Bill No. 30, by Mr. Eggerman, "An Act to compel railroad companies to cause to be constructed and maintained suitable ditches and drains along each side of the railroad."

Senate Bill No. 31, by Mr. Hatchett, "An Act providing for the revocation of the license of a foreign corporation."

Senate Bill No. 32, by Mr. Hatchett, "An Act requiring the acceptance of first mortgages on improved real estate where bond, indemnity or guaranty bond is required."

Senate Bill No. 33, by Mr. Moore, "An Act to provide for the transfer of tax rolls of all property being and situated in new Counties from the old Counties out of which they were created, or formerly constituted a part."

Senate Bill No. 34, by Mr. Cordell, "An Act to provide for mandatory primary elections."

Senate Bill No. 35, by Mr. Smith, "An Act to regulate bucket shops."

Senate Bill No. 36, by Mr. Cunningham, "An Act relating to the granting of new trials."

Senate Bill No. 37, by Mr. Davis, "An Act relating to a franchise tax upon certain corporations."

Senate Bill No. 38, by Mr. Davis, "An Act relating to the levy and collection of a tax upon the gross receipts of certain classes of business."

Senate Bill No. 39, by Mr. Cordell, "An Act defining the jurisdiction of County Courts."

Senate Bill No. 40, by Mr. Roddie, "An Act amendatory of an Act of 1903 of Article 56, Chapter 25, Wilson's Revised Statutes of Oklahoma."

Senate Bill No. 41, by Mr. Roddie, "An Act requiring all railroads to use electric headlights on their engines."

Senate Bill No. 42, by Mr. Cordell, "An Act fixing the liability of railroads, interurban railroads, street car railroads, etc."

Engrossing Clerk J. S. Bell was excused until Tuesday, December 10, at 10 A. M.

Special Committee to arrange the several Standing Committees of the Senate made a partial report, as follows:

Judiciary No. 1, J. C. Graham, Chairman,

Judiciary No. 2, W. P. Stewart, Chairman,

Legal Advisory, J. Elmer Thomas, Chairman,

Revision, Compilation, Style and Arrangement, A. G. Updegraff, Chairman,

Enrolled and Engrossed Bills, H. E. P. Stanford, Chairman.

Commerce and Labor, W. M. Franklin, Chairman,

Banks and Banking, Reuben M. Roddie, Chairman,

Education, R. P. Wynne, Chairman,

Senate and Legislative Affairs, J. S. Morris, Chairman,

Insurance, P. J. Goulding, Chairman,

State Library and Statistical History, P. C. Conn, Chairman,

Codes, D. M. Smith, Chairman,

Public Health, Geo. O. Johnson, Chairman,

Privileges and Elections, Clarence Davis, Chairman,

Roads and Highways, Campbell Russell, Chairman,

Public Printing, S. A. Cordell, Chairman,

Municipal Corporations, R. E. Echols, Chairman,

Immigration, R. S. Curd, Chairman,

Warehouse and Elevators, J. J. Williams, Chairman,

Appropriations, Roy E. Stafford, Chairman,

Fees and Salaries, E. M. Landrum, Chairman,

Timber, Oil and Coal Lands, P. J. Yeager, Chairman,

Oil and Gas, J. H. Strain, Chairman,

School and School Organization, J. C. Little, Chairman,

Public Buildings, M. F. Eggerman, Chairman,

Agriculture, Quarantine and Animal Industry, H. S. Blair, Chairman.

Mining and Manufacturing, E. T. Sorrells, Chairman,

School Lands, Henry S. Johnston, Chairman,

Hospitals and Charities, J. J. Williams, Chairman,

Penal Institutions, W. H. Johnson, Chairman,

Federal Relations, Harper S. Cunningham, Chairman,
 Fish and Game, Edmund Brazell, Chairman,
 Public Service Corporations, W. N. Redwine, Chairman,
 Uniformity of County Records, D. M. Smith, Chairman,
 Internal Improvements and Navigation, Eck E. Brook, Chairman,
 Private Corporations, L. K. Taylor, Chairman,
 Indian Affairs, J. M. Keys, Chairman,
 Pharmacy, Drugs and Pure Foods, A. E. Agee, Chairman,
 Prohibition Enforcement, R. A. Billups, Chairman,
 Military Affairs, S. J. Soldani, Chairman,
 Geological Survey, E. D. Brownlee, Chairman,
 Revenue and Taxation, Frank Mathews, Chairman,
 Public Indebtedness and Contingent Expenses, T. F. Memminger,
 Chairman,

State Affairs, Jesse M. Hatchett, Chairman.

Mr. Johnston moved the adoption of the report.

Mr. Brownlee moved as a substitute for the motion to adopt that Mr. Stanford be named as Chairman of Judiciary Committee No. 1; Mr. Curd, Chairman of Committee on Public Printing; Mr. Updegraff, Chairman of the Committee on Appropriations, and Mr. Brownlee, Chairman of the Committee on Banks and Banking. The substitute was lost.

The question recurred on the adoption of the original report, which prevailed.

The Special Committee for the selection of additional employes through its Chairman, Mr. Johnston, made the following report:

Gertrude Pattison	Official Reporter
J. Flem Smith	Assistant Reporter
Edward M. Galt	} Stenographers and Committee Clerks
Clifford Caldwell	
Edna Kalbfleisch	
Harry Diamond	
May Stevens	

On motion of Mr. Johnston, the report was adopted, Mr. Mathews voting "No."

Senate Resolution No. 7, by Mr. Eggerman, relating to the distribution of the Governor's message, was read and adopted.

The President appointed Mr. Eggerman, Mr. Mathews and Mr. Cordell as a Committee on the distribution of the Governor's message.

On motion by Mr. Johnston, the rules of the Constitutional Convention relating to the proceedings were adopted as the Senate Rules, until otherwise changed.

The Senate took a recess until 2 P. M. of this day.

Afternoon Session.

The Senate convened at 2 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Mr. President:

We, your Committee on Judiciary No. 1, having had under consideration Senate Bill Number 1, report it back to the Senate, with the recommendation that it do pass, as amended.

J. C. GRAHAM,
Chairman.

The report was adopted.

The Senate went into Committee of the Whole to consider Senate Bill No. 1, with Mr. Brook in the chair.

The Committee of the Whole arose and reported:

Mr. President:

The Committee of the Whole, having had Senate Bill No. 1 under consideration, reports it back to the Senate, with the recommendation that it do pass, be engrossed and placed on third reading and final passage this day.

ECK E. BROOK,
Chairman.

The report was adopted.

Senate Bill No. 1 was read the third time at length.

The question being, "Shall the Bill pass?" The roll was called and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager, Billups. Total 37.

Nays: Brownlee, Cunningham. Total 2.

Absent and excused: Holman, Soldani, Strain, Updegraff. Total 4.

Excused from voting: Stanford. Total 1.

The bill was passed and signed by the President.

Mr. Stanford explained his vote:

For the reason that while standing for the passage of a separate coach and waiting room law, he objects to this measure as an emergency bill, and further objects to the section permitting negro nurses and attendants riding in the coach or compartment designated for whites, and the provision making it mandatory on railroads to provide separate waiting rooms at all stations.

The Committee on the distribution of the Governor's message reported:

Mr. President:

We, your Committee to whom was referred Senate Resolution No. 7, providing for the reference and distribution of the Governor's message to the Standing Committees, having in charge the various subjects, beg leave to make the following report:

Limit lobbying and prosecution by information to Judiciary Committee No. 1.

Secret employment to Judiciary Committee No. 2.

Territorial accounts, holidays, bank and banking deposits, Bank Commission, protection to depositors, bank officers and directors, directors' qualifications and liability, inspections, cash reserve, reserve agents, to Committee on Banks and Banking.

Removal of causes, to Legal Advisory Committee.

Live stock at large and Board of Agriculture, to Committee on Agriculture and Animal Industry.

Suffrage, mandatory primaries, purity of elections, initiative and referendum, to Committee on Privileges and Elections.

Employing relatives, to Legal Advisory Committee.

Pardons, paroles and reprieves, to Committee on Penal Institutions.

Board of Arbitration and Conciliation, labor, mines and factory inspection, to Committee on Commerce and Labor.

Revenue and taxation, tax limitations and valuations, to Committee on Revenue and Taxation.

School and school lands, to Committee on School Lands.

Investment and permanent school and other funds, to Committee on Finance.

Education and public institutions, to Committee on Education.

The races, railroads, foreign corporations, trusts and monopolies, to Committee on Public Service Corporations.

Public roads, to Committee on Roads and Highways.

Firemen, to Committee on Municipal Corporations.

State Militia, to Committee on Military Affairs.

State Primary, to Committee on Printing.

The Committee on Enrolled and Engrossed bills reported Senate Bill No. 1 correctly engrossed, and Senate Concurrent Resolution No. 1, correctly enrolled.

Message from the House of Representatives transmitting House Bill No. 7, House Joint Resolution Nos. 2, 3 and 4, which had passed the House of Representatives.

House Bill No. 7 was read the first time.

House Joint Resolutions Nos. 2, 3 and 4 were read the first time.

Senate Bill No. 43, by Mr. Brownlee, "An Act repealing Section 29, Article 3, Chapter 4, Session Laws of Oklahoma, 1905, entitled 'General Appropriations' insofar as it relates to the Territorial taxes for 1907," was read the first time.

The Senate adjourned until Saturday, December 7th, at 10 o'clock A. M.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

SIXTH DAY

Senate Chamber

Saturday, December 7th, 1907.

The Senate convened at 10 A. M. pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Brazell, Brook, Conn, Cordell, Curd, Cunningham Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Absent and excused:

Blair, Brownlee, Holman, Soldani, Strain, Updegraff. Total 6.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read, corrected and approved.

The following bills were read the second time, and referred to Standing Committees.

Senate Bill No. 14, by Mr. Holman, to Judiciary Committee No. 2.

Senate Bill No. 15, by Mr. Brook, to Committee on Legal Advisory.

Senate Bill No. 16, by Mr. Franklin, to Legal Advisory Committee.

Senate Bill No. 18, by Mr. Franklin, to Legal Advisory Committee.

Senate Bill No. 19, by Mr. Franklin, to Committee on Fish and Game

Senate Bill No. 20, by Mr. Williams, to Committee on Privileges and Elections.

Senate Bill No. 21, by Mr. Williams, to Committee on Privileges and Elections.

Senate Bill No. 22, by Mr. Stewart, to Committee on Judiciary No. 2.

Senate Bill No. 23, by Mr. Taylor, to Committee on Privileges and Elections.

Senate Bill No. 24, by Mr. Smith, to Judiciary Committee No. 1.

Senate Bill No. 25, by Mr. Smith, to Committee on County and County Affairs.

Senate Bill No. 26, by Mr. Redwine, to Committee on Mines and Mining.

Senate Bill No. 27, by Mr. Little, to Committee on Legal Advisory.

Senate Bill No. 28, by Mr. Cordell, to Committee on School Lands.

Senate Bill No. 29, by Mr. Stafford, to Committee on Printing.

Senate Bill No. 30, by Mr. Eggerman, to Committee on County and County Affairs.

Senate Bill No. 31, by Mr. Hatchett, to Committee on Banks and Banking.

Senate Bill No. 32, by Mr. Hatchett, to Committee on Banks and Banking.

Senate Bill No. 33, by Mr. Moore, to Committee on County and County Affairs.

Senate Bill No. 34, by Mr. Cordell, to Committee on Privileges and Elections.

Senate Bill No. 35, by Mr. Smith, to Committee on Judiciary No. 1.

Senate Bill No. 36, by Mr. Cunningham, to Committee on Legal Advisory.

Senate Bill No. 37, by Mr. Davis, to Committee on Judiciary No. 1.

Senate Bill No. 38, by Mr. Davis, to Committee on Revenue and Taxation.

Senate Bill No. 39, by Mr. Cordell, to Committee on Judiciary No. 1.

Senate Bill No. 40, by Mr. Roddie, to Committee on Judiciary No. 2.

Senate Bill No. 41, by Mr. Roddie, to Committee on Public Service Corporations.

Senate Bill No. 42, by Mr. Cordell, to Committee on Public Service Corporations.

Senate Bill No. 43, by Mr. Brownlee, to Committee on Legal Advisory.

Senate Bill No. 13, by Mr. Roddie, to Committee on Banks and Banking.

House Bill No. 7, by Mr. Vandeventer, to Committee on Banks and Banking.

Mr. Hatchett and Mr. Soldani were added to the Committee on Mining and Manufacturing, and Mr. Memminger and Mr. Wynne to the Committee on Timber, Oil and Coal Lands.

The President appointed Mr. Johnston, Mr. Memminger and Mr. Stewart to confer with the Secretary on the keeping and correction of the minutes by the Journal Clerk.

The following bills were introduced and read the first time:

Senate Bill No. 44, by Mr. Stafford, "An Act to provide for the creation of Cities of the first class, and the officers thereof, and the terms for which such officers shall hold."

Senate Bill No. 45, by Mr. Williams, "An Act to regulate the practice of pharmacy and the sale of drugs, medicines, chemicals, poisons, and pharmaceutical preparations in the State of Oklahoma."

Senate Bill No. 46, by Mr. Stewart, "An Act entitled 'An Act for the protection of trade.'"

Senate Bill No. 47, by Mr. Conn, "An Act establishing 'Oklahoma Day.'"

Senate Bill No. 48, by Mr. Cordell, "An Act entitled 'A Bill defining the qualifications of Clerks of the District Court.'"

Senate Bill No. 49, by Mr. Roddie, "An Act providing for the incorporation in any charter or license of all foreign corporations a provision agreeing to the cancellation of their license or permit to do business in the State of Oklahoma upon the transfer of their cases from the State to the Federal Court."

Senate Bill No. 50, by Mr. Cordell, "An Act to require candidates and Chairmen of Committees to file a statement of campaign expenses."

Senate Resolution No. 8, by Mr. Agee.

Mr. Billups moved that the Senate hold afternoon sessions only, beginning at 1:30 P. M. each day, on and after Wednesday, December 11th. The motion prevailed.

Senate Concurrent Resolution No. 5, by Mr. Stanford, authorizing the Secretary of State to procure the Statutes of the various States and of the United States, was read.

Mr. Little was excused until Tuesday, December 10th, at 10. A. M.

House Joint Resolution No. 2, Memorializing Congress for the relief of settlers on the Kiowa, Comanche and Apache reservations was read and unanimously adopted.

A Joint Committee to draft resolutions memorializing Congress relative to the timber and game reservation in southeast part of the State was appointed, consisting of Mr. Sorrells, Mr. Williams and Mr. Stewart, on the part of the Senate.

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 13, a bill to be entitled "An Act creating a State Banking Board, a Guaranty Fund, etc.," beg leave to report it back to the Senate, with the recommendation that it do pass.

R. M. RODDIE,

Chairman.

The report was adopted.

Senate Bill No. 13 was made a special order for Tuesday, December 10th, at 10:30 A. M.

The Senate adjourned until Tuesday, December 10th, at 10 A. M.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SEVENTH DAY

Senate Chamber

Sunday, December 8th, 1907.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTH DAY

Senate Chamber

Monday, December 9th, 1907.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINTH DAY

Senate Chamber

Tuesday, December 10th, 1907.

The Senate convened at 10 o'clock A. M. pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Updegraff, Goulding, Brownlee. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read, corrected and approved.

Senate Concurrent Resolution No. 6, by Mr. Williams, was read and adopted by the Senate.

The following bills were read the second time, and referred to Standing Committees:

Senate Bill No. 44, by Mr. Stafford, to Committee on Municipal Corporations.

Senate Bill No. 45, by Mr. Williams, to Committee on Pharmacy, Drugs and Pure Foods.

Senate Bill No. 46, by Mr. Stewart, to Judiciary Committee No. 1.

Senate Bill No. 47, by Mr. Conn, to Committee on Senate and Legislative Affairs.

Senate Bill No. 48, by Mr. Cordell, to Committee on Judiciary No. 2.

Senate Bill No. 49, by Mr. Roddie, to Judiciary Committee No. 1.

Senate Bill No. 50, by Mr. Cordell, to Committee on Privileges and Elections.

On motion of Mr. Roddie, Senate Bill No. 13, was referred back to the Committee on Banks and Banking.

The following bills and resolutions were introduced and read the first time:

Senate Bill No. 51, by Mr. Taylor, "An Act abrogating the common

law doctrine of fellow servants and regulating indemnities for injuries."

Senate Bill No. 52, by Mr. Taylor, "An Act requiring railway trains to be equipped with emergency medical case and supplies."

Senate Bill No. 53, by Mr. Taylor, "An Act regulating the hours of service of train crews."

Senate Bill No. 54, by Mr. Taylor, "An Act for the protection of employes and the traveling public by requiring full train crews."

Senate Bill No. 55, by Mr. Johnson (15), "An Act regulating the issuing of marriage licenses."

Senate Bill No. 56, by Mr. Cordell, "An Act to exempt property from forced sale."

Senate Bill No. 57, by Mr. Williams, "An Act prohibiting the sale or giving away or disposing of cigarettes, cigarette papers, or substitutes therefor."

Senate Bill No. 58, by Mr. Smith, "An Act defining Sunday and to prohibit certain games and work and fix penalties therefor."

Senate Bill No. 59, by Mr. Williams, "An Act to regulate and define the practice of optometry and for the creation of a Board of Examiners in optometry."

Senate Bill No. 60, by Mr. Cordell, "An Act to regulate bucket shops."

The Senate went into the Committee of the Whole, with Mr. Memminger in the chair.

President, Mr. Bellamy, resumed the chair to receive two special messages from the Governor.

Message No. 2 was read, and referred to the Committee on Military Affairs.

Message No. 3 was read, and referred to Committee on Appropriations.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee, to whom was referred the report of the Committee on Rules, beg leave to report that we have had the same under consideration, report progress thereon, and ask leave to sit again.

T. F. MEMMINGER,

Chairman.

The report was adopted.

The Joint Legislative Committee for the election of United States Senators made the following report:

Mr. President:

The Joint Committee, appointed through and by Senate Concurrent Resolution No. 2, whose duty was to make the necessary arrangements

respecting the election of two United States Senators from the State of Oklahoma, report as follows:

The Joint Committee provided for by said Concurrent Resolution met and was duly organized.

Said committee finds that the Federal Statute provides that each body of the Legislature shall, upon the second Tuesday after their organization, proceed to the election of United States Senators by a viva voce vote, and that on the following day at twelve o'clock the two Houses of the Legislature shall meet in joint session, and the result of the vote announced and the persons receiving a majority of votes of both Houses shall be declared the duly elected United States Senators.

Your Committee recommend that the proceedings held on Tuesday, December 10th, be informal, complying only with the law, and that on the succeeding day, the 11th instant, the Joint Assembly which shall meet in the Legislative Hall proceed formally to the nomination of said Senators.

That the Senate shall meet some time prior to twelve o'clock on the 11th instant, and proceed in a body to the Legislative Hall, where they shall be received by the Members of the House of Representatives in joint assembly.

That the Governor and his family, the Members of the Supreme Court, and other State officials, be given seats on the floor of the House, and that the gallery to the right of the Legislative Hall be set aside for the families and friends of both branches of the Legislature, and that admittance to said gallery be by card from some Member of the Legislature.

All of which we respectfully submit.

RICHARD A. BILLUPS,
Chairman of Senate Committee.

The report was adopted.

Senate Concurrent Resolution No. 7, by Mr. Johnston:

Be It Resolved, By the Senate, the House of Representatives Concurring, That the following annexed rules be approved and adopted:

* * * * *

Mr. Johnston called up Senate Concurrent Resolution No. 7, with the report of the Committee on Joint Rules attached.

Mr. Davis moved that the Joint Rules be read, which motion was lost.

The question being, "Shall the Joint Rules be adopted?" The motion prevailed, and the Joint Rules were adopted.

On motion by Mr. Johnston the Senate proceeded with the nomination and election of United States Senators.

On motion of Mr. Johnston, when the roll was called, each Senator should rise and cast his vote for two nominees for United States Sena-

tor from the State of Oklahoma, and this day being the second Tuesday after the organization of the Legislature, nominations for United States Senators from the State of Oklahoma being in order, Mr. Billups nominated Hon. T. P. Gore, of Lawton, which nomination was seconded by Mr. Redwine, Mr. Williams, and Mr. Johnson (15).

Mr. Brook nominated Hon. Robert L. Owen, of Muskogee, which nomination was seconded by Mr. Johnston and Mr. Eggerman.

Mr. Stanford nominated Hon. Clarence B. Douglas, of Muskogee, which nomination was seconded by Mr. Brownlee.

Mr. Cunningham nominated Hon. C. G. Jones, of Oklahoma City, which nomination was seconded by Mr. Curd.

The roll was called on the election of two United States Senators from the State of Oklahoma, and said roll call resulted:

For Hon. T. P. Gore and Hon. Robert L. Owen:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

For Hon. Clarence B. Douglas and Hon. C. G. Jones:

Brownlee, Curd, Cunningham, Stanford. Total 4.

Excused on account of illness, and not voting:

Updegraff. Total 1.

The Senate adjourned until Wednesday, December 11th, at 11:30

A. M.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

TENTH DAY

Senate Chamber

Wednesday, December 11th, 1907.

The Senate convened at 11:30 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 43.

Absent and excused:

Updegraff. Total 1.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The regular order of business was dispensed with.

On motion by Mr. Eggerman, the vote by which the Joint Rules were adopted were reconsidered and amended as follows:

By striking out the words "The Speaker of the House of Representatives" in the first line of Section 2. and inserting in lieu thereof the words "President of the Senate."

By unanimous consent, the following Senate Bill was introduced and read the first time.

Senate Bill No. 61, by Mr. Billups, entitled "An Act to prohibit the manufacture, sale, barter, giving away and otherwise furnishing of intoxicating liquors, except as herein provided; to regulate the sale thereof for such excepted purposes and to provide for the enforcement of this Act."

Message From the Governor.

To the Legislature:

I respectfully submit to you herewith first: A telegram from the Honorable William J. Bryan, December 10th; Second: My answer there to; Third: My reply to Mr. Bryan, December 11th.

I respectfully ask your conclusion in the matter.

Respectfully Submitted,

THE GOVERNOR, C. N. HASKELL.

Telegram No. 1.

Lincoln, Neb., Dec. 10, 1907.

Governor C. N. Haskell,
Guthrie, Oklahoma.

Would Monday forenoon, December 23rd, be convenient for address to Legislature?

W. J. BRYAN, 8:27 A. M.

Reply.

Guthrie, Okla., December 10, 1907.

Hon. W. J. Bryan,
Lincoln, Nebraska.

The Legislature will not be in session until afternoon, today, when I will submit your telegram to them. In the meantime, would inquire if Saturday, the 21st, would suit you, as they had intended to adjourn from that day until after New Years Day. However, Oklahoma Legislature will gladly assemble any day to greet you.

C. N. HASKELL,
Governor.

Reply.

Lincoln, Nebraska, Dec. 11, 1907.

Governor C. N. Haskell,
Guthrie, Oklahoma.

Can come Saturday forenoon, 21st, if Legislature prefers that day.

W. J. BRYAN, 8:14 A. M.

The Secretary was ordered to notify the Governor that the arrangement was agreeable to the Senate.

The Senate recessed to meet in Joint Session with the House of Representatives at 12 M. for the purpose of electing two United States Senators from the State of Oklahoma.

12 O'CLOCK M.

House of Representatives.

The Senate was received by the Honorable House of Representatives, and was accorded seats in the Legislative Hall.

Lieutenant-Governor Bellamy called the Joint Session to order, at 12 M. and presided over the Joint Session of the Legislature.

Prayer by the Chaplain of the House, Dr. Ray.

President of the Senate, Mr. Bellamy, directed the Secretary to call the roll of the Senate.

Present: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine,

Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 43.

Absent and excused: Updegraff. Total 1.

The Speaker of the House, Mr. Murray, directed the Clerk of the House to call the roll of the House, and all the Members of the House were present except two.

Lieutenant-Governor Bellamy announced that there was a quorum of the Joint Session of the Legislature present, and that the Joint Session had convened for the purpose of electing two United States Senators from the State of Oklahoma.

The Secretary of the Senate read the Journal of the proceedings of the Senate of the ninth day, the same being the second Tuesday after the organization of the Legislature. The Clerk of the House read the Journal of the proceedings of the House of Representatives of the ninth day's proceedings, same being the second Tuesday after the organization of the First Legislature of Oklahoma.

The Speaker of the House, Mr. Murray, announced that the Journals of the respective Houses, the Senate and House of Representatives of the First Legislature for Oklahoma for Tuesday's session, the same being the second Tuesday after the organization of the Legislature, having each been read before the Joint Session of the Legislature, we find the following names have been placed before each body of the First Legislature and voted for as Senators from the State of Oklahoma in the United States Senate: The Honorable Robert L. Owen, the Honorable T. P. Gore, the Honorable C. G. Jones, and the Honorable Clarence B. Douglas, and that the vote had thereon in the Senate shows the Honorable Robert L. Owen received 39 votes for United States Senator from the State of Oklahoma; that the Honorable T. P. Gore received 39 votes for United States Senator from the State of Oklahoma; that the Honorable Clarence B. Douglas, received four votes for the office of United States Senator from the State of Oklahoma, and that the Honorable C. G. Jones received four votes for the office of United States Senator from the State of Oklahoma. Absent and not voting: 1. That the total number of Members of said Senate being 44, and that a majority of all the Members elected to and constituting said Senate have voted for the Honorable Robert L. Owen and the Honorable Thomas B. Gore, as Senators from the State of Oklahoma, in the United States Senate.

We find that in the House of Representatives the Honorable Robert L. Owen received 88 votes for United States Senator; that the Honorable T. P. Gore received 88 votes for the office of United States Senator from the State of Oklahoma; that the Honorable C. G. Jones received 18 votes for the office of United States Senator from the State of Oklahoma; that the Honorable Clarence B. Douglas received 18 votes for the office of

United States Senator from the State of Oklahoma. Absent and not voting, 3.

The total membership elected to and constituting the Senate of the State of Oklahoma being 44, and the total membership elected to and constituting the House of Representatives of the First Legislature of the State of Oklahoma being 109, and the Journals of the Senate and House of Representatives show that a majority of all the Members elected to and constituting the Senate and House of Representatives of the State of Oklahoma having voted for the Honorable Robert L. Owen and for the Honorable Thomas P. Gore, as Senators from the State of Oklahoma in the United States Senate.

Therefore, since the said Robert L. Owen and T. P. Gore have received a majority of all the votes of the Members elected to and constituting each of both the Senate and House of Representatives for the office of Senators from the State of Oklahoma in the United States Senate, I therefore declare each and both of them duly, legally and constitutionally elected Senators to represent the State of Oklahoma in the Senate of the United States.

On motion, the Joint Session was dissolved, the Senate adjourned until 1:30 P. M., Thursday, December 12th, 1907.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ELEVENTH DAY

Senate Chamber

Thursday, December 12, 1907.

The Senate convened at 1:30 P. M., with the President Pro Tempore Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 43.

Absent and excused on account of illness:

Updegraff. Total 1.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Message from the House of Representatives transmitting House Bills Nos. 6, 8, and 10, and House Concurrent Resolution No. 9, which had passed the House of Representatives.

The following Resolutions were introduced and referred, together with certain petitions.

Senate Concurrent Resolution No. 9, by Mr. Taylor, read and referred to Legal Advisory Committee.

Senate Resolution No. 9, by Mr. Thomas, "A Resolution to settle the tenure of office of Senators residing in certain districts."

Senate Resolution No. 10, by Mr. Little, read and referred to Committee on Senate and Legislative Affairs.

Senate Petition, by Mr. Memminger, read and referred to Committee on Agriculture and Animal Industry.

Senate Concurrent Resolution No. 10, by Mr. Franklin, read and referred to the Committee on Federal and Interstate Relations.

Senate Resolution No. 9, by Mr. Thomas, was read and passed.
Mr. President:

We, your Committee on Public Service Corporations, to whom was referred Senate Bill No. 6, have had the same under consideration, and

beg leave to report it back to the Senate, with the recommendation that it do pass.

W. H. REDWINE,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Banks and Banking, to whom was referred House Bill No. 7, beg leave to report it back to the Senate, with the recommendation that it do pass.

REUBEN M. RODDIE,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary, to whom was referred Senate Bills Nos. 7 and 11, beg leave to report that we have had said bills under consideration, and recommend them back to the Senate. That Senate Bill No. 11 as herein amended do pass, and that same be known as the Franklin-Brook Act. We further recommend that Senate Bill No. 7 do not pass.

J. C. GRAHAM,
Chairman Judiciary No. 1.
W. P. STEWART,
Chairman Judiciary No. 2.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 51, by Mr. Taylor, to Committee on Public Service Corporations.

Senate Bill No. 52, by Mr. Taylor, to Committee on Public Service Corporations.

Senate Bill No. 53, by Mr. Taylor, to Committee on Judiciary No. 1.

Senate Bill No. 54, by Mr. Taylor, to Committee on Judiciary No. 1.

Senate Bill No. 55, by Mr. Johnson (15), to Committee on Judiciary No. 2.

Senate Bill No. 56, by Mr. Cordell, to Committee on Judiciary No. 2.

Senate Bill No. 57, by Mr. Williams, to Committee on Judiciary No. 2.

Senate Bill No. 58, by Mr. Smith, to Committee on Judiciary No. 1.

Senate Bill No. 59, by Mr. Williams, to Committee on Public Health.

Senate Bill No. 60, by Mr. Cordell, to Committee on Judiciary No. 2.

Senate Bill No. 61, by Mr. Billups, to Committee on Prohibition Enforcement.

Senate Bill No. 35, by Mr. Smith, to Committee on Judiciary No. 2.

House Bills on first reading:

House Bill No. 6, by Mr. Murray, "An Act creating the office of State Printer and authorizing the Governor to appoint a State Printer."

House Bill No. 8, by Mr. Vandeventer, "An Act to confer on the Commissioners of the Land Office, consisting of the Governor, Secretary of State, State Auditor, Superintendent of Public Instruction and President of the Board of Agriculture, authority to manage, loan, invest and regulate the investment and deposit of the permanent school fund."

House Bill No. 10, by Mr. Vandeventer, "An Act making an appropriation for the payment of the mileage of Members and contingent expenses of the First Legislature."

Senate Concurrent Resolution No. 3, by Mr. Thomas, was referred to the Committee of the Whole.

Senate Concurrent Resolution No. 4, by Mr. Stanford, was read and referred to Judiciary Committee No. 2.

Mr. Agee, Mr. Strain, Mr. Russell and Mr. Sergeant-at-Arms were appointed a Committee, who escorted Hon. Robert L. Owen and wife to the rostrum of the Senate.

Mr. Eggerman and Mr. Brook were appointed to escort Honorable T. P. Gore to the rostrum of the Senate.

Senator Owen and Senator Gore addressed the Senate.

A unanimous vote of thanks of the Senate was extended to Hon. R. L. Owen and Hon. T. P. Gore for their visit and address to the Senate.

House Concurrent Resolution No. 5 was read the second time and referred to Committee on Judiciary No. 1.

House Concurrent Resolution No. 4, by Mr. Jones, was read and referred to Committee on Judiciary No. 1.

House Concurrent Resolution No. 7, by Mr. Anthony, was read, and referred to Committee on Federal and Interstate Relations.

House Concurrent Resolution No. 9, by Mr. Manus, was read and adopted.

Mr. Agee and Mr. Memminger were appointed on behalf of the Senate in conjunction with the Governor, and a like committee from the House to secure the Brooks Opera House for Mr. Bryan's speech to the Joint Session.

Senate Resolution No. 1 was read and referred to the Committee of the Whole under title Chapter 13, Limit to Lobbying.

Senate Concurrent Resolution No. 3 was referred to the Joint Committee of the two Houses of the Legislature, ordered copied in duplicate, and one copy thereof referred to the Committee of the Whole.

Senate Concurrent Resolution No. 5, by Mr. Cordell, was placed on general orders.

Senate Resolution No. 6, by Mr. Goulding, was referred to the Committee of the Whole.

Senate Resolution No. 8, by Mr. Agee, read and referred to the Committee of the Whole.

The following bills were introduced and read the first time:

Senate Bill No. 62, by Mr. Brook, "An Act authorizing the sale of oil, gas and all kinds of mining leases on the lands of minors, imbeciles, persons non compos mentis, habitual drunkards and any other person incapable of attending to their own affairs, the procedure therein and regulating cost thereof."

Senate Bill No. 63, by Mr. Brook, "An Act requiring railroads operating trains in the State of Oklahoma to arrive and depart on schedule time."

Senate Bill No. 64, by Mr. Conn, "An Act relating to burglary and prescribing the punishment therefor."

Senate Bill No. 65, by Mr. Cordell, "An Act relating to the uniformity of marriage."

Senate Bill No. 66, by Mr. Eggerman, "An Act establishing the office of Inspector of Steam Boilers and defining the duties thereof."

Senate Bill No. 67, by Mr. Franklin, "An Act providing that certain contracts shall constitute no bar or defense to any action brought to recover damages for personal injuries or death of any employee."

Senate Bill No. 68, by Mr. Franklin, "An Act creating a State Board of Health and defining the powers and duties thereof, and declaring an emergency."

Senate Bill No. 69, by Mr. Johnson of 14, "An Act authorizing the Boards of County Commissioners to repay the unearned liquor license fees."

Senate Bill No. 70, by Mr. Redwine, "An Act to definitely fix and determine the boundary lines between the incorporated towns of Haileyville and Hartshorne and declaring an emergency."

Senate Bill No. 71, by Mr. Redwine, "An Act providing for the appointment of Referees in Chancery by the District Courts and defining their duties and powers, and declaring an emergency."

Senate Bill No. 72, by Mr. Sorrells, "An Act providing for the prosecuting of offenses committed within the boundary of what was formerly known as the Indian Territory prior to the 16th day of November, 1907."

Senate Bill No. 73, by Mr. Sorrells, "An Act creating a bureau to be known as the Oklahoma Geological Survey."

Senate Bill No. 74, by Mr. Sorrells, "An Act creating a State Examining Board, also an inspection district, a weighman and check weighman, and also a law making Mine Inspectors ex-officio Scale Inspectors at coal mines."

Senate Bill No. 75, by Mr. Stafford, "An Act to authorize a Geological Survey and providing a Commission."

Senate Bill No. 76, by Mr. Stafford, "An Act providing for the appointment of a Board of Regents of the State University."

Senate Bill No. 77 by, Mr. Stewart, "An Act creating the office of Assistant County Attorney, and declaring an emergency."

Senate Bill No. 78, by Mr. Taylor, "An Act providing for the selection of Grand and Petit Juries."

Senate Bill No. 79, by Mr. Taylor, "An Act requiring a letter of discharge to employees and the payment of wages due at the termination of services."

Senate Bill No. 80, by Mr. Williams, "An Act providing for the compulsory education of children between the age of eight and sixteen years."

The Senate went into the Committee of the Whole, with Mr. Echols in the chair.

The Committee of the Whole arose to receive a message from the House transmitting House Concurrent Resolution No. 2, enrolled.

Mr. Moore and Mr. Coon were appointed by the President as Members of a Joint Committee on the transmission and notification of House Concurrent Resolution No. 2.

The Committee of the Whole resumed.

The Committee of the Whole arose, and reported:

Mr. President:

We, your Committee of the Whole, have had under consideration the report of the Committee on Rules, report progress, and ask leave to sit again.

R. E. ECHOLS,
Chairman.

The report was adopted.

The Senate recessed until 7.30 P. M.

Evening Session.

The Senate convened at 7:30 P. M., with the President Pro Tempore Mr. Johnston, in the chair.

The message from the Governor was read and referred to the Committee on Prohibition Enforcement.

Sixth special message from the Governor was read and referred to School and Public Lands Committee.

The Senate went into the Committee of the Whole with Mr. Echols in the chair.

The Committee of the Whole arose and reported.

Mr. President:

We, your Committee of the Whole, to whom was referred the report of the Committee on Rules, and report progress, and ask leave to sit again.

R. E. ECHOLS,
Chairman.

The report was adopted.

The Senate adjourned until 1:30 P. M., Friday, December 13, 1907.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

TWELFTH DAY

Senate Chamber

Friday, December 13th, 1907.

The Senate met at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazeil, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 43.

Absent and excused:

Soldani. Total 1.

Prayer by the Chaplain.

Journal of the previous Legislative day read and approved.

Message from the Governor was read.

Message from the House transmitting House Concurrent Resolution No. 10, which had passed the House of Representatives.

To the Honorable Senate:

Upon your suggestion the House has appointed Mr. Williams, of Comanche, Mr. Williams, of Pushmataha, and Mr. Durst, as a Committee to act with your Committee for the purpose of laying House Concurrent Resolution No. 2 in proper form before the Congress of the United States.

On motion of Mr. Billups, House Concurrent Resolution No. 10 was unanimously adopted.

Mr. Cordell withdrew Senate Concurrent Resolution No. 10.

A letter from the One Hundred Thousand Club of Muskogee, Oklahoma, accompanied by a resolution, was introduced by Mr. Brook and read.

On motion of Mr. Brook, the resolution was adopted.

Memorial by Mr. Redwine read, ordered printed as read, and referred to the Committee of the Whole.

Message from the House, transmitting House Bill No. 78, which has passed the House of Representatives.

Mr. President:

Your Committee on State Affairs recommends that Resolution No.

10, by Mr. Little, with reference to the purchase of a copy of Bunn's Annotated Constitution and Enabling Act for each Member of the Senate and such other copies as deemed necessary by the President shall be purchased by the Sergeant-at-Arms, be adopted.

We further recommend that: The Secretary be instructed to furnish postage for the official business of the Members of the Senate, and that the Postmistress shall stamp such letters as are left with her by the Senators.

We further recommend that: The Senators furnish the Secretary with a copy of letter heads and envelopes, and recommend that the letter heads bear the seal of Oklahoma.

We further recommend that: The rail around the gallery be removed, but not until during the holidays.

We further recommend that: A copy of Roberts' Rules of Order be furnished to each Member of the Senate and that such additional copies be procured as the President may deem necessary.

Respectfully submitted,

J. S. MORRIS,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 11, by Mr. Wynne, was read the second time, and ordered printed and referred to the Committee of the Whole.

The Senate went into Committee of the Whole with Mr. Blair in the chair.

The Committee of the Whole reported:

Mr. President:

We, your Committee of the Whole, to whom was referred House Bill No. 7, report it back to the Senate, with the recommendation that it be placed on third reading and final passage this day.

H. S. BLAIR,
Chairman.

The report was adopted.

The bill was read at length the third time.

The question being, "Shall the bill pass?" The roll was called and resulted:

Yeas: Agee, Billups, Brook, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nayes: Brownlee. Total 1.

Absent: Soldani, Stanford. Total 2.

Mr. Brownlee explained his vote:

Mr. President:

I desire to explain my vote on House Bill No. 7. I voted "No" because other legislation is necessary under the last paragraph of Section 6, Article 11, of the State Constitution before the Treasurer of the United States should be directed to pay the same to the State Treasurer. To me safety is paramount to haste.

E. D. BROWNLEE.

The bill was passed by the Senate.

Senate Concurrent Resolution No. 10, by Mr. Johnston, was read and unanimously adopted by the Senate.

The following bills read the second time, and referred to Standing Committees:

Senate Bill No. 62, by Mr. Brook, to Committee on Judiciary No. 1.

Senate Bill No. 63, by Mr. Brook, to Committee on Public Service Corporations.

Senate Bill No. 64, by Mr. Conn, to Committee on Judiciary No. 2.

Senate Bill No. 65, by Mr. Cordell, to Committee on Judiciary No. 2.

Senate Bill No. 66, by Mr. Eggerman, to Committee on Commerce and Labor.

Senate Bill No. 67, by Mr. Franklin, to Committee on Legal Advisory.

Senate Bill No. 68, by Mr. Franklin to Committee on Public Health.

Senate Bill No. 69, by Mr. Johnson (14), to County and County Affairs Committee.

Senate Bill No. 70, by Mr. Redwine, to Committee on Legal Advisory.

Senate Bill No. 71, by Mr. Redwine, to Committee on Legal Advisory.

Senate Bill No. 72, by Mr. Sorrells, to Committee on Judiciary No. 1.

Senate Bill No. 73, by Mr. Sorrells to Committee on Geological Survey.

Senate Bill No. 74, by Mr. Sorrells, to Committee on Mines and Manufacturing.

Senate Bill No. 75, by Mr. Stafford, to Committee on Geological Survey.

Senate Bill No. 76, by Mr. Stafford, to Committee on Legal Advisory.

Senate Bill No. 77, by Mr. Stewart, to Committee on Judiciary No. 2.

Senate Bill No. 78, by Mr. Taylor, to Committee on Judiciary No. 2.

Senate Bill No. 79, by Mr. Taylor, to Committee on Commerce and Labor.

Senate Bill No. 80, by Mr. Williams, to Committee on Education.

House Bill No. 6, by Mr. Murray, to Committee on Printing.

House Bill No. 8, by Mr. Vandeventer, to Committee on Banks and Banking.

House Bill No. 10 to Committee on Appropriations.

The following bills were introduced and read the first time:

Senate Bill No. 81, by Mr. Franklin, "An Act defining the duties of the Commissioner of Labor and providing laws in relation to labor in mechanical industries in the State."

Senate Bill No. 82, by Mr. Brook, "An Act providing for the office of Public Administrator and prescribing their terms of office, their powers and duties, and declaring an emergency."

Senate Bill No. 83, by Mr. Stafford, "An Act to enforce the attendance of children between certain ages in the public schools and provide for truant officers."

Senate Bill No. 84, by Mr. Stafford, "An Act relating to the office of State Examiner and Inspector and defining his duties."

Senate Bill No. 85, by Mr. Moore, "An Act to provide for the collection of taxes for the year 1907 in new Counties, where the same have been created in whole or in part out of old Counties within that part of the State formerly the Territory of Oklahoma, and remitting the State taxes for the year 1907, and declaring an emergency."

Senate Bill No. 86, by Mr. Goulding, "An Act designating the first Monday in September to be known as Labor Day."

Senate Bill No. 87, by Mr. Goulding, "An Act to provide Court Stenographers for the District Courts of Oklahoma."

Senate Bill No. 88, by Mr. Eggerman, "An Act requiring railroad companies to place switch lights on all their main line switches, and to keep lights on all side switches."

House Bill No. 78, by Mr. Vandeventer, "An Act regulating the laying, constructing, maintaining and operating gas pipe lines for the transportation of natural gas within the State of Oklahoma."

Senate Concurrent Resolution No. 14, by Mr. Johnson (14), "Memorializing Congress to retain Fort Reno Military Reservation as a permanent army post."

Senate Concurrent Resolution No. 11, by Mr. Wynne, "relative to the removal of restrictions off the alienation of Indian lands in that part of Oklahoma known as Indian Territory."

The Senate recessed until 7:30 P. M. of this day.

Evening Session.

Senate convened at 7:30, pursuant to recess, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Senators were present.

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Smith, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent:

Soldani, Sorrells, Stanford. Total 3.

Mr. Roddie moved to reconsider the vote by which House Bill No. 7 passed by the Senate. The roll was called.

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: Cunningham. Total 1.

Absent and not voting: Brazell, Johnson (14), Soldani, Sorrells, Stanford, Smith. Total 6.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole, having had under consideration the matters upon the Calendar under the general orders, beg leave to report that they have had the same under consideration and thereupon report that House Bill No. 7 having been considered in said Committee is reported back, with the recommendation that it do pass, as amended in Committee of the Whole, which amendments are as follows:

By inserting in line 3, Section 1, after the word "State," the words "to receive and receipt for," and in line 5 of said Section by striking out the figures "12" and inserting in lieu thereof the figures "16;" and in line 14, of said Section, on page 2, by inserting after the word "receive" the words "and receipt for the remaining portion of said fund," and that said bill, as so amended in Committee of the Whole, be ordered engrossed and placed upon third reading and final passage this day.

J. H. STRAIN,
Chairman.

The report was adopted.

House Bill No. 7 was read the third time at length and placed upon its final passage.

Mr. Davis moved to amend by inserting in line 9, Section 1, on page 2 of the bill, after the word "receive" the words "and receipt," which amendment was made by unanimous consent.

Section 1 was adopted, as amended.

Section 2 was adopted.

The bill, as adopted Section by Section was placed on third reading, and was read at length, and the question being, "Shall House Bill No. 7 pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding,

Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: Brownlee. Total 1.

Absent and not voting: Soldani, Sorrells, Stanford, Smith. Total 4.

Mr. Brownlee explained his vote on House Bill No. 7, as follows:

Mr. President:

I desire to explain my vote on House Bill No. 7. I vote "no" because other legislation is necessary under the last paragraph of Section 6, Article 11, of the State Constitution before the Treasurer of the United States should be directed to pay the same to the State Treasurer. To me safety is paramount to haste.

E. D. BROWNLEE.

The bill duly passed by the Senate.

The Senate adjourned until Saturday, December 14th, 1907, at 10 o'clock A. M.

GEORGE W. BELLAMY,
President.

Attest.

J. I. HOWARD,
Secretary.

THIRTEENTH DAY

Senate Chamber

Saturday, December 14, 1907.

The Senate convened at 10 o'clock A. M., pursuant to adjournment with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 43.

Absent and excused:

Soldani. Total 1.

Prayer by the Chaplain.

Journal of the previous Legislative day was read and approved.

The following Senators were appointed by the President to visit and report on the asylum at Norman: Mr. Agee, Mr. Thomas, Mr. Johnson (15).

Ham Bee was appointed Clerk of the Committee.

W. W. Carlock, Assistant Watchman, was excused and Charles Knox appointed as substitute.

The following parchment Resolution of Greeting from the National House of Representatives received and read:

IN THE HOUSE OF REPRESENTATIVES.

Resolved, That the House of Representatives acknowledges the welcome greeting from the State of Oklahoma, and requests the Speaker to tender congratulations and good wishes for her future progress and greatness.

J. G. CANNON,

Speaker, House of Representatives.

A. M. M'DOWELL,

Clerk of the House of Representatives.

The following communications were read:

A letter from Albany, Missouri, to Governor Haskell, endorsing Bank Bill.

A letter from E. J. Giddings relative to transfer of cases to Federal Court, referred to the Committee of the Whole.

A letter from J. B. Thompson relative to liquor law, referred to Committee on Prohibition Enforcement.

A letter from J. R. Cottingham relative to Senate Bill No. 1.

Senate Concurrent Resolution No. 15, by Mr. Russell, relative to removal of restrictions of alienations on Indian lands, read first time.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 81, by Mr. Franklin, to Committee on Mining and Manufacturing.

Senate Bill No. 82, by Mr. Brook, to Committee on Judiciary No. 1.

Senate Bill No. 83, by Mr. Stafford, to Committee on Education.

Senate Bill No. 84, by Mr. Stafford, to Committee on Public Service Corporations.

Senate Bill No. 85, by Mr. Moore, to Committee on Revenue and Taxation.

Senate Bill No. 86, by Mr. Goulding, to Committee on Judiciary No. 2.

Senate bill No. 87, by Mr. Goulding, to Judiciary Committee No. 1.

Senate Bill No. 88, by Mr. Eggerman, to Committee on Commerce and Labor.

House Bill No. 78, by Mr. Vandeventer, to Committee on Mines and Manufacturing.

The following bills were introduced and read the first time.

Senate Bill No. 89, by Mr. Wynne, "An Act empowering the Boards of Trustees of Towns and Villages to levy and collect an occupation tax."

Senate Bill No. 90, by Mr. Blair, "An Act to provide for the selection of grand and petit jurors in the District and County Courts, and declaring an emergency."

Senate Bill No. 91, by Mr. Morris, "An Act for the relief of Section 13 settlers, in certain parts of Western Oklahoma, who purchased improvements and filed homestead entries thereon, subject to the passage of an Act of Congress granting the said lands to the State of Oklahoma."

Senate Bill No. 92, by Mr. Williams, "An Act to prevent the waste of natural gas wells, pipe lines and requiring the use of Flambeau and Jumbo lights consuming natural gas, and declaring an emergency."

House Bill No. 11a, by Williams-Roddie, "An Act creating a State Banking Board, establishing a Depositors' Guaranty Fund, fixing salary of Bank Commissioner and assistants, providing for frequent examinations, and declaring an emergency."

The Senate went into the Committee of the Whole, with Mr. Brownlee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have now had under consideration Senate Bill Nos. 6 and 11, beg leave to report that Senate Bill No. 6 be made a special order for Monday.

We further report progress on Senate Bill No. 11 and ask leave to sit again.

E. D. BROWNLEE,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

A quorum was present.

The Senate went into Committee of the Whole, with Mr. Brownlee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have had under consideration Senate Bill No. 11, beg leave to report progress, and ask leave to sit again.

E. D. BROWNLEE,
Chairman.

The report was adopted.

The Senate adjourned until 1:30 P. M., Monday, December the 16th, 1907.

GEORGE W. BELLAMY,
President.

Attest.

J. I. HOWARD,
Secretary.

FOURTEENTH DAY

Senate Chamber

Sunday, December 15th, 1907.

There was no session of the Senate this day.

GEORGE W. BELLAMY,
President.

Attest.

J. I. HOWARD,
Secretary.

FIFTEENTH DAY

Senate Chamber

Monday, December 16, 1907.

The Senate convened at 1:30 P. M., pursuant to adjournment, the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent:

Blair, Echols, Soldani. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 89, by Mr. Wynne, to Committee on Revenue and Taxation.

Senate Bill No. 91, by Mr. Morris, to Committee on School Lands.

Senate Bill No. 92, by Mr. Williams, to Committee on Oil and Gas.

House Bill No. 11a, by Mr. Williams, to Committee on Banks and Banking.

Senate Bill No. 90, by Mr. Blair, to Committee on Judiciary No. 1.

Senate Bill No. 81 was withdrawn from the Committee on Mining and Manufacturing and referred to the Committee on Commerce and Labor.

Senate Bill No. 58 was withdrawn from the Committee on Municipal Corporations and referred to Committee on Judiciary No. 1.

The Senate went into the Committee of the Whole, with Mr. Mathews in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, having had under consideration Senate Concurrent Resolution No. 11, recommend the same be re-committed to the Special Committee from which it came for further consid-

eration. Also having had under consideration Senate Bill No. 11, report back to the Senate that we recommend said bill do pass, as amended in the Committee of the Whole.

FRANK MATHEWS,
Chairman.

The report was adopted.

Senate Bill No. 93, by Mr. Johnson (14), "An Act extending the time for paying taxes, was read the first time.

Mr. President:

We, your Committee on Prohibition Enforcement, to whom was referred Senate Bill No. 61, by Mr. Billups, have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it "do pass" as amended.

R. A. BILLUPS,
Chairman.

The report was adopted.

Mr. President.

We, your Special Committee, to whom was referred Senate Concurrent Resolution No. 11, beg leave to report that we have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it "do pass," and in addition submit the bill of Senator Owen.

R. P. WYNNE,
Chairman.

The report was adopted.

On motion of Mr. Taylor, the Committee of the Whole was instructed to strike out lines 13 to 18 inclusive on page 3.

The Senate next went into the Committee of the Whole with Mr. Mathews in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have had under consideration Senate Concurrent Resolution No. 11, beg leave to report it back to the Senate, with the recommendation that it do pass, as amended in Committee of the Whole.

FRANK MATHEWS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Prohibition Enforcement, beg leave to make an additional report on Senate Bill No. 61, and recommend that the same do pass, as reported by said Committee.

R. A. BILLUPS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Federal and Interstate Relations, who have had under consideration Senate Concurrent Resolution No. 9, beg leave to report it back to the Senate, with the recommendation that it do pass.

HARPER S. CUNNINGHAM,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 10, report the same back, with the recommendation that it do pass.

ROY E. STAFFORD,

Chairman.

Mr. President:

We, your Committee on Banks and Banking, to whom was referred House Bill No. 11a, have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass.

REUBEN M. RODDIE,

Chairman.

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 15, have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass.

J. ELMER THOMAS,

Chairman.

Mr. President.

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 76, have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass.

J. ELMER THOMAS,

Chairman.

The reports were adopted.

Senate Concurrent Resolution No. 11, was read as amended, and placed upon its final passage.

The roll was called and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little Mathews, Memminger, Morris, Moore, Redwine, Roddie, Sorrells, Stafford Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams Wynne, Yeager. Total 39.

Nays: Russell. Total 1.

Absent and not voting: Billups, Conn, Echols, Soldani. Total 4.

The resolution was passed.

The Senate went into the Committee of the Whole, with Mr. Cunningham in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have had under consideration House Bill No. 10, beg leave to report it back to the Senate, with the recommendation that it do pass, as amended.

HARPER S. CUNNINGHAM,

Chairman.

The report was adopted.

House Bill No. 10, read at length the third time, the question being "Shall the bill pass?" The roll was called, resulting as follows:

Ayes: Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays. None.

Absent and not voting: Agee, Cordell, Echols, Goulding, Roddie, Soldani. Total 6.

The bill was passed.

Senate Concurrent Resolution No. 9 was read at length the third time the question being, "Shall the resolution pass?" The roll was called and resulted as follows:

Ayes: Agee, Billups, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Cunningham, Stanford. Total 2.

Absent and not voting: Blair, Eggerman, Echols, Goulding, Morris, Soldani, Smith. Total 7.

The resolution was passed.

Senate Substitute Bill No. 11 was read the third time at length. The question being, "Shall the bill pass?" The roll was called, and resulted as follows:

Ayes: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie,

Russell, Sorrells, Stafford, Strain, Stewart, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Nays. None.

Absent and not voting: Echols, Soldani. Total 2.

The bill was passed and signed by the President.

The Senate recessed until 7:30 o'clock P. M.

The Senate met, pursuant to recess, at 7:30 P. M., with President, Mr. Bellamy, in the chair.

Roll call showed the following Members present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Absent: None.

The Senate went into the Committee of the Whole with Mr. Russell in the chair.

Communication was received from Hon. William J. Bryan, which stated that Mr. Bryan would reach Oklahoma Saturday forenoon, December 21st.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred House Bill No. 11a, and Senate Bill No. 8, beg leave to report that we have had same under consideration, and recommend the same back to the Senate, with the recommendation that they do pass, as amended by your Committee of the Whole Senate.

CAMPBELL RUSSELL,

Chairman.

The report was adopted.

Committee on Printing reported that it had House Bill No. 6 under consideration, and recommended that same do pass, as amended by Committee.

Committee on Judiciary No. 1 and No. 2 reported that they had had under consideration Senate Bill No. 8, and recommend that the same do pass.

The Senate went into the Committee of the Whole, with Mr. Franklin in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, the reports of Printing Committee on House Bill No. 8, beg leave to report that we have had

same under consideration, and beg to report progress thereon, and ask leave to sit again.

W. M. FRANKLIN,
Chairman.

The report was adopted.

TWELVE O'CLOCK P. M.

On motion of Mr. Roddie, the Senate adjourned until 12:10 A. M.,
Tuesday, December 17th, 1907.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

SIXTEENTH DAY

Senate Chamber

Tuesday, December 17th, 1907.

The Senate convened at 12:10 o'clock A. M., pursuant to adjournment, with President Bellamy in the chair.

The roll call showed the following Members present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Williams, Wynne, Yeager. Total 38.

Absent 7.

On motion by Mr. Graham, the reading of the Journal was postponed until the afternoon session of the Senate.

House Bill No. 11a was placed on third reading.

House Bill No. 11a was read the third time at length on this day, the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent: Brownlee, Curd, Echols, Mathews, Soldani, Smith, Updegraff. Total 7.

The bill with the emergency was passed.

The Senate recessed until 1:30 P. M. of this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to the recess, and was called to order by the President, Mr. Bellamy.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Curd, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Sorrells,

Strain, Stanford, Smith, Stewart, Taylor, Williams, Wynne, Yeager.
Total 39.

Absent:

Echols, Mathews, Soldani, Thomas, Updegraff. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The eighth special message from the Governor urging that a law for the enforcement of prohibition be enacted before the Holiday recess was read and referred to the Committee on Prohibition Enforcement.

The President, Mr. Bellamy, signed the following bills in open Senate: House Bill No. 8, House Bill No. 11a, House Bill No. 10, Senate Substitute Bill No. 11, Senate Concurrent Resolution No. 9, Senate Concurrent Resolution No. 11, Senate Concurrent Resolution No. 16, and House Bill No. 27.

The Senate went into the Committee of the Whole, with Mr. Cordell in the chair.

The President resumed the chair to receive a message from the House that the House of Representatives refused to concur in the Senate amendments to House Bill No. 10.

The Senate recessed from its amendments to House Bill No. 10.

The Committee of the Whole resumed.

The Committee on Enrolled and Engrossed Bills reported correctly engrossed Senate Concurrent Resolutions Nos. 9, 11 and 16, and Substitute Senate Bill No. 11.

The President signed House Bill No. 78 in open session.

The President appointed Mr. Stafford and Mr. Russell to accompany Governor Haskell to Wichita, Kansas, to meet and escort Hon. W. J. Bryan to Guthrie.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, to whom was referred Senate Bill No. 61, report progress, and ask leave to sit again.

S. A. CORDELL,

Chairman.

The report was adopted.

The Senate recessed until 8 P. M. this day.

Evening Session.

The Senate convened at 8 o'clock P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little,

Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Williams, Wynne, Yeager. Total 39.

Absent:

Echols, Soldani, Smith, Thomas, Updegraff. Total 5.

Message from the House transmitting House Bill No. 10, passed by the House; also House Bill No. 96, passed by the House, together with House Bill No. 10, enrolled.

House Bill No. 10, was signed by the President of the Senate after it had been read the fourth time.

The Senate went into the Committee of the Whole to consider House Bill No. 6.

The President, Mr. Bellamy, resumed the chair to receive a message from the House of Representatives, transmitting House Bill No. 11a, properly enrolled.

It was moved that the rules be suspended, that that bill be not read the fourth time, and on this motion the roll was called, resulting:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent:

Brownlee, Echols, Keys, Soldani, Smith, Thomas, Updegraff. Total 7.

The President signed the bill.

House Bill No. 105 was read the first time.

The Committee of the Whole resumed.

The Committee of the Whole arose, reported:

Mr. President:

Your Committee of the Whole, to whom was referred House Bill No. 6, report it back to the Senate, with the recommendation that it be recommitted to the Standing Committee for further consideration and report.

CAMPBELL RUSSELL,

Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Graham in the chair.

Mr. Johnston, President Pro Tempore, took the chair to receive a message from the House of Representatives transmitting Senate Concurrent Resolution No. 16 as passed by the House of Representatives;

also Senate Bill No. 1, as passed by the House as amended, which amendments were attached.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred Senate Substitute Bill No. 61, by Mr. Billups, and respectfully report that we have considered same down to and including Section 30 and we recommend that these Sections be adopted.

J. C. GRAHAM,
Chairman.

The report was adopted.

The Senate adjourned until 1:30 P. M., Wednesday, December 18, 1907.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

SEVENTEENTH DAY

Senate Chamber

Wednesday, December 18, 1907.

The Senate convened at 1:30 P. M., pursuant to adjournment, the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownie, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Roddie, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.
Mr. President:

We, your Committee on Mileage, desire to report that the Members of the Senate are entitled to mileage fees in going to and returning home from the Legislature as provided in the State Constitution, as follows:

Agee, 300 miles	\$30.00
Blair, 200 miles	20.00
Brook, 424 miles	42.40
Conn, 430 miles	43.00
Curd, 300 miles	30.00
Davis, 146 miles	14.60
Echols, 300 miles	30.00
Graham, 278 miles	27.80
Hatchett, 400 miles	40.00
Johnston, 60 miles	6.00
Johnson (15), 234 miles	23.40
Billups, 360 miles	36.00
Brazell, 178 miles	17.80
Brownlee, 60 miles	6.00
Cordell, 76 miles	7.60
Cunningham,	
Eggerman, 150 miles	15.00
Franklin, 310 miles	31.00
Goulding, 112 miles	11.20

Holman, 218 miles	21.80
Johnson (14), 120 miles	12.00
Keys, 392 miles	39.20
Landrum, 392 miles	39.20
Mathews, 380 miles	38.00
Morris, 800 miles	80.00
Redwine, 300 miles	30.00
Russell, 360 miles	36.00
Sorrells, 374 miles	37.40
Strain, 302 miles	30.20
Smith, 260 miles	26.00
Taylor, 180 miles	18.00
Updegraff, 300 miles	30.00
Wynne, 130 miles	13.00
Little, 230 miles	23.00
Memminger, 326 miles	32.60
Moore, 400 miles	40.00
Roddie, 230 miles	23.00
Soldani, 130 miles	13.00
Stafford, 60 miles	6.00
Stanford, 252 miles	25.20
Stewart, 400 miles	40.00
Thomas, 246 miles	24.60
Williams, 212 miles	21.20
Yeager, 216 miles	21.60

R. E. STAFFORD,

Chairman.

The report was adopted.

The House amendment to Senate Bill No. 1 read.

Mr. Graham moved that the Senate concur in the House amendments to Senate Bill No. 1; that same be considered engrossed and placed on third reading and final passage, as amended, which vote was taken by yeas and nays, as follows:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Morris, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Yeager. Total 39.

Nays: Brownlee, Cunningham, Stanford. Total 3.

Absent: Stafford, Updegraff. Total 2.

The bill was passed together with the emergency clause thereof.

The Senate went into the Committee of the Whole to consider Senate Bill No. 61, beginning with Section 31, with Mr. Graham in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred Senate Bill No. 61, report it back to the Senate, with the recommendation that it do pass as amended in the Committee of the Whole Senate.

J. C. GRAHAM,

Chairman.

The report was adopted.

Mr. Cunningham offered the following amendment:

Amend Section 2, page 2, by inserting between lines 6 and 7 the words "and any person who shall purchase, buy or otherwise illegally receive the same" and at the close of Section 2 add the words "and if such person be a public officer, his right to hold said office is thereby forfeited," so that Section 2 shall read as follows:

Section 2: Any person, individual or corporate, who shall manufacture, sell, barter, give away or otherwise furnish any intoxicating liquor of any kind within this State in violation of this Act or of the Constitution of this State, including ale, beer and wine, and any person who shall buy, purchase, or otherwise illegally receive any of the above described intoxicating liquors shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than fifty dollars nor more than five hundred dollars, and by imprisonment in the County jail or some public workhouse or at hard labor upon some public works or public roads, not less than thirty days nor more than six months, and if such convicted person shall be a public officer, his right to hold such office is hereby forfeited.

The roll-call on the adoption of the amendment resulted:

Yeas: Brownlee, Cunningham, Curd, Stanford, Updegraff. Total 5.

Nays: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Amendment lost.

Mr. Franklin explained his vote as follows:

Mr. President:

I vote "No" to the amendment offered by Senator Cunningham for the reason that I want to see the prohibition law enforced and believe that the best results could not be obtained if this amendment should be adopted. Under such provision it would be more difficult to reach the boot-legger or the seller of illicit liquors, the principal man we are after.

The following bills were read the first time:

House Bill No. 46, by Mr. Bryan, "An Act making an appropriation for the salaries of Justices of the Supreme Court and for the contingent expenses of said Court."

Senate Bill No. 94, by Mr. Brook, "An Act to regulate, govern and control general, special and primary elections."

Senate Bill No. 95, by Mr. Little, "An Act defining the powers of the County Courts and the Judges thereof, providing a Clerk and Stenographer therefor, and for other purposes."

Senate Bill No. 96, by Mr. Stewart, "An Act regulating the admission of Attorneys and Counselors-at-Law."

Senate Bill No. 97, by Mr. Memminger, "An Act to provide for the filing of schedules of rates charged by express companies for the transportation of money or merchandise within the State of Oklahoma."

Senate Bill No. 98, by Mr. Smith, "An Act to regulate the practice of medicine, providing a State Board of Health and defining the powers and duties thereof."

Senate Bill No. 99, by Mr. Stafford, "An Act to define and regulate the treatment, control and custody of dependent, neglected and delinquent children."

Senate Bill No. 100, by Mr. Brownlee, "An Act to provide certain public and private buildings with fire escapes, and declaring an emergency."

Senate Bill No. 101, by Mr. Eggerman, "An Act for the protection of persons in the employ of railroad corporations, persons, firms and other corporations."

Senate Bill No. 102, by Mr. Agee, "An Act to provide for the establishment of high schools in this State and to make appropriation for said school."

The following bill was read the second time, and referred. Amended House Bill, by Mr. Harrison. An Act in the restrain of animals running at large, to County and County Affairs.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 16 correctly enrolled.

The fourth reading of Senate Bill No. 1 as enrolled was suspended by the following vote: .

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani,

STATE OF OKLAHOMA,

Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, William Wynne, Yeager.

Nays: Brownlee, Cunningham, Stanford, Updegraff.

The President signed the same.

The Senate recessed until 7:30 P. M.

Evening Session.

Senate met at 7:30 P. M., pursuant to recess, with the President Mr. Bellamy, in the chair.

Roll-call showed the following Members present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Mr. President:

We, your Committee on Public Printing, having had under consideration House Bill No. 6, beg leave to report the following House Bill therefor, and recommend that the same be adopted.

S. A. CORDELL,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole Senate with Mr. Stanford in the chair.

The president, Mr. Bellamy, took the chair to receive a message from the House.

A message from the House that the House of Representatives agree to Senate amendments to House Bill No. 8, also transmitting House Bill No. 8, enrolled.

The Committee of the Whole resumed.

The President resumed the chair to receive a message from the Governor.

To the Legislature:

I have the honor to report to your Honorable Body that I have approved and signed House Bill No. 10, on this 17th day of December, 1907.

Respectfully submitted,

THE GOVERNOR,
C. N. HASKELL.

To the Legislature:

I have the honor to report to your Honorable Body that I have approved and signed House Bill No. 7, this the 17th day of December, 1907.

THE GOVERNOR.
C. N. HASKELL.

To the Legislature:

I have the honor to report to your Honorable Body that I have approved and signed House Bill No. 11a on this, the 17th day of December, 1907.

THE GOVERNOR,
C. N. HASKELL.

To the Legislature:

I have the honor to report to your Honorable Body that I have approved and signed House Bill No. 1, on this the 18th day of December, 1907.

THE GOVERNOR,
C. N. HASKELL.

To the Legislature:

I have the honor to report to your Honorable Body that I have approved and signed Senate Concurrent Resolution No. 16, on this, the 16th day of December, 1907.

THE GOVERNOR,
C. N. HASKELL.

The Committee of the Whole resumed.

Committee of the Whole reported as follows:

Mr. President:

We, your Committee of the Whole, to whom was referred House Bill No. 6, report it back to the Senate, with the recommendation that it do pass.

H. E. P. STANFORD,
Chairman.

The report was adopted.

House Bill No. 6 was read the third time at length, the question being "Shall the bill pass?" The roll was called, resulted as follows:

Ayes: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Brazell, Hatchett, Memminger, Sorrells, Stanford, Stewart, Total 6.

Absent and not voting: Curd, Cunningham, Mathews, Updegraff. Total 4.

The bill was passed.

Mr. Hatchett explained his vote, as follows:

Mr. President:

The reason I voted "No" on this bill was that I believe this Legislature is squandering the people's money by creating unnecessary offices.

Senate Bill No. 61 was read at length the third time. The question being, "Shall the bill pass?" The roll was called, and resulted as follows:

Ayes: Agee, Billups, Blair, Brazel', Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 36.

Nays: Curd, Cunningham, Johnson (15), Mathews, Stanford, Yeager, Goulding. Total 7.

Absent and not voting: Updegraff. Total 1.

The bill with the emergency was passed.

Mr. Johnson (15) explained his vote on Senate Bill No. 61, as follows:

Mr. President:

The provisions of this Act are so pernicious to the rights and safety of the people extending far beyond the honest intent of the Legislation sought, that I ask to explain my vote. I am heartily in accord with the prohibitory law, if it can be enforced, and I desire to fulfill the will of the people, but I tell you, sir, Mr. President, that no such bill can be enforced when its provisions antagonize public decency. I vote "No" first: Because it allows men to make arrests without warrants; Second: Officers can desecrate homes and search them with no actual knowledge of law-breaking; Third: It strikes down the strong arm of personal rights to gratify fanaticism; Fourth. It may unjustly convict, and can throw into a jail for a period of weeks the unfortunate, thus robbing homes of legal support; Fifth: The bill has not had careful consideration; Sixth: It forces upon the State and the people an unjust and uncaused expense.

Mr. Hatchett explains his vote as follows:

Mr. President:

I realize that there are radical provisions in this bill and some which should not be adopted, but owing to the emergency which exists throughout this State for some additional legislation on the question of prohibition in order that prohibition may be enforced I vote "Yes" on the whole bill, because we have not had sufficient time to reconstruct this bill at this time. I favor prohibition and all just and wholesome laws for its proper enforcement.

Mr. Yeager explains as follows:

Mr. President:

I vote "No" as I believe that this law will do an injustice to our State, County and City officials. I believe that it is in direct conflict

with Section 2 of the Constitution of the United States, Article 2, wherein all persons have the inherent right to life liberty, the pursuit of happiness and the enjoyment of the gains of their own industry. It makes good citizens, violate the law and thereby making criminals of honest men. It abridges the great domestic principle that we shall each enjoy ourselves as conscience dictates so long as we do not interfere with the rights of others or the public good. It is undemocratic, unjust, and will cause unreasonable expense to the State and County for which the taxpayers will be beholden. I believe that the Senator voting for this Act will regret the act in the near future. I believe this law will add twenty-five thousand votes to the Republican party. I believe this law will be declared unconstitutional.

Mr. Goulding explains his vote, as follows:

Mr. President:

I vote "No" on Senate Bill No. 61, for the reason that said bill seeks to discredit the various County officials entrusted with the enforcement of the law of Oklahoma before they have been given an opportunity to enforce said law and by presupposing that said officials are dishonorable men, unworthy of the trust and confidence bestowed upon them by the people of their respective Counties. That the bill is inquisitorial, taking away from the people their constitution rights and subjecting the people to great hardships and great annoyance in being called before inquisitors for star chamber investigation. That there is an unnecessary and heavy burden placed upon the people of the new State which might be saved and the law far better enforced by the present County and State officials, that the bill is cumbersome, contradictory and in part unconstitutional, and is not an emergency.

Mr. Stanford explains his vote as follows:

Mr. President:

I vote "No" on this bill for the following reasons:

First: That it is contrary to the spirit of, not only a republican form of government, but it is in direct contravention of the policy of the Democratic party to "Let the people rule." It is an effort to put all government in the hands of one individual, and a direct move to build up in this State a political machine to be controlled by one particular set or class of individuals.

Second: The provisions of this bill are such that it is possible under it to have a horde of petty officials known as deputies to the prohibition enforcement Commission, who will have the right in every County of this State to exercise all the power of County Attorneys and Sheriffs. They will have the right to summon witnesses and make provision for the punishment of citizens of this State by virtue of contempt proceedings.

Under no form of free government has such a power as this ever been given to one individual to be appointed by the Governor of a State.

Third: Reposing, as I do, confidence in the integrity and loyalty of all the people of this State, I say the bill is a direct insult to the citizens of Oklahoma and takes away from them the rights that are given them by law and that we thought were safeguarded by the Constitution.

Fourth: For the further and particular reason that it has been openly declared upon the Senate floor that this is an administration measure, and I already have and now desire to go upon record as against any administration that openly violates its pledges to the people by the enactment of such a law as this.

Fifth: There is no Section in the bill providing for the punishment of an officer acting under the authority of the Enforcement Commission who fails to perform his duty, where the bill provides that officers elected by the people may be almost summarily ejected from office and disqualified from ever holding an office in this State, thus pledging the supporters of this bill to the policy that an appointed officer is more sacred than one chosen by the voice of the people.

Sixth: No emergency exists for the passage of this Act, and I have but little confidence in the assurance that another Act is to follow making other and different provisions for the enforcement of prohibition.

Seventh: I stand unqualifiedly for law enforcement of every kind, with special preference for none and the spirit that prompts the passage of this Act is, in my judgment, akin to that which, in the days of our Puritan Fathers, led to the burning of witches at the stake.

Mr. Mathews explains his vote.

Mr. President:

I vote "No" because I believe this bill is impracticable, fanatical, unnecessary, and will be terribly expensive to the State. It provides for an unlimited horde of officials with their hands in the public till, none of whom will be responsible to the people for their actions.

I am a Democrat who believes in home rule. I have faith in the integrity of the citizenship and of the State and I believe each County has elected honest County officials who are both able and willing to enforce all laws, without any interference from the outside, and I am fully convinced that the passage of this iniquitous law will make this State Republican within three years.

I am in favor of practical legislation for the proper enforcement of the prohibition law, but this bill has been forced through the Senate under the "lash" without scarcely any deliberate consideration, and many members of this Body voted for it, privately expressing their utmost disapproval of every Section in it.

Senate Bill No. 6 was read at length the third time. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: Brownlee, Curd, Davis. Total 3.

Absent and not voting: Brook, Johnston, Redwine, Stanford. Total 4.

Mr. Johnston explains his vote.

Mr. President:

Having a personal interest in the subject matter of Senate Bill No. 6. I herewith disclose such interest and ask leave to not be required to vote thereon. Said transfer of such causes to the United States Courts being a matter involving my personal business as the attorney for clients in such removals.

Mr. Brook explains his vote as did Mr. Johnston; also Mr. Stanford and Mr. Redwine.

Mr. Davis explains his vote, as follows:

Mr. President:

I vote "No" on Senate Bill No. 6, for the reason that the title subject matter thereof covers but Sections 1 and 2, which I am heartily in favor of, but all additional Sections added to such bill are not germane to the title of the subject matter of the first two Sections, and in my judgment make the Act unconstitutional insofar as all other Sections after Section 2 are concerned, I shall never vote for any Act that I know to be, in part or in whole, unconstitutional. All Sections after Section 2 would probably receive my vote, if they appeared in a separate Act, so that they might be a valid law.

CLARENCE DAVIS.

Senate Bill No. 6 was passed.

Senate adjourned until 1:30 P. M., Thursday, December 19th, 1907.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTEENTH DAY

Senate Chamber

December 19, 1907.

Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrels, Stanford, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Absent: None.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Senate Resolution No. 11, asking for 500 printed copies of Senate Bill No. 1, was read and referred to Committee on Senate and Legislative Affairs.

Message from the Governor.

Mr. President:

I have the honor to inform your Honorable Body that I have approved and signed House Bill No. 8, this, the 19th day of December, 1907.

THE GOVERNOR,

C. N. HASKELL.

The report was adopted.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 85, beg leave to report it back to the Senate, with the recommendation that it do pass, as amended.

FRANK MATHEWS,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Senate and Legislative Affairs, to whom was

referred Senate Resolution No. 11, by Mr. Graham, beg leave to report that we have had the same under consideration, and report it back to the Senate, with the recommendation that it do pass.

J. S. MORRIS,
Chairman.

The report was adopted.

On motion of Mr. Johnston, House Bill No. 102 was substituted for Senate Bill No. 85.

Senate Concurrent Resolution by Mr. Taylor was read the second time and referred to Senate and Legislative Affairs Committee.

Bills on first reading.

Senate Bill No. 103, by Mr. Goulding, "An Act relating to building and loan associations, and providing for the regulation and inspection thereof, and a method whereby they may be permitted to do business in this State, and repealing all laws inconsistent of in conflict therewith."

The following bills were read the second time and referred to Standing Committees.

Senate Bill No. 94, by Mr. Brook, to Legal Advisory.

Senate Bill No. 95, by Mr. Little, to Judiciary No. 2.

Senate Bill No. 96, by Mr. Stewart, to Judiciary No. 2.

Senate Bill No. 97, by Mr. Memminger, to Public Corporations.

Senate Bill No. 98, by Mr. Smith, to Public Health.

Senate Bill No. 99, by Mr. Stafford, to Education.

Senate Bill No. 100, by Mr. Brownlee, to Judiciary No. 2.

Senate Bill No. 101, by Mr. Eggerman, to Commerce and Labor.

Senate Bill No. 102, by Mr. Agee, to Education.

House Bill No. 96, by Mr. Bryan, to Appropriations.

The President appointed Mr. Brook, Mr. Taylor and Mr. Echols as Special Committee to adjust salaries of employees.

The Senate went into the Committee of the Whole, with Mr. Little in the chair.

The President, Mr. Bellamy, resumed the chair to receive a message from the House of Representatives, that the House had agreed to all the Senate amendments to House Bill No. 6, except that of Section 1, and transmitting House Bill No. 114, House Bill No. 147, and House Bill No. 150, which had been passed by the House of Representatives.

House Bills Nos. 114, 147 and 150 were read the first time.

A special invitation to visit the Agricultural and Mechanical College on Wednesday, January 22, 1908, in a body was accepted.

The Senate resumed business in the Committee of the Whole, with Mr. Little in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred

Senate Bill No. 12, and Senate Bill No. 76, report them back to the Senate for passage as amended; further report progress, and ask to sit again.

J. C. LITTLE,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 12, by Mr. Redwine, correctly engrossed.

Mr. President:

We, your Committee on Senate and Legislative Affairs, beg leave to submit the following report; that 1,000 copies of House Bill No. 11a and 500 copies of Senate Bill No. 1 be immediately printed and equally distributed among the Members of the Senate. We further recommend that the contracting of the printing be let by the Senate and Legislative Affairs Committee.

J. S. MORRIS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Oil and Gas, having had under consideration House Bill No. 78, beg leave to report that said bill do pass as amended.

J. H. STRAIN,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Oil and Gas, to whom was referred Senate Bill No. 92, beg to report that the substance of said bill is now the law of Oklahoma, and after having same under consideration, beg leave to report the same back to the Senate, with the recommendation that it do not pass.

J. H. STRAIN,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 76 and 36 correctly engrossed.

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 36, beg leave to report it back to the Senate, with the recommendation that it do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee appointed to investigate and report to the Senate as to the proper method of taking and recording the vote of this Body upon bills having an emergency clause attached, and upon such clause beg leave to report that we have carefully considered Section 58 of Article 5 of the Constitution of Oklahoma, as follows, to-wit:

'No Act shall take effect until ninety days after the adjournment of the session at which it was passed, except enactments for carrying into effect provisions relating to the initiative and referendum, or general appropriation bills, unless, in cases of emergency, to be expressed in the Act, the Legislature, by a vote of two-thirds of all Members elected to each House, so directs,"

And respectfully report that we deem advisable hereafter that upon all bills with an emergency Section the roll be called upon the bill, not including the emergency clause, and recorded, and then that the roll be had upon the emergency Section and recorded.

December 19th, 1907.

L. K. TAYLOR,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Little in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, to whom was referred Senate Bill No. 36, Senate Bill No. 85, Senate Bill No. 93, Senate Bill No. 76 and Senate Bill No. 15, have had the same under consideration, and report them back to the Senate, with the recommendation that they do pass, as amended.

J. C. LITTLE,
Chairman.

The report was adopted.

Senate Bill No. 76 was read at length the third time.

The question being, "Shall the bill pass?" The roll was called, and resulted:

Ayes: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brownlee, Soldani, Stanford, Stewart.
Total 4.

The bill was passed.

Senate Bill No. 36 was read the third time at length. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and not voting: Billups, Stanford. Total 2.

The bill was passed.

Senate Bill No. 85 was read the third time at length, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and not voting: Stanford, Stewart. Total 2.

The bill was passed.

Senate Bill No. 93 was read the third time at length. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brooks, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and not voting: Stanford, Stewart. Total 2.

Nays: Goulding. Total 1.

The bill was passed.

The Memorial by Mr. Redwine to Congress was read at length. The question being, "Shall the resolution pass?" The roll was called, and resulted as follows:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Excused from voting: Roddie. Total 1.

Absent and not voting: Stanford, Stewart. Total 2.

The resolution was passed.

Senate Bill No. 15 was read the third time at length. The question being, "Shall the bill pass?" The roll was called, and resulted.

Yeas: Agee, Brazell, Brook, Brownlee, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Billups, Blair, Curd, Soldani, Stanford, Stewart. Total 6.

The bill was passed.

Motion to suspend the fourth reading of House Bill No. 6, resulted as follows:

Yeas: Agee, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Brazell. Total 1.

Absent and not voting: Billups, Blair, Goulding, Stewart, Soldani. Total 5.

House Bill No. 6 was signed by the President.

The Senate adjourned until 1:30 P. M., Friday, December 20, 1907.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

NINETEENTH DAY

Senate Chamber

Friday, December 20, 1907.

The Senate convened pursuant to adjournment at 1:30 P. M., with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Sanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Absent. None.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following bills were read the second time and referred to Standing Committees:

House Bill No. 50, by Mr. Vandeventer, Mr. Abbott, to Legal Advisory Committee.

House Bill No. 147, by Mr. Cope and others, to Appropriation Committee.

House Bill No. 114, by Mr. Tillottson, to Revenue and Taxation.

Senate Bill No. 103, by Mr. Goulding, to Municipal Corporations Committee.

Senate Bill No. 104, by Messrs. Brownlee-Goulding, entitled "An Act for the collection of delinquent taxes."

The Senate went into the Committee of the Whole, Mr. Goulding in the chair.

The President Pro Tempore took the chair to receive a message from the House.

The House requests the return of said Senate Bill No. 11 for further action, before agreeing to conference, and transmitting Amended House Bill No. 6, enrolled; also Senate Substitute Bill No. 11, with the amendments proposed by the House attached thereto; also Senate Bill 78, which had passed the House.

The President, Mr. Bellamy, signed in open session Amended House Bill No. 6, after it had been read the fourth time.

Mr. President:

I have the honor to report to your Honorable Body that I have approved and signed Amended House Bill No. 6, this, the 20th day of December, 1907.

THE GOVERNOR,
C. N. HASKELL,

Message from the house transmitting Committee Substitute for House Bill No. 102, and for Senate Bill No. 93, as passed, and engrossed by the House.

Substitute House Bill No. 102, and Senate Bill No. 93, read first time.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 147, report it back to the Senate, with the recommendation that it do pass.

R. E. ECHOLS,
Acting Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 85 correctly engrossed.

Mr. President:

I have the honor to report to your Honorable Body that I have approved and signed House Concurrent Resolution No. 2, Memorial to Congress concerning settlers in Kiowa, Comanche and Apache reservation, this 19th day of December, 1907.

THE GOVERNOR,
C. N. HASKELL.

Message from the House transmitting Senate Bill No. 85, for which House Substitute Bill No. 102 was passed by the House, as substitute, and requesting the return of House Bill No. 150, for further consideration in the House.

House Bill No. 150 was returned to the House.

On motion of Mr. Thomas, a Committee consisting of Mr. Thomas, Mr. Davis and Mr. Cunningham was appointed to accompany a like Committee to be appointed by the Honorable House to visit Norman, to investigate the burning of the University.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred House Bills Nos. 101, 78, 147, beg leave to report them back to the Senate, with the recommendation that they do pass.

P. J. GOULDING,
Chairman.

The report was adopted.

House Bill No. 101 was read at length the third time. The question being, "Shall the bill pass?" The roll was called, and resulted:

Ayes: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Soldani, Sorrells, Strain, Smith, Taylor, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Hatchett, Roddie, Russell, Stafford, Stanford, Stewart, Thomas, Updegraff. Total 10.

The bill was passed.

House Bill No. 147 was read the third time at length. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Cunningham, Memminger, Russell, Stafford, Stanford, Stewart, Updegraff. Total 7.

The bill was passed.

House Bill No. 78 was read at length the third time, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Conn, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Cunningham, Russell, Stanford, Stewart, Thomas, Updegraff. Total 6.

The bill was passed.

Mr. Agee, Mr. Brook and Mr. Memminger were appointed as a Committee to secure tickets and distribute them among the Senators and Senate employes to the Joint Session to hear the address of Hon. W. J. Bryan.

The following Committee on Entertainment was appointed:

Mr. Billups, Mr. Eggerman, Mr. Graham, Mr. Franklin, Mr. Blair.

Senate recessed until 8 P. M.

Senate convened at 8 P. M., with President Pro Tempore, Mr. Johnston, in the chair.

Quorum present.

Mr. President:

We, your Committee on Judiciary No. 2, to which was referred House Bill No. 150, report the same back to the Senate, with the recommendation that it do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Mathews in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred House Bill No. 150, report it back to the Senate, with the recommendation that it do pass.

FRANK MATHEWS,
Chairman.

The report was adopted.

Mr. Brook, Mr. Franklin and Mr. Little were appointed conferees on Senate Bill No. 11.

The Senate adjourned until 1:30 P. M., Saturday, 21st day of December, 1907.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

TWENTIETH DAY

Senate Chamber

Saturday, December 21st, 1907.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved

The following bills were read the second time and referred to Standing Committees:

Committee Substitute Bill No. 102, to County and County Affairs.

Senate Bill No. 102, to Judiciary No. 2.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 78 correctly enrolled.

Senate Bill No. 78 was read the fourth time and signed in open session by the President.

Mr. President:

We, your Committee on County Affairs, to whom was referred House Bill No. 102, report it back to the Senate, with the recommendation that it do pass.

TOM MOORE,
Chairman.

The report was adopted.

House Bill No. 150 was read at length the third time. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Agee, Billups, Blair, Cunningham, Davis, Echols, Little, Mathews, Russell, Stafford, Stanford, Stewart. Total 12.

Message from the House transmitting House Bill No. 101 and House Bill No. 147, enrolled; also Senate Substitute Bill No. 11, with the Conference Committee report attached, and to which the House agreed.

The Conference Committee report on Senate Bill No. 11 was adopted.

Roll was called on suspending the rules on the fourth reading of House Bill No. 101, resulted as follows:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Soldani, Sorrells, Strain, Smith, Taylor, Williams, Yeager. Total 33.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Hatchett, Roddie, Russell, Stafford, Stanford, Stewart, Thomas, Updegraff, Wynne. Total 11.

The President signed House Bill No. 101.

Senate went into the Committee of the Whole, with Mr. Mathews in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration House Bill No. 147, beg leave to report progress, and ask leave to sit again.

FRANK MATHEWS,
Chairman.

The report was adopted.

MESSAGE FROM THE GOVERNOR.

Mr. President:

In accordance with the law of the State of Oklahoma, we have appointed C. C. Worrall to the position of State Printer, and fixed his salary at twenty-five hundred dollars per annum, and his bond at ten thousand dollars, subject to your approval.

THE GOVERNOR,
C. N. HASKELL.

The Senate confirmed the appointment of C. C. Worrall.

Mr. President:

We, your Special Committee, to whom was referred House Bill No. 78, beg leave to report that we have carefully examined the bill, and find it to not be correctly enrolled.

CLARENCE DAVIS,
Chairman.

The report was adopted, and House Bill No. 78 was returned to the House for proper enrollment.

SPECIAL COMMITTEE REPORT.

Mr. President:

The undersigned Committee on behalf of the Senate met with a like Committee appointed by the House for the purpose of perfecting arrangements for the Joint Session of the Legislature, to be on December 21, 1907, to hear an address to be delivered by the Hon. W. J. Bryan. desire to report that the Brooks Opera House has been secured, and we recommend that a Joint Session be called soon after the arrival of the Santa Fe passenger from the north, which is due in Guthrie at 11 A. M. Lieutenant-Governor Bellamy will preside over the Joint Session, and Speaker Murray will introduce Mr. Bryan. Seats on the stage will be reserved for the Governor and Members of the Supreme Court, Committees on Reception, Arrangements, and Members of the Press. Members of the Senate and Representatives will occupy the seats in a body immediately in front of the stage. Seats in the rear of those occupied by the Legislature will be reserved for the State officials and employes of both Houses of the Legislature. Boxes to be reserved for the Governor's family and wives of the Members of the Legislature, and the remaining seats to be for the general public.

Admission tickets to be furnished by Mr. Brooks, under the supervision of the Committee. Each Member of the Legislature is to be furnished with an extra ticket.

A. E. AGEE,
Chairman.

The report was received and approved.

The Senate recessed to meet in Joint Session with the House of Representatives to hear the address of Hon. W. J. Bryan.

Joint Session dissolved, and the Senate reconvened at 4 P. M., with the President, Mr. Bellamy, in the chair.

Quorum present.

Substitute Senate Bill No. 11 was signed in open session by the President, Mr. Bellamy.

Message from the House transmitting Senate Bill No. 76, which had passed the House.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 96, report it back to the Senate, with the recommendation that it do pass, as amended.

ROY E. STAFFORD,
Chairman.

The report was adopted.

Senate went into the Committee of the Whole, with Mr. Mathews in the chair.

Committee of the Whole arose and reported.

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration House Bill No. 96, beg leave to report it back to the Senate, with the recommendation that further action be deferred until after the holidays.

FRANK MATHEWS,
Chairman.

The report was adopted.

Mr. President:

You are advised that I have approved and signed Senate Bill No. 78, this 23rd day of December, 1907.

THE GOVERNOR,
C. N. HASKELL.

Mr. President:

You are advised that I have approved and signed House Bill No. 147, this 21st day of December, 1907.

THE GOVERNOR,
C. N. HASKELL.

Mr. President:

The Committee on Senate and Legislative Affairs beg leave to submit the following report: That one thousand copies of House Bill No. 11a and five hundred copies of Senate Bill No. 1, be immediately printed and equally distributed among the Members of the Senate.

We further recommend that the contracting of the printing be let by the Senate and Legislative Affairs Committee.

J. S. MORRIS,
Chairman.

The Secretary, Mr. Howard, was directed to remain in charge of Senate affairs during the Holidays.

Mr. President:

You are advised that I have approved and signed Senate Bill No. 11, this 21st day of December, 1907.

THE GOVERNOR,
C. N. HASKELL.

House Bill No. 78 was read at length the fourth time and signed in open session by the President, Mr. Bellamy.

Mr. Redwine, Mr. Brownlee, Mr. Cunningham, Mr. Hatchett and Mr. Morris were appointed a Special Committee to draft a resolution for paying Members and employees during the Holidays.

Mr. President:

You are advised that I have approved and signed House Bill No. 78, this 21st day of December, 1907.

THE GOVERNOR,
C. N. HASKELL.

A message from the House transmitting Senate Bill No. 6, and House Bill No. 96, which had been signed by the Speaker of the House of Representatives.

House Bill No. 96 was signed in open session by Mr. Bellamy, the President, and ordered printed.

The Senate adjourned until January 6th, 1908, at 1:30 P. M.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

TWENTY-FIRST DAY

Senate Chamber

Monday, January 6, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused.

Brazell, Echols, Holman, Mathews. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Graham, Mr. Mathews and Mr. Sanders, Journal Clerk, excused for three days.

Senate Concurrent Resolution No. 19, by Mr. Brook, a memorial to the Congress of the United States for an appropriation for the improvement of the navigation of the Arkansas river was read.

Committee Substitute for House Bill No. 102 was read at length the third time. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Little, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Absent, excused and not voting: Agee, Brazell, Brook, Echols, Graham, Holman, Johnston, Mathews, Memminger, Stewart. Total 10.

The bill was passed.

The Senate adjourned until Tuesday, January 7th, 1908, at 1:30 P. M.

GEORGE W. BELLAMY,

Attest:

President.

J. I. Howard,
Secretary.

TWENTY-SECOND DAY

Senate Chamber

Tuesday, January 7, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused. Brazell, Echols, Mathews. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Bills on first reading:

Senate Bill No. 105, by Mr. Franklin, An Act to amend Section 2 of Senate Substitute Bill No. 11, passed and approved December 21, 1907, by the Legislature of Oklahoma, entitled, "An Act providing for the removal of all those causes, both civil and criminal, transferred from the Courts of the Territory of Oklahoma and United States Courts in the Indian Territory, to the Courts of this State, including a transcript of the records of Mayors and United States Commissioners Courts in that part of the State formerly known as the Indian Territory, which would have been properly triable in any other Court of any County or District of the State had such suit or proceeding been commenced after the admission of this State into the Union."

Senate Concurrent Resolution No. 20, by Mr. Little, a memorial asking Congress to place Platt Park under the control of the Smithsonian Institution.

Memorial by Mr. Cunningham, from Lodge 326, Anti-Horse Thief Association relative to amendment of statutes relating to crime and criminal offenders, read and referred to Judiciary No. 2.

Mr. Johnston, Mr. Agee and Mr. Graham were appointed as a Special Committee to invite the Governor, Mr. Haskell, Samuel J. Barrett and Miss Kate Barnard and the school land lessees to visit and address the Senate on this day.

A message from the Governor relating to the primary elections, prohibition removal of causes, initiative and referendum, State debts, Agricultural Board, mine safety, statutes, elections of Senators and Board of County Commissioners of Logan County, attached, was read, and Mr. Stewart and Mr. Sorrells and Mr. Graham were appointed as a Special Committee to refer the various subjects to the proper Committees.

The Senate adjourned until Wednesday, January 8th, 1908, at 1:30 P. M.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

TWENTY-THIRD DAY

Senate Chamber

Wednesday, January 8th, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 40.

Absent and excused: Brazell, Mathews, Echols, Updegraff. Total 4.
Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Bills on second reading:

Senate Bill No. 105, by Mr. Franklin, referred to Judiciary No. 2.

Bills on first reading:

Senate Bill No. 106, by Mr. Little, "An Act providing for the taxing and collecting of certain fees, and providing for the payment of the same into the County Treasury, and providing a penalty for the failure or refusal to pay the same into the County Treasury, providing for the use and disposal of the same, and declaring an emergency."

Senate Bill No. 107, by Mr. Little and Mr. Wynne, "An Act providing for a uniform system of text books for the common schools of the State, creating a Text Book Commission, and declaring an emergency."

Senate Bill No. 108, by Mr. Franklin, "An Act making unlawful the running of locomotives, under certain circumstances in the State."

Senate Bill No. 109, by Mr. Franklin, "An Act to provide for the teaching of elementary principle of agriculture, horticulture, animal industry, domestic science and civil government in the public schools of the State."

Senate Bill No. 110, by Mr. Franklin, "An Act to locate and establish a home for destitute children, etc., and declaring an emergency."

Senate Bill No. 111, by Mr. Agee, "An Act creating a State Printery and providing for the management, conduct and maintenance of the same."

Senate Bill No. 112, by Mr. Blair, "An Act providing for the organ-

ization of the Board of Agriculture, prescribing the manner of selecting the President and other members thereof, defining their duties, fixing their compensation, making an appropriation, and declaring an emergency."

Senate Bill No. 113, by Mr. Keys, "An Act fixing the burden of proof in certain cases."

Senate Bill No. 114, by Mr. Brook, "An Act amending Chapter XII of Wilson's Revised and Annotated Statutes of Oklahoma of 1903, relating to the incorporation and government of Cities of the first class, and declaring an emergency."

Senate Bill No. 115, by Mr. Stafford, "An Act to regulate the practice of chiropractic."

Senate Bill No. 116, by Mr. Redwine, "An Act to provide for the appointment of receivers to close out the business of corporations whose right to do business in this State has been revoked by the Corporation Commission."

Senate Bill No. 117, by Mr. Russell, "An Act amending Section 2256 of Wilson's Statutes, prescribing punishment for the crime of rape."

Senate Bill No. 118, by Mr. Thomas, "An Act providing for the sale of the school land, and for the investment of the proceeds therefrom."

Senate Bill No. 119, by Mr. Thomas, "An Act providing for the appointment of a State Fire Marshal and defining his duties and powers."

Senate Bill No. 120, by Mr. Redwine, "An Act creating an Attorney's lien and providing for the enforcement thereof."

Senate Bill No. 122, by Mr. Cordell, "An Act to create the office of County Stenographer and providing the compensation therefor, and declaring an emergency."

Senate Bill No. 123, by Mr. Smith, "An Act to define the property rights of husband and wife, to regulate the rule and descent and distribution of community property of husband and wife; to provide for the collection of community debts, and to protect the rights of married women, and for other purposes."

Senate Bill No. 124, by Mr. Goulding, "An Act to prevent the spreading of Johnson grass and other foul and noxious weeds or plants, and declaring an emergency."

Senate Bill No. 125, by Mr. Little, "An Act to amend an Act of the Legislature of the Territory of Oklahoma, approved March 15, 1905, entitled 'An Act amending Section 1 of Chapter 34, of the Revised Statutes of Oklahoma Territory, exempting property.'"

Senate Bill No. 126, by Mr. Eggerman, "An Act to amend Section No. 3938 of the Statutes of Oklahoma, 1893."

Senate Bill No. 127, by Mr. Hatchett, "An Act providing for the transferring indictments for misdemeanors to the County Courts."

Senate Bill No. 128, by Mr. Stewart, "An Act regulating telegraph and telephones."

Senate Concurrent Resolution No. 23, by Mr. Thomas, asking for the appointment of a Fire Marshal to inspect State schools and other institutions.

Mr. President:

We, your Committee on County and County Affairs, to whom was referred Senate Bill No. 2, report it back to the Senate, with the recommendation that it do pass, as amended.

TOM MOORE,

Chairman.

The report was adopted.

The Special Committee to investigate appropriation for asylum for the insane at Fort Supply, presented a majority report, and Mr. Russell presented a minority report. Both reports were received, and actions thereon postponed.

Senate Concurrent Resolution No. 21, by Mr. Little, authorizing the State Printer to have printed at expense of the State 200 copies of all bills, was read and referred to Senate and Legislative Affairs Committee.

SPECIAL COMMITTEE REPORT.

Mr. President:

We, your Special Committee to whom was referred the Governor's message, have had the same under consideration, and beg leave to report as follows:

First: We recommend that that portion of the Governor's message relating to primary elections be referred to Senate Committee on Privileges and Elections.

Second: We recommend that that portion of the message relating to prohibition be referred to the Committee on Prohibition Enforcement.

Third: We recommend that that portion of the message referring to the removal of causes be referred to the Judiciary Committee No. 1.

Fourth: We suggest that that portion of the message referring to the initiative and referendum be referred to the Committee on Senate and Legislative Affairs.

Fifth: We suggest that that portion of the message relating to State debt be referred for consideration to the Committee on Public Indebtedness and Contingent Expenses.

Sixth: We recommend that that portion of the message relating to the Agricultural Board be referred to the Committee on Agriculture, Quarantine and Animal Industry.

Seventh: We recommend that that portion of the message referring to mine safety be referred to the Committee on Mines and Mining.

Eighth: We suggest that that portion of the message relating to the statutes of the State be referred to the Committee on Codes.

Ninth: We recommend that that portion of the message relating to the election of United States Senators be referred to the Committee on Elections and Privileges.

Tenth: We suggest that that portion of the message referring to the lease of State House should be referred to the Committee on Senate and Legislative Affairs.

Referring further, we beg to suggest that we have transmitted to the respective Chairmen of the Committees to which these references have been made, copies of that portion of the message which Committee is requested to consider.

J. C. GRAHAM,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 22, by Mr. Stafford, was read and referred to Public Buildings Committee.

By consent, Mr. Davis withdrew Senate Bill No. 37 and Senate Bill No. 38.

The Committee to investigate the fire at Norman, Oklahoma, received and referred to Public Buildings Committee.

Mr. Graham, Mr. Stafford and Mr. Memminger were appointed as a Special Committee on the Calendar.

The appointment of Miss Anna Bynum as Stenographer to the President, Mr. Bellamy, was confirmed.

Mr. President:

We, your Committee on Senate and Legislative Affairs, to whom was referred Senate Concurrent Resolution No. 21, by Mr. Little, beg leave to report that in lieu of 200 copies insert "1,000 copies of all emergency bills approved."

J. S. MORRIS,
Chairman.

The report was referred back to the Senate and Legislative Affairs Committee.

The Senate went into the Committee of the Whole, Mr. Johnson (15), in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred Senate Bill No. 2, and the report of the Committee on the Rules, beg leave to report that we have had the same under consideration, and report it back to the Senate, with the recommendation that Senate Bill No. 2 do pass.

Further report progress on Rules, and ask leave to sit again.

GEORGE O. JOHNSON,
Chairman.

The report was adopted.

The Senate went into executive session.

The doors were opened and the Senate went into the Committee of the Whole to consider the Rules, with Mr. Johnson (15), in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration the Rules of the Senate, beg leave to report progress, and ask leave to sit again.

GEORGE O. JOHNSON,
Chairman.

The report was adopted.

Message from the House transmitting Senate Concurrent Resolution No. 9, which had passed the House, the Senate agreed to the House amendments to Senate Concurrent Resolution No. 9.

The roll was called on the bill, as amended, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 36.

Nays: Stanford, Cunningham. Total 2.

Absent and not voting: Brazell, Brownlee, Echols, Mathews, Updegraff, Wynne. Total 6.

The resolution was passed, as amended.

Mr. Eggerman, Mr. Strain and Mr. Cunningham were elected as an Auditing Committee.

Senate Bill No. 129, by Mr. Taylor, "An Act to amend an Act relating to selecting grand and petit jurors," was read first time.

Message from the House transmitting House Concurrent Resolution No. 11, as passed by the House of Representatives.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 19 correctly engrossed.

The Senate adjourned until 1:30 P. M., January 9th, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

TWENTY-FOURTH DAY

Senate Chamber

Thursday, January 9, 1908.

Senate called to order by the President, Mr. Bellamy, at 1:30 P. M., pursuant to adjournment.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager, Stanford, Strain. Total 39.

Absent and excused: Brazell, Echols, Eggerman, Mathews, Soldani. Total 5.

The Journal of the previous Legislative day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 106, by Mr. Little, to Judiciary No. 1.
Senate Bill No. 107, by Mr. Little and Mr. Wynne, to Education.
Senate Bill No. 108, by Mr. Franklin, to Commerce and Labor.
Senate Bill No. 109, by Mr. Franklin, to Education.
Senate Bill No. 110, by Mr. Franklin, to Public Building.
Senate Bill No. 111, by Mr. Agee, to Printing.
Senate Bill No. 112, by Mr. Blair, to Agriculture.
Senate Bill No. 113, by Mr. Keys, to Judiciary No. 2.
Senate Bill No. 114, by Mr. Brook, to Legal Advisory.
Senate Bill No. 115, by Mr. Stafford, to Judiciary No. 1.
Senate Bill No. 116, by Mr. Redwine, to Public Service Corporation.
Senate Bill No. 117, by Mr. Russell, to Judiciary No. 1.
Senate Bill No. 118, by Mr. Thomas, to School Lands.
Senate Bill No. 119, by Mr. Thomas, to State Affairs.
Senate Bill No. 120, by Mr. Redwine, to Fees and Salaries.
Senate Bill No. 121, by Mr. Redwine, to Judiciary No. 2.
Senate Bill No. 122, by Mr. Cordell, to County and County Affairs.
Senate Bill No. 123, by Mr. Smith, to Judiciary No. 1.
Senate Bill No. 124, by Mr. Goulding, to County and County Affairs.
Senate Bill No. 125, by Mr. Little, to Legal Advisory.

Senate Bill No. 126, by Mr. Eggerman, to Legal Advisory.

Senate Bill No. 127, by Mr. Hatchett, to Judiciary No. 1.

Senate Bill No. 128, by Mr. Stewart, to Public Service Corporation.

Senate Bill No. 129, by Mr. Taylor, to Judiciary No. 1.

Mr. Blair introduced Amended Substitute for Senate Bill No. 112.

Senate Bill No. 2, by Mr. Cunningham, read the third time at length.

Mr. Blair moved to amend by inserting the words "and" and "from" in the emergency clause. The question being, "Shall the bill, as amended, pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Brazell, Eggerman, Echols, Mathews, Soldani, Franklin. Total 6.

The bill was passed, together with the emergency Section.

Bills on first reading:

Senate Bill No. 130, by Mr. Taylor, "An Act providing for working of County convicts upon public roads."

Senate Bill No. 131, by Mr. Taylor, "An Act supplying certain County officials with the Statutes and Acts of the Legislature."

Senate Bill No. 132, by Mr. Brook, "An Act establishing the fees of Justices of the Peace and Constables."

Senate Bill No. 133, by Mr. Holman, "An Act creating a State Department of Health."

Senate Bill No. 134, by Mr. Williams, "An Act relating to the tax paid by fire insurance companies upon premiums received by them in this State."

Senate Bill No. 135, by Mr. Williams, "An Act relating to fire departments and authorizing the payment of pensions to retired members."

Senate Bill No. 136, by Mr. Thomas, "An Act remitting and annulling the County tax and County levy in certain Counties."

Senate Bill No. 137, by Mr. Hatchett, "An Act prescribing punishment for the crime of rape."

Senate Bill No. 138, by Mr. Goulding, "An Act creating a Barbers' Board and defining the duties thereof."

Senate Bill No. 139, by Mr. Goulding, "An Act to enforce the prompt payment of claims of loss or damage to property in possession of common carriers."

Senate Concurrent Resolution No. 24, by Mr. Redwine, "pertaining to securing adequate quarters for the Attorney General."

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 9 correctly enrolled.

Enrolled copy of Senate Concurrent Resolution No. 9 was read the fourth time and signed in open session by the President, Mr. Bellamy.
Mr. President:

We, your Special Committee, to whom was referred the matter of printing the Senate Calendar, beg to report that we have had the same under consideration, and recommend that the Senate Calendar contain bills upon second reading, resolutions laid over, bills and resolutions under general orders, and bills on third reading, and that not to exceed 100 copies be printed, except upon special order of the Senate and Legislative Committee.

J. C. GRAHAM,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 20, by Mr. Little, read the third time.

Message from the House transmitting Senate Concurrent Resolution No. 11, and House Substitute therefor.

Senate Concurrent Resolution No. 5 was referred to a Special Committee, composed of Mr. Davis, Mr. Russell and Mr. Stafford.

Message from the House requesting the return of Senate Bill No. 85, which was returned to the Senate by the House on December 20th, 1907.

Mr. Moore, Mr. Echols, Mr. Brownlee, Mr. Stafford and Mr. Eggerman were appointed as a Special Committee to report on Senate Bill No. 85.

Mr. President:

We, your Committee on Senate and Legislative Affairs, to whom was referred Senate Concurrent Resolution No. 21, by Mr. Little, beg leave to report that we have had the same under consideration, and report it back to the Senate, with the recommendation that it do pass.

J. S. MORRIS,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 21 was read the third time, and referred to Mr. Stafford, Mr. Williams, Mr. Agee, Mr. Brownlee and Mr. Taylor, a Special Committee.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 114, report it back to the Senate, with the recommendation that it do pass.

JESS M. HATCHETT,
Acting Chairman.

Senate Concurrent Resolution No. 4 was read the third time at length, and the roll was called, resulting as follows:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Cunningham, Eggerman, Moore. Total 3.

Absent and not voting: Brazell, Little, Mathews, Roddie, Soldani. Total 5.

The resolution was passed.

Mr. President:

We, your Special Committee, to whom was referred Senate Concurrent Resolution No. 22, beg leave to report that we have had the same under consideration, together with Senate Concurrent Resolution No. 17, and report that Senate Concurrent Resolution No. 22 be withdrawn, and that Senate Concurrent Resolution No. 17 be substituted, with amendments attached thereto, and recommend that it do pass.

ROY E. STAFFORD,

Chairman.

The report was adopted.

Senate Concurrent Resolution No. 17 was read the third time, and on motion of Mr. Stafford was ordered printed.

Mr. President:

We, your Special Committee, to whom was referred Senate Bill No. 85, beg leave to report that we have considered the same and after we had passed House Bill No. 102, and was returned because the subject matter of these were the same, but the House not concurring in the Senate amendments to House Bill No. 102, requested that this bill be returned so that they can pass it.

Senator Thomas, whose amendment they objected to in House Bill No. 102, is willing that this bill be returned, to be passed by the House, and we recommend the request of the House be complied with at the earliest possible moment.

TOM MOORE,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 105, beg leave to report it back to the Senate, with the recommendation that it do pass.

W. P. STEWART,

Chairman.

The report was adopted.

Mr. Johnston presented petition from Kay County, relative to pharmacy and drugs.

Mr. Sorrells presented petition from Kiowa and Comanche Free Homes Association.

Mr. Brook presented petition on prohibition.

On motion of Mr. Stafford, the roll was called on Senate Concurrent Resolution No. 5, and resulted:

Yeas: Agee, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Billups, Brazell, Mathews, Brownlee, Soldani. Total 5.

The resolution was passed.

Bills on first reading.

Senate Bill No. 140, by Mr. Wynne, "An Act declaring the University and other schools be declared State institutions."

Senate Bill No. 141, by Mr. Little, "An Act to extend the time for making the apportioning of the school fund."

House Concurrent Resolution No. 11, by Mr. Tillottson, "Pertaining to the payment of Members of the Legislature and employes when a recess of more than three days is taken."

Senate Bill No. 104 and House Bill No. 114 made a special order for this day.

The Senate went into the Committee of the Whole, with Mr. Redwine in the chair.

The Committee of the Whole Senate arose and reported:

Mr. President:

We, your Committee of the Whole Senate, having had under consideration Senate Bill No. 105 and House Bill No. 114, beg leave to report them back to the Senate, with the recommendation that they do pass, as amended.

We further report progress on the Rules, and ask leave to sit again.

W. N. REDWINE,

Chairman.

The report was adopted.

House Bill No. 114 was read at length the third time. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little,

Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brazell, Echols, Mathews, Soldani, Stafford, Stanford, Updegraff. Total 7.

The bill was passed.

The Committee of the Whole resumed, with Mr. Redwine in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have had under consideration the Rules of the Senate, beg leave to report progress thereon, and ask leave to sit again.

W. N. REDWINE,

Chairman.

The Senate adjourned until 1:30 P. M., Friday, January 10, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

TWENTY-FIFTH DAY

Senate Chamber

January 10, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, the President, Mr. Bellamy, in the chair.

Roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Brazell, Memminger. Total 2.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The President, Mr. Bellamy, signed the enrolled copy of House Bill No. 150 in open session, after same had been read the fourth time.

Concurrent Resolution No. 25, by Mr. Sorrells, a memorial to Congress in behalf of the Kiowa, Comanche Free Home Association, was read the second time and referred to Federal Relations Committee.

Senate Concurrent Resolution No. 13, by Mr. Goulding, granting representation of the Legislative privilege of the Senate, was read the second time and referred to the Committee on Rules.

First reading of bills:

Senate Bill No. 142, by Mr. Stafford, "An Act in relation to mill products."

Senate Bill No. 143, by Mr. Stafford, "An Act enabling Cities and Towns of one thousand population or over to purchase school land of the State for park purposes."

Senate Bill No. 144, by Mr. Thomas, "An Act authorizing municipal corporations to make street and sidewalk improvements, defining same, and defining manner and method of making same and providing for the payment for said improvements."

Senate Bill No. 145, by Mr. Hatchett, "An Act regulating the practice of medicine, dentistry and pharmacy, and declaring an emergency."

Senate Bill No. 146, by Mr. Brook, "An Act regulating the barbers'

trade in the State of Oklahoma and appointing a State Board of Examiners."

Senate Bill No. 147, by Mr. Davis, "An Act to prohibit and declare illegal every contract or arrangement, combination in the form of trust, monopoly or otherwise, or conspiracy in restraint of trade or commerce in this State, to define trusts, monopolies and conspiracies in restraint of trade or commerce, to fix penalties for violations of this Act."

Senate Bill No. 148, by Mr. Redwine, "An Act to define trusts and to provide for criminal penalties and civil damages and punishment of corporations, joint stock companies, associations, persons and firms, persons connected with them, and the dissolution and winding up of the business affairs of such corporations, firms, joint stock companies or associations, and to provide free competition in commerce and all classes of legitimate business in this State, and declaring an emergency."

Senate Bill No. 18 was withdrawn from the Legal Advisory Committee and re-referred to the Public Service Corporations Committee.

Senate Bill No. 39, now before Judiciary No. 1, and Senate Bill No. 122, before County and County Affairs, were withdrawn and re-referred to Committee on Judiciary No. 2.

Mr. President:

Judiciary Committee No. 2 report that we have had under consideration Senate Bill No. 100, by Mr. Brownlee, and the same is reported back to the Senate, with the recommendation that it do pass.

Senate Bill No. 40, have had the same under consideration, and beg leave to report that it do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Public Service Corporations, to whom was referred Senate Bill No. 97, beg leave to report it back to the Senate, with the recommendation that it do pass, as amended.

Senate Bill No. 51 do pass, as amended.

W. N. REDWINE,
Chairman.

The report was adopted.

Mr. Stafford introduced Senate Resolution No. 14, regarding report of the State Printer, which was read and adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 130, by Mr. Taylor, to Roads and Highways.

Senate Bill No. 131, by Mr. Taylor, to Judiciary No. 1.

Senate Bill No. 132, by Mr. Brook, to Judiciary No. 2.

Senate Bill No. 133, by Mr. Holman, to Public Health,

Senate Bill No. 134, by Mr. Williams, to Municipal Corporations.

Senate Bill No. 135, by Mr. Williams, to Municipal Corporations.

Senate Bill No. 136, by Mr. Thomas, to County and County Affairs.

Senate Bill No. 137, by Mr. Hatchett, to Judiciary No. 2.

Senate Bill No. 138, by Mr. Goulding, to Public Health.

Senate Bill No. 139, by Mr. Goulding, to Public Service Corporations.

Senate Bill No. 140, by Mr. Wynne, to Education.

Senate Bill No. 141, by Mr. Little, to Revenue and Taxation.

Senate Bill No. 120 was withdrawn from Fees and Salaries Committee, and re-referred to Judiciary No. 1.

Senate Resolution No. 15, by Mr. Russell, was withdrawn and the salaries of the employes during the holidays was referred to the Committee on Senate and Legislative Affairs.

Senate Concurrent Resolution No. 18 was stricken from the Calendar.

Senate Resolution No. 25 was ordered printed.

Special message from the Governor read and referred to Public Land Committee.

Special message from the Governor was read and referred to the Committee on Rules.

Senate Bill No. 141, by Mr. Little, was withdrawn from the Committee on Revenue and Taxation, and re-referred to the Committee on Education.

Concurrent Resolution No. 24, by Mr. Redwine, was read at length the third time, after which the roll was called, resulting as follows:

Yeas: Agee, Billups, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 39.

Nays: None.

Absent and not voting: Blair, Brazell, Little, Memminger, Wynne. Total 5.

The resolution was passed.

Concurrent Resolution No. 11, by Mr. Tillottson, read the second time and referred to Committee on Rules of the Senate.

House Substitute for Senate Concurrent Resolution No. 11, by Mr. Murray, pertaining to removal of restrictions from off the surplus lands of the Indians of the Five Civilized Tribes, read the second time.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 105, and Concurrent Resolutions Nos. 21 and 4 correctly engrossed.

Senate Bill No. 105 read the third time at length. The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 38.

Nays: Stanford, Updegraff, Yeager. Total 3.

Absent and not voting: Brazell, Memminger, Graham. Total 3.

The bill with the emergency was passed.

Senate Concurrent Resolution No. 21, by Mr. Little, was signed in open session by the President, Mr. Bellamy, also Senate Concurrent Resolution No. 4.

A message from the Governor, asking that the name of C. C. Garrett be withdrawn for member of the Board of Regents of the State University. No objection, and so ordered.

Senate Concurrent Resolution No. 17 was read the second time.

Mr. Davis amended as follows: In line sixteen, strike out "April, the First" and insert "March First" and in line seventeen, strike out the word "various" and insert "and kinds of."

Amendment adopted.

Mr. Davis offered the following amendments, which were adopted:

Strike out in page 3, in line seven, all words "until" and insert "April 15th, 1908."

Senate Concurrent Resolution No. 17 was adopted.

Special Message No. 25, from the Governor, was read and referred to Committee on Public Buildings.

Senate went into the Committee of the Whole to consider the Rules, with Mr. Sorrells in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have had under consideration the Rules of the Senate, beg leave to report that as far as we have the rules approved, they be engrossed; further report progress, and ask to sit again.

E. T. SORRELLS,

Chairman.

The report was adopted.

Senate adjourned until 1:30 P. M., Saturday, January 11, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

TWENTY-SIXTH DAY

Senate Chamber

January 11th, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Excused:

Brazell, Brownlee, Cunningham, Graham, Memminger, Moore, Strain. Total 7.

Journal of the previous day read and approved.

Message from the House transmitting enrolled House Bill No. 150 for signature of the President; also House Bill No. 113, for signature by the President.

Enrolled copy of House Bill No. 150 read at length the fourth time and signed in open session by the President, Mr. Bellamy.

Enrolled copy of House Bill No. 114 read at length the fourth time and signed in open session by the President, Mr. Bellamy.

Petitions:

Communication from the Farmers' Union Exchange read.

Petition from the Tulsa Commercial Club read.

Petition of W. I. Conway and fifty others asking for the enactment of a law prohibiting the use of cigarettes.

Petition of K. Moore and thirty-four other citizens of Pottawatomie County against change in the law electing Township Tax Assessors.

Petition of P. E. Springer and fifty-nine other citizens of Pottawatomie County asking that the law establishing County High Schools be repealed.

Petition by Farmers' Union of Comanche County requesting passage of certain laws.

Petition by the Chamber of Commerce of the City of Lawton requesting the School Land Board to grant and set apart to the City of Lawton fifteen acres of school land for park purposes.

Petition from the New State Lodge of Railroad Trainmen.

Communication from the Department of the Interior relative to the Mescal bean read.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 142, by Mr. Stafford, to Agriculture.

Senate Bill No. 143 by Mr. Stafford, to Municipal Corporations.

Senate Bill No. 144, by Mr. Thomas, to Municipal Corporations.

Senate Bill No. 145, by Mr. Hatchett, to State Affairs.

Senate Bill No. 146, by Mr. Brook, to Legal Advisory.

Senate Bill No. 147, by Mr. Davis, to Judiciary No. 1.

Senate Bill No. 148, by Mr. Redwine, to Judiciary No. 1.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 141, report the same back to the Senate, with the recommendation that it do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

House Substitute Rescution, by Mr. Murray, read and referred to Special Committee, consisting of Mr. Brook, Mr. Wynne, Mr. Eggerman and Mr. Agee.

Senate Bills Nos. 139 and 144 re-referred to Legal Advisory Committee.

Senate Joint Resolution No. 23 read third time. Mr. Thomas offered the following amendment, which was accepted:

"Provided, That the Fire Marshal shall be paid the sum of \$7.50 per day and necessary expenses for each and every day actually employed in traveling to and from Guthrie in making said examination and inspection and in preparing and submitting his said report."

Senate Joint Resolution No. 23 read at length, as amended, and on roll call the vote resulted:

Yeas: Agee, Billups, Brook, Cordell, Davis, Echols, Goulding, Johnson (15), Landrum, Morris, Roddie, Russell, Smith, Thomas, Williams, Yeager. Total 16.

Nays: Blair, Conn, Curd, Eggerman, Franklin, Holman, Keys, Little, Mathews, Redwine, Soldani, Sorrells, Stafford. Strain, Stanford, Stewart, Taylor, Updegraff, Wynne. Total 19.

Absent and excused: Brazell, Brownlee, Cunningham, Graham, Johnston, Johnson (14), Memminger, Moore, Hatchett. Total 9.

Resolution lost.

Mr. President:

We, your Committee on Pharmacy, Drugs and Pure Foods, to whom

was referred Senate Bill No. 45, beg leave to recommend that said bill do pass, as herein amended.

A. E. AGEE,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Public Service Corporations, to whom was referred Senate Bill No. 128, report it back to the Senate, with the recommendation that it do pass, as amended.

W. N. REDWINE,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Public Service Corporations, to whom was referred Senate Bills Nos. 42 and 52, report them back to the Senate, with the recommendation that Senate Bill No. 52, to be known as the Taylor-Cordell Bill, pass as amended, and that Senate Bill No. 42 do not pass.

W. N. REDWINE,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Commerce and Labor, having had under consideration Senate Bill No. 108, recommend that the same do pass, as amended.

W. M. FRANKLIN,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Agriculture, Quarantine and Animal Industry, to whom was referred Senate Bill No. 112, report it back to the Senate, with the recommendation that it do pass, as amended.

H. S. BLAIR,
Chairman.

The report was adopted.

Mr. President:

We, your Special Committee, to whom was referred the duty of selecting from the Calendar those bills that should properly be referred to Committee on Fees and Salaries, have had the same under consideration, and beg leave to report that Senate Bill No. 132, by Mr. Brook, referred to Judiciary No. 1, Senate Bill No. 122, by Mr. Cordell, referred to Judiciary No. 2, and Senate Bill No. 87, by Mr. Goulding, referred to Judiciary No. 1, all be referred to the Committee on Fees and Salaries.

E. M. LANDRUM,
Chairman.

The report was adopted and reference made.

Mr. Agee withdrew Senate Resolution No. 8.

Senate Bill No. 149, by Mr. Stewart, "An Act legalizing the incorporation of all Cities and Towns proclaimed by the Governor to be Cities of the first class," was read the first time.

Senate Bill No. 112 was made a special order for Monday, January 13, 1908.

Message from the House transmitting House Bill No. 172, as passed by the House of Representatives, also House Bill No. 131, also House Concurrent Resolution No. 11, as passed the House of Representatives, House Concurrent Resolution No. 13, as passed by the House of Representatives.

Senate went into the Committee of the Whole, with Mr. Johnson (14) in the chair.

The Committee of the Whole arose and reported.

Mr. President:

We, your Committee of the Whole Senate, to whom was referred Senate Bill No. 141, report the same back to the Senate, with the recommendation that it do pass, as amended.

W. H. JOHNSON,
Chairman.

The report was adopted.

Senate Bill No. 141 was read at length the third time, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and excused: Brazell, Brownlee, Cunningham, Graham, Johnston, Memminger, Moore, Stewart. Total 8.

The bill was passed.

Bills on first reading:

Senate Bill No. 150, by Mr. Taylor, "An Act requiring railroads to maintain general offices in this State."

Senate Bill No. 151, by Mr. Stafford, "An Act providing for the improvement of the streets and other public places within Cities of the first class by grading and curbing."

Senate Bill No. 152, by Mr. Stafford, "An Act to discourage the theft of live stock."

The Committee on Enrolled and Engrossed Bills reported Concurrent

Resolution No. 5, Concurrent Resolution No. 17 and Concurrent Resolution No. 24 correctly engrossed.

Senate adjourned until 1:30 P. M., Monday, January 13, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

TWENTY-SEVENTH DAY

Senate Chamber

Sunday, January 12, 1908.

There was no session of the Senate this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

TWENTY-EIGHTH DAY

Senate Chamber

Monday, January 13, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Absent and excused: Brazell, Cunningham, Graham, Goulding, Soldani. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 149, by Mr. Stewart, to Municipal Corporations.

Senate Bill No. 150, by Mr. Taylor, to Public Service Corporations.

Senate Bill No. 151, by Mr. Stafford, to Municipal Corporations.

Senate Bill No. 152, by Mr. Stafford, to Judiciary No. 2.

Message from the House transmitting Senate Bill No. 85, which had passed the House.

Bills on first reading:

Senate Bill No. 153, by Mr. Russell, "An Act to require the fixing of definite or maximum salaries for all public officials of the State of Oklahoma."

Senate Bill No. 154, by Mr. Franklin, "An Act to create a Text Book Commission and prepare for use in public schools of the State a series of uniform text books and declaring an emergency."

Senate Bill No. 155, by Mr. Conn, "An Act to prevent 'hazing' and other vicious practices, to provide for the punishment thereof, and to require officers of State institutions to punish, dismiss or expel for maltreatment of inmates, etc."

Senate Bill No. 156, by Mr. Conn, "An Act to amend Section 96, Chapter 3, Article 4 of the law of the Territory of Oklahoma, which took effect December, 1890."

Senate Bill No. 157, by Mr. Taylor, "An Act prohibiting trusts in restraint of trade."

Senate Bill No. 158, by Mr. Yeager, "An Act regulating County Commissioners on contracting and letting of public bridges, and penalty therefor."

Senate Bill No. 159, by Mr. Geo. O. Johnson, "An Act requiring the consideration to be specified on the face of promissory notes."

Senate Bill No. 160, by Mr. Williams, "An Act creating a Pure Food Commission, creating the office of Pure Food Inspectors, establishing two State laboratories, and prescribing penalties for the violation of the provisions of this Act."

Senate Bill No. 161, by Mr. Roddie, "An Act to legalize the incorporation of Towns in that part of the State of Oklahoma formerly known as the Indian Territory, where the requirement of the law in the incorporation of such Towns have not been fully complied with, and to make legal and binding all ordinances passed by the Mayor and Council of such Towns not in conflict with the Constitution of the United States and the Constitution and laws of the State of Oklahoma, where from any cause the requirement of law on the passage, signing and publication of such ordinances as have not been strictly and fully complied with."

Senate Bill No. 162, by Mr. Echols, "An Act to amend Sections 1 and 2 of the Session Laws of Oklahoma, 1905, entitled 'An Act to regulate demurrage and storage charges and to prevent delay in furnishing cars and in the transportation and delivery by railroads of freight other than live stock and perishable freight.'"

Senate Bill No. 163, by Mr. Echols, "An Act to repeal Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of Chapter 34 of the Session Laws of Oklahoma, 1895, entitled 'An Act to provide for the public inspection of oils or burning fluids and prescribing his duties;' also to repeal Sections Nos. 1, 2, 3, 4, 5, 6 and 7 of Chapter No. 21 of the Session Laws of Oklahoma, 1899, entitled 'An Act to provide for the Public Inspector of oils or burning fluids, and prescribing his duties.'"

Senate Bill No. 164, by Mr. Echols, "An Act to amend Section 1, Article 1, Chapter 33, Session Laws of Oklahoma, 1897, entitled 'An Act to amend Section 1, Chapter 72, Statutes of Oklahoma, 1893.'"

Senate Bill No. 165, by Mr. Echols, "An Act requiring railroad companies within this State to construct and maintain crossings upon all public highways."

Senate Bill No. 166, by Mr. Stewart, "An Act to regulate the sale and transfer of judgments of records and causes of actions and interests, etc."

House Bill No. 131, by Mr. McCalla, "An Act fixing the domicile of persons, firms and corporations transacting business with the State

of Oklahoma, providing for forfeiture and revocation of license to transact business in the State upon filing in any Court of Record claims or declarations of domicile in another State or foreign Country, the duty of Judges relative thereto; and providing for penalty for transaction of business after revocation of license."

House Bill No. 172, by Mr. Brown, "An Act to empower the Governor to employ Attorneys or Accountants to audit Territorial accounts."

Senate Resolution No. 26, by Mr. Taylor, "Memorializing Congress on behalf of the Kiowa, Comanche, Apache and Washita claim holders."

House Concurrent Resolution No. 13, by Mr. C. G. Jones.

House Concurrent Resolution No. 11, by Mr. Vandeventer, read and referred to Committee on Senate and Legislative Affairs.

Mr. President:

I have the honor to report to your Honorable Body that I have approved and signed House Bill No. 150, House Bill No. 114, as passed and enrolled, this the 11th day of January, 1908.

C. N. HASKELL,
Governor.

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 114, report it back to the Senate, with the recommendation that it do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 126, report it back to the Senate, with the recommendation that it do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on State Affairs, to whom was referred Senate Bill No. 145, have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

Senate Bill No. 46 was withdrawn from the Committee on Judiciary No. 1 and re-referred to Judiciary No. 2.

Senate Bill No. 58 was withdrawn from the Municipal Corporations and re-referred to Judiciary No. 1.

Mr. Conn presented a petition from the Illinois River Baptist Association of Stilwell, Oklahoma.

Mr. President:

We, your Committee on Enrolled and Engrossed Bills, beg leave to report that we have compared and found correctly enrolled Senate Bill No. 85.

H. E. P. STANFORD,

Chairman.

The Senate went into the Committee of the Whole, with Mr. Keys in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have had under consideration the Rules of the Senate, beg leave to report that we have had the same under consideration, and recommend their adoption, as amended.

J. M. KEYS,

Chairman.

The report was adopted.

Messrs. Agee and Stafford were excused.

Senate Bills. Nos. 40, 85 and 25 were referred to Legal Advisory Committee for comparison with the Statutes of Oklahoma Territory.

The Senate went into the Committee of the Whole Senate, with Mr. Echols in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred Senate Bills Nos. 114, 97, 51, 128 and 108, beg leave to report that we have had them under consideration in their order, and recommend that Senate Bill No. 114 be ordered printed and made special order for Tuesday, January 14, 1908, and that Senate Bill No. 51 be referred to a Special Committee to report Tuesday, January 14, 1908; further report progress and beg leave to sit again.

R. E. ECHOLS,

Chairman.

The report was adopted.

Senate adjourned until 1:30 P. M., Tuesday, January 14, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

TWENTY-NINTH DAY

Senate Chamber

Tuesday, January 14, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, the President Pro Tempore, Mr. Johnston, in the chair.

Roll call showed the following Members present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Brazell, Cunningham, Soldani, Updegraff. Total 4.

The Journal of the previous Legislative day was read and approved.

Senate Concurrent Resolution No. 5, Senate Concurrent Resolution No. 20 and Senate Concurrent Resolution No. 24 were signed in open session by the President Pro Tempore, Mr. Johnston.

Petitions:

Mr. Keys presented a petition from Vinita Camp No. 800, United Confederate Veterans.

Mr. Williams presented a communication relative to Meschal beans.

Mr. Conn presented a petition from the Illinois River Baptist Association.

Mr. Russell presented petition from Thad Rice.

Mr. Russell presented a petition from the Pleasant Home Farmers' Union.

The following bills and resolutions were read the second time and referred to Standing Committees:

Senate Resolution No. . . . , by Mr. Franklin, to Committee of the Whole.

Senate Resolution, No. . . . , by Mr. Franklin, to Committee on Rules.

Senate Resolution No. . . . , by Mr. Landrum, to Public Buildings.

Senate Bill No. 167, by Mr. Conn, "An Act to establish toll bridges, free bridges, causeways and ferries within this State, and to license the same," was read the first time.

Mr. President:

We, your Committee on Judiciary No. 2, having had under consideration Senate Bills Nos. 8, 35 and 60, beg leave to report as follows:

That Senate Bill No. 35 and Senate Bill No. 60 do not pass, and that Senate Bill No. 8 do pass, and be known as the Franklin-Smith-Cordell Bill; had under consideration Senate Bills Nos. 4, 147 and 148, beg leave to report that we have considered the same, and recommend that they do not pass, and that in lieu thereof substitute the following, and recommend that it do pass, and be known as the Eggerman-Redwine-Davis Bill No. 4. Senate Bill No. 86, by Mr. Goulding, do recommend that the same do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 149, report it back to the Senate, with the recommendation that it do pass, by substitute herewith submitted.

R. E. ECHOLS,
Chairman.

Mr. President:

We, your Committee on Revenue and Taxation, having had under consideration Senate Bill No. 136, report it back to the Senate, with the recommendation that it do pass, as amended.

TOM MOORE,
Chairman.

The report was adopted.

SPECIAL COMMITTEE REPORTS.

The majority report of Representatives Riddle and minority report of Mr. Thomas regarding the fire at Norman, Oklahoma, was received, and Committee discharged.

Mr. Davis introduced Senate Bill No. 168, "An Act entitled 'An Act concerning the holding and conducting of elections in Oklahoma,'" which was read the first time.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 153, by Mr. Russell, to Fees and Salaries.

Senate Bill No. 154, by Mr. Franklin, to Education.

Senate Bill No. 155, by Mr. Conn, to Judiciary No. 2.

Senate Bill No. 156, by Mr. Conn, to Agriculture.

Senate Bill No. 157, by Mr. Taylor, to Judiciary No. 1.

Senate Bill No. 158, by Mr. Yeager, to County and County Affairs.

Senate Bill No. 159, by Mr. Johnston, to Judiciary No. 1.

Senate Bill No. 160, by Mr. Williams, to Pharmacy, Drugs and Pure Foods.

Senate Bill No. 161, by Mr. Roddie, to Municipal Corporations.

Senate Bill No. 162, by Mr. Echols, to Public Service Corporations.

Senate Bill No. 163, by Mr. Echols, to Oil, Gas and Coal Lands.

Senate Bill No. 164, by Mr. Echols, to Legal Advisory and Municipal Corporation.

Senate Bill No. 165, by Mr. Echols, to Public Service Corporations.

Senate Bill No. 166, by Mr. Stewart, to Judiciary No. 2.

House Bill No. 131, by Mr. McCalla, to Judiciary No. 1.

House Bill No. 172, by Mr. Brown, to Judiciary No. 1.

Senate Concurrent Resolution No. 26, by Mr. Taylor, to Committee on Federal and Interstate Commerce.

Senate Bill No. 155, by Mr. Conn, to Judiciary No. 2, was withdrawn and referred to Committee on Education.

Message from the House transmitting Senate Bill No. 85 duly signed by the Speaker of the House.

Message from the House transmitting Senate Concurrent Resolution No. 19 duly signed by the Speaker of the House.

The report of the Committee on Senate and Legislative Affairs was read and adopted in part.

The Committee on Enrolled and Engrossed Bills reported correctly engrossed the Senate Rules.

The Senate went into the Committee of the Whole, with Mr. Smith in the chair.

The Committee of the Whole Senate arose and reported:
Mr. President:

We, your Committee of the Whole Senate, who have had under consideration Senate Bill No. 114 and Senate Bill No. 112, beg leave to report that Senate Bill No. 114 be recommitted and made a special order for Wednesday, January 15th, and we further recommend that Sections 1 and 2 and Section 3 of Senate Bill No. 112 be adopted, and that Section 4 of the same bill be recommitted to Special Committee of Mr. Russell and Mr. Blair, made special order for Wednesday, January 15th, 1908; further report progress, and ask leave to sit again.

D. M. SMITH,
Chairman.

The report was adopted.

The rules were suspended and the report of the Committee on Senate and Legislative Affairs was taken up, the report was read, and on motion of Mr. Wynne, the matter relating to the salaries of employes was referred to the Committee on the Senate and Legislative Affairs and the remainder of the report was adopted.

The motion prevailed and the order was made in compliance therewith.

Motion of Mr. Morris, and seconded by Mr. Moore, that all employes employed in service during the holidays be paid for such service.

Motion prevailed.

The Senate adjourned until 1:30 P. M., Wednesday, January 15th, 1908.

HENRY S. JOHNSTON,
President Pro Tempore.

Attest:

J. I. HOWARD,
Secretary.

THIRTIETH DAY

Senate Chamber

Wednesday, January 15, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Cunningham, Moore, Soldani. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Russell presented Petition No. 5, from Red Top Local Union.

Mr. Russell, presented Petition No. 6, asking passage of a law against cigarettes.

Mr. Russell presented Petition No. 7, from Noble, Oklahoma, opposing sale of school lands.

Mr. Russell presented Petition No. 8, from Piedmont, Oklahoma, opposing mandatory high schools.

Mr. Brownlee presented Petition No. 9, protesting against County high school law.

Mr. Thomas presented petition against creating the office of County Assessor.

Mr. Billups presented petition in relation to Senate Bill No. 53.

Mr. Billups presented petition from Railroad Conductors relative to Senate Bill No. 53.

Mr. Morris presented petition from Texas County, asking sale of school lands.

Mr. Johnston presented petition to repeal mandatory high school law.

Mr. Johnston presented petition asking to exempt farm crops from taxation while in hands of producer.

Senate Bill No. 16 was withdrawn from Warehouse Committee and re-referred to Public Service Corporation Committee.

Senate Bill No. 136 was withdrawn from special orders and re-referred to Legal Advisory Committee.

Mr. President:

We, your Committee on Public Health, who have had under consideration Senate Bill No. 59, beg leave to report it back to the Senate, with the recommendation that it do pass, as amended.

GEORGE O. JOHNSON,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 104, beg leave to report it back to the Senate, with the recommendation that it do pass, as amended.

W. P. STEWART,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 137, have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass, as amended.

W. P. STEWART,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 40, have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass, as amended.

J. ELMER THOMAS,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 126, have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass, as amended.

J. ELMER THOMAS,

Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 167, by Mr. Conn, to Internal Improvements.

Senate Bill No. 168, by Mr. Davis, to Elections and Privileges.

Mr. Russell moved to reconsider the report of Senate and Legislative Affairs Committee.

Moved by Mr. Wynne that the salaries of all officers of the Senate, consisting of the following: Secretary, Calendar Clerk, Secretary to the President, Messenger, Reading Clerk, Enrolling Clerk, Engrossing Clerk and Sergeant-at-Arms shall be fixed at \$6.00 per day, and that the Reading Clerk be allowed \$1.00 per day extra, to take effect January 6, 1908.

The roll was called on the adoption of the report, as amended, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Mr. Brazell was excused from voting.

Absent and excused: Agee, Brownlee, Cunningham, Hatchett, Morris, Soldani, Sorrells, Stanford, Redwine. Total 9.

The Senate went into the Committee of the Whole, with Mr. Taylor in the chair.

Mr. Johnston took the chair to receive a message from the Governor.
Mr. President:

I have the honor to inform your Honorable Body that I have approved and signed Senate Bill No. 85, January 15th, 1908.

C. N. HASKELL,
Governor.

The Committee of the Whole resumed, Mr. Taylor in the chair.

The Committee of the Whole arose and reported.

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration Senate Bill No. 112, beg leave to report that it do pass, as amended in the Committee of the Whole, and report that Senate Bill No. 114 be made a special order for Thursday, and that Senate Bill No. 126 do pass, as amended, and Senate Bill No. 149 do pass, as amended: further report progress and ask leave to sit again.

L. K. TAYLOR,
Chairman.

The report was adopted.

Senate adjourned until 1:30 P. M., Thursday, January 16, 1908.

Attest:

GEO. W. BELLAMY,

J. I. HOWARD,
Secretary.

President.

THIRTY-FIRST DAY

Senate Chamber

Thursday, January 16, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stanford, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Excused:

Cunningham, Soldani. Total 2.

Prayer by the Chaplain.

The previous day's Journal was read and approved.

Mr. Agee presented Petition No. 17, from Dewey County, Oklahoma.

Mr. Johnston, Mr. Stewart, Mr. Memminger, Mr. Billups, Mr. Conn, Mr. Morris, Mr. Roddie, Mr. Franklin and Mr. Stanford appointed a Special Committee to audit the Journals.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred House Concurrent Resolution No. 5, have had the same under consideration, and beg leave to report it back to the Senate, with the recommendation that it do pass, as amended. Senate Bill No. 7 not pass. Senate Bill No. 106, be referred to the Committee on Fees and Salaries. Senate Bill No. 82, do pass, as herein amended, the amended bill being submitted herewith.

J. C. GRAHAM,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Public Printing, to whom was referred Senate Resolution No. 14, have had the same under consideration, and beg to report to the Senate that said bill do pass, as herein amended. Senate Bill No. 111 do pass, as amended.

S. A. CORDELL,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 45, report it back to the Senate, with the recommendation that it do not pass. Senate Bill No. 114 do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 14, have had the same under consideration and beg leave to report that the same be referred to the Legal Advisory Committee.

J. J. WILLIAMS,
Chairman.

The report was adopted.

Senate Bill No. 77 was withdrawn from Judiciary No. 2 and referred to Committee on Fees and Salaries.

On motion of Mr. Davis, that part of the Governor's message relative to the initiative and referendum was withdrawn from Committee on Judiciary No. 1 and re-referred to Committee on Privileges and Elections.

Senate Bill No. 149 was referred to the Committee of the Whole.

Message from the House transmitting House Bill No. 185, as passed by the House of Representatives; also House Concurrent Resolution No. 15, as passed by the House, bearing the signature of the Speaker; also Senate Bill No. 141, as passed by the House of Representatives, and Senate Bill No. 6.

Senate Bill No. 6 was ordered returned to the House, as the message showed no action thereon on the part of the House.

House Bill No. 185, by Mr. Whitehurst, "An Act making special Federal census of July, 1907, of Oklahoma and Indian Territory the official census of the State and all Counties, municipalities and subdivisions thereof and declaring an emergency" read the first time.

House Concurrent Resolution No. 15, by Mr. Murray, "A memorial to the Congress of the United States" read.

The Committee on Enrolled and Engrossed Bills reported correctly engrossed Senate Substitute Bill No. 149 and Senate Concurrent Resolution No. 19 correctly enrolled.

Senate Concurrent Resolution No. 19 read at length the fourth time, and signed by the President Pro Tempore, Mr. Johnston, in open session.

MESSGAE FROM THE GOVERNOR.

Twenty-sixth special message relative to raising the flag over the State Capitol was read, and the recommendation was accepted, and the flag ordered placed over the building.

The following bills were introduced and read the first time.

Senate Bill No. 169, by Mr. Graham, "An Act conferring jurisdiction on the Supreme Court.

Senate Bill No. 170, by Mr. Yeager, "An Act entitled 'Kidnaping for ransom.' "

Senate Bill No. 171, by Mr. Russell, "An Act to designate the District in which certain notes, mortgages, etc., shall be listed for taxation, etc."

Senate Bill No. 172, by Mr. Memminger, "An Act to fix and regulate the fees of the Clerk of the District Court."

Mr. President:

We, your Committee on Public Service Corporations, to whom was referred Senate Bill No. 18 and Senate Bill No. 41, beg leave to report that we have had the same under consideration, and beg leave to report them back to the Senate, with the recommendation that Senate Bill No. 18 do not pass, and that Senate Bill No. 41, to be known as the Franklin-Roddie Bill, do pass, as amended.

W. N. REDWINE,

Chairman.

The report was adopted.

Mr. Franklin introduced Senate Bill No. 18, which was read the first time.

The rules were suspended and the rules of the Senate were considered and the enrolled copy of the rules were read and adopted up to Chapter 12.

The Senate went into the Committee of the Whole, with Mr. Roddie in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, have had under consideration Senate Bills Nos. 149, 112 and 114, beg leave to report that Senate Bill No. 149 be made special order for Friday, January 17, 1908; further report progress and beg to sit again.

R. M. RODDIE,

The report was adopted.

Chairman.

Senate Bill No. 173, by Mr. Taylor, "An Act relating to the Agricultural and Mechanical College" was read the first time.

The Senate adjourned until 1:30 P. M., Friday, January 17, 1908.

Attest:

GEO. W. BELLAMY,

J. I. HOWARD,

President.

Secretary.

THIRTY-SECOND DAY

Senate Chamber

Friday, January 17, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Excused:

Cunningham, Redwine, Soldani, Taylor. Total 4.

Quorum present.

Prayer by the Chaplain.

The previous day's Journal was read and approved.

The employes were excused for January 22.

Mr. Thomas presented petition from Lawton business men.

Mr. Goulding presented petition.

Message from the House transmitting Enrolled Senate Bill No. 141 bearing the signature of the Speaker; Senate Concurrent Resolution No. 21, as amended and passed by the House of Representatives.

Senate Concurrent Resolution No. 21 was read, with the House amendments thereto, and referred to Special Committee, composed of Mr. Little as Chairman, and the Senate and Legislative Affairs Committee.

Mr. Russell presented petition from Muskogee County.

Invitation from Langston, Oklahoma, presented by Mr. Russell and referred to Public Institutions and Public Buildings.

Mr. Russell, Mr. Billups and Mr. Cunningham were appointed as a Special Committee to visit Langston University.

Mr. Johnson (15) presented petition from Chickasha.

Mr. Stafford presented petition from Board of Regents.

First reading of bills:

Senate Bill No. 174, by Mr. Billups, "An Act creating the office

of Tree Warden, fixing his compensation and providing for the planting and care of shade trees along the public highways of the State."

Senate Bill No. 175, by Mr. Brownlee, "An Act requiring contracts employing agents and brokers to buy and sell real estate for compensation or on commission to be in writing."

Senate Bill No. 176, by Mr. Brownlee, "An Act to provide a method of filling vacancies in the City Council of Cities and in the Board of Trustees of Towns and Villages and of Boards of Education of Cities of the first class, when the vacancies include all of the members."

Senate Bill No. 177, by Mr. Memminger, "An Act to prohibit the pooling of bridge contractors, partnership companies, corporations or associations of bridge contractors and all other persons and associations; to compel the production of books and papers of such bridge contractors and associations, to provide a manner for securing evidence and provide a penalty for the violation of this Act."

Senate Bill No. 178, by Mr. Yeager, "An Act to exempt from taxation the real and personal property belonging to the Oklahoma Christian University."

Mr. President:

We, your Committee on Municipal Corporations, have had under consideration Senate Bill No. 164, Senate Bill No. 161 and Senate Bill No. 44, and beg leave to report as follows:

We recommend that Senate Bill No. 164, by Mr. Echols, do pass, as amended, and that Senate Bill No. 161 do not pass, for the reason that the subject matter is provided for in another bill, and that Senate Bill No. 44, by Mr. Stafford, do not pass.

R. E. ECHOLS,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Education, to whom was referred Senate Bill No. 140, beg leave to report that said bill do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 117, report that the same do not pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Pharmacy, Drugs and Pure Foods, to whom

was referred Senate Bill No. 160, report it back to the Senate, with the recommendation that it do pass, as amended.

A. E. AGEE,
Chairman.

The report was adopted.

The report of the Committee on Codes relative to Joint Meeting on Senate Concurrent Resolution No. 28, by Mr. Smith, was read and made a special order for 2:30 P. M., Tuesday, January 21, 1908.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 170, by Mr. Yeager, to Judiciary No. 2.

Senate Bill No. 171, by Mr. Russell, to Revenue and Taxation.

Senate Bill No. 172, by Mr. Memminger, to Fees and Salaries.

Senate Bill No. 173, by Mr. Taylor, to Agriculture.

House Bill No. 185, by Mr. Whitehurst, to State Affairs.

SPECIAL COMMITTEE REPORT.

Mr. President:

We, your Special Committee, who have had under consideration Senate Concurrent Resolution No. 21, together with the House amendments thereto, beg leave to report and recommend that the Senate do concur with the House in its amendments thereto.

J. C. LITTLE,
Chairman.

The question being, "Shall the Senate concur in the House amendments to Senate Concurrent Resolution No. 21?" The roll was called, resulting as follows:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Hoiman, Johnston, Johnson (14), Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Cunningham, Redwine, Soldani, Taylor.
Total 4.

The Committee on Enrolled and Engrossed Bills reported correctly engrossed Senate Bill No. 112.

The Senate went into the Committee of the Whole, with Mr. Stafford in the chair.

The Committee of the Whole Senate arose and reported:

Mr. President:

We, your Committee of the Whole Senate, who have had under

consideration Senate Bills Nos. 149, 114, 136 and Senate Resolution No. 14, report progress and ask to sit again.

R. E. STAFFORD,
Chairman.

The report was adopted.

Mr. Little introduced Mr. McKella, who addressed the Senate on child labor.

The Committee of the Whole resumed, with Mr. Stafford in the chair.

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration the matter referred to it, beg leave to make the following recommendation to the Senate: That Senate Bill No. 149 do pass, as amended; that Senate Bill No. 112 do pass, as amended, and that Senate Bill No. 114 holds its position on the Calendar and that Sections 1, 2, 3 and 4 be adopted as amended

R. E. STAFFORD,
Chairman.

The report was adopted.

Senate Bill No. 149 read at length the third time, the question being, "Shall the bill pass?" The roll was called and resulted:

Yeas: Billups, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Williams, Yeager. Total 32.

Nays: Stanford, Updegraff. Total 2.

Absent and excused: Agee, Blair, Brownlee, Cunningham, Hatchett, Holman, Redwine, Soldani, Taylor, Wynne. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Billups, Davis, Blair, Brook, Conn, Cordell, Curd, Brownlee, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Yeager. Total 33.

Nays: Stanford. Total 1.

Absent and excused: Agee, Brazell, Cunningham, Hatchett, Holman, Johnson (15), Redwine, Soldani, Taylor, Wynne. Total 10.

The bill and the emergency was passed.

Senate Bill No. 149 was signed in open session by the President Pro Tempore, Mr. Johnston.

The Committee on Enrolled and Engrossed Bills reported correctly engrossed Senate Bill No. 112, Senate Bill No. 149 and Senate Bill No. 126.

Senate Bill No. 126 was read at length the third time. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Redwine, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and excused: Agee, Brazell, Cunningham, Holman, Johnson (15), Moore, Soldani, Taylor. Total 8.

The bill was passed.

Senate Bill No. 126 was signed in open session by the President Pro Tempore, Mr. Johnston.

Mr. President:

We, your Committee on Public Buildings, to whom was referred Senate Resolution No. 27, by Mr. Landrum, report that the same do pass, as amended by substitute offered.

M. F. EGGERMAN,

Chairman.

The report was adopted.

SPECIAL COMMITTEE REPORT.

Mr. President:

We, your Special Committee, to whom was referred the matters of employing an extra Committee Clerk, beg leave to report that our present force is inadequate to meet with the enormous amount of work to be done, and recommend the electing of another Committee Clerk.

R. E. STAFFORD,

Chairman.

The report was adopted.

Mrs. Fred P. Branson was elected, service to begin January 18, 1908.

Senate Bill No. 112 was read the third time at length. The question being, "Shall the bill pass?" Roll was called, and resulted:

Yeas: Billups, Blair, Brownlee, Conn, Curd, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Stafford, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Brazell, Mathews. Total 2.

Absent and excused: Agee, Brook, Cunningham, Holman, Johnson (15), Redwine, Soldani, Sorrells, Strain, Taylor. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, John-

son (14), Keys, Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Stafford, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Brazell, Mathews. Total 2.

Absent and excused: Agee, Cunningham, Holman, Johnson (15) Redwine, Soldani, Sorrells, Taylor, Strain. Total 9.

The bill with the emergency was passed.

Mr. Brazell explains his vote, as follows:

Mr. President:

I vote "No" because of the extravagance of the bill.

Mr. President:

I vote "No" on Senate Bill No. 112 because it provides for too many unnecessary employes in the local office at Guthrie. I believe this appropriation should be expended in employing Quarantine Inspectors in the field and not for so much unnecessary help whose only duty it will be to warm cushions in the office.

FRANK MATHEWS.

Senate Resolution No. 21 read at length the third time. The question being, "Shall the resolution pass?" The roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Little, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Keys. Total 35.

Nays: Mathews. Total 1.

Absent and not voting: Agee, Cunningham, Davis, Redwine, Soldani, Stafford, Taylor. Total 8.

The resolution was passed.

Senate Bill No. . . . , by Mr. Taylor, withdrawn from the Committee on Agriculture and referred to Public Buildings.

Senate Resolution No. 21 was signed in open session by the President Pro Tempore, Mr. Johnston.

Mr. President:

We, your Committee on Enrolled and Engrossed Bills, beg leave to report that we have compared and found correctly enrolled Senate Concurrent Resolution No. 21.

H. E. P. STANFORD,

Chairman.

Senate adjourned until 1:30 P. M., Monday, January 20, 1908.

Attest:

GEORGE W. BELLAMY,

J. I. HOWARD,

President.

Secretary.

THIRTY-THIRD DAY

Senate Chamber

Saturday, January 18th, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

THIRTY-FOURTH DAY

Senate Chamber

Sunday, January 19, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

THIRTY-FIFTH DAY

Senate Chamber

Monday, January 20, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The following Members were present:

Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Landrum, Little, Keys, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Absent and excused: Cunningham, Echols, Johnston, Soldani, Stafford, Updegraff. Total 6.

Prayer by the Chaplain.

The previous day's Journal was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 174, by Mr. Billups, to County and County Affairs.

Senate Bill No. 175, by Mr. Brownlee, to Judiciary No. 1.

Senate Bill No. 176, by Mr. Brownlee, to Municipal Corporations.

Senate Bill No. 177, by Mr. Memminger, to Judiciary No. 2.

Senate Bill No. 178, by Mr. Yeager, to Revenue and Taxation.

Bills on first reading:

Senate Bill No. 179, by Mr. Davis, "An Act relating to a Dairy Commission."

Senate Bill No. 180, by Mr. Keys, "An Act to amend Sections 1 and 2 of Chapter 38 of Wilson's Revised and Annotated Statutes of Oklahoma, 1903."

Senate Bill No. 181, by Mr. Franklin, "An Act limiting the age when children can be employed in any gainful occupation and to prohibit their employment in certain occupations; to describe the duties of parents and others in regard to the employment of children; to provide penalties therefor, and declaring an emergency."

Senate Bill No. 182, by Mr. Stewart, "An Act to establish ferry boats, regulating the same and fixing the price to be charged."

Senate Bill No. 183, by Mr. Conn, "An Act providing for official Stenographer for County Attorneys in Counties with more than 16,000

inhabitants and defining qualifications and duties, prescribing salaries, etc."

Senate Bill No. 184, by Mr. Johnson (14), "An Act regulating issuing checks on banks."

Senate Bill No. 185, by Mr. Taylor, "An Act regulating notices."

Senate Bill No. 186, by Mr. Taylor, "An Act to cure defective acknowledgments."

Senate Bill No. 187, by Mr. Graham, "An Act to prohibit the intermarriage with persons of African descent, and prohibiting persons authorized to solemnize the right of matrimony between persons prohibited from intermarrying, and providing a penalty."

Mr. Brazell presented a petition for uniformity of text books.

Mr. Graham presented petition for Firemen's Pension Bill.

Mr. Williams presented petition for Firemen's Pension Bill.

Mr. Taylor presented Petition No. ... relative to railroad cases before the Federal Courts.

Message from the House transmitting Senate Concurrent Resolution No. 21, as passed by the House.

Members of the Joint Committee of Representatives and State Senate:
Gentlemen:

I acknowledge receipt of your Joint Resolution No. 2 relating to the settlers on the big pasture land of Southwest Oklahoma, and in reply will say that the same will receive my support, and that I shall do all in my power to see that proper relief is granted the settlers on said land.

With kindest personal regards to all the Committee, I am,

Yours very truly,

JAMES S. DAVENPORT,

Member Congress.

Mr. President:

We, your Committee on Public Service Corporations, to whom was referred Senate Bill No. 139, report it back to the Senate, with the recommendation that it do pass, as amended.

W. N. REDWINE,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Concurrent Resolution No. 3, beg leave to report that the same be transmitted to the Legal Advisory Committee; Senate Bill No. 62, by Mr. Brook, do pass, as amended.

J. C. GRAHAM,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 81, report it back to the Senate, with the recommendation that it do pass, as amended; Senate Bill No. 79 do pass, as amended; Senate Bill No. 101 do pass, as amended.

W. M. FRANKLIN,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 10, beg leave to report it back to the Senate, with the recommendation that it do pass.

J. C. GRAHAM,
Chairman.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bills Nos. 55 and 65, report that Senate Bill No. 55 do not pass, and that Substitute Senate Bill No. 65 do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Concurrent Resolution No. 19.

C. N. HASKELL,
The Governor.

Message from the House transmitting House Bill No. 174, as passed by the House of Representatives.

House Bill No. 174, by Mr. Murray, "An Act to provide for carrying into effect the initiative and referendum," read the first time.

Senate Concurrent Resolution No. 29, by Mr. Davis, pertaining to investigating the contracts and insurance of the A. and M. College by Board of Regents was read and adopted.

Senate went into the Committee of the Whole, with Mr. Conn in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration Senate Bill No. 114, recommend that the same do pass, as amended, be printed and placed upon the desk of each Senator; Senate

Bill No. 136, by Mr. Thomas, do pass, as amended; Senate Bill No. 97, by Mr. Memminger, do pass, as amended.

P. C. CONN,
Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 188, by Mr. Johnson (15), "An Act creating a State Board of Health; defining the duties and powers of State, City, Town and Township Boards of Health; to define duties of physicians, and providing for penalties for violations of this Act."

Senate Bill No. 189, by Mr. Williams, "An Act to define and regulate the practice of medicine, to create a Board of Medical Examiners for the examination and licensing of physicians and surgeons, etc."

Senate Bill No. 190, by Mr. Wynne, "An Act to amend Section 77. Article 5 of Chapter 77 of Wilson's Revised and Annotated Statutes of Oklahoma."

The Committee on Enrolled and Engrossed Bills reported correctly engrossed Senate Concurrent Resolution No. 29.

Mr. President:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Concurrent Resolution No. 21.

C. N. HASKELL,
Governor.

Upon motion of Mr. Thomas to concur with the House amendments to Senate Concurrent Resolution No. 4, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Memminger, Morris, Landrum, Little, Mathews, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Cunningham, Echols, Johnston, Soldani, Stafford, Taylor, Updegraff. Total 7.

Senate adjourned until 1:30 P. M., Tuesday, January 21, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

THIRTY-SIXTH DAY

Senate Chamber

January 21, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Echols, Soldani, Updegraff. Total 3.

Prayer by the Chaplain.

The previous day's Journal was read and approved.

Senate Concurrent Resolution No. 29 was signed in open session by the President, Mr. Bellamy.

Mr. Eggerman introduced Senate Concurrent Resolution No. 30, asking for a Committee to audit account of the Patterson Furniture Company for furnishing the Senate, which was read and upon roll call passed by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 41.

Absent and excused: Echols, Soldani, Updegraff. Total 3.

The motion of Mr. Brownlee to create a Standing Auditing Committee prevailed.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 179, by Mr. Davis, to Pharmacy, Drugs and Pure Food.

Senate Bill No. 180, by Mr. Keys, to Fish and Game.

Senate Bill No. 181, by Mr. Franklin, to Commerce and Labor.

Senate Bill No. 182, by Mr. Stewart, to County and County Affairs.

Senate Bill No. 183, by Mr. Conn and Mr. Allen, Fees and Salaries.

Senate Bill No. 184, by Mr. Johnson (14), to Banks and Banking.

Senate Bill No. 185, by Mr. Taylor, to Judiciary No. 1.

Senate Bill No. 186, by Mr. Taylor, to Judiciary No. 1.

Senate Bill No. 187, by Mr. Graham, to Judiciary No. 1.

Senate Bill No. 188, by Mr. Johnson (15), to Public Health.

Senate Bill No. 189, by Mr. Williams, to Public Health.

Senate Bill No. 190, by Mr. Wynne, to Education.

House Bill No. 174, by Mr. Murray, to Legal Advisory.

Bills on first reading:

Senate Bill No. 191, by Mr. Williams, "An Act to provide for compulsory school attendance, the appointment of truant officers and prescribing their duties; to require school officers and teachers to make such report as may be required by the County Superintendent, etc."

Senate Bill No. 192, by Mr. Billups, "An Act creating the office of State Agent and defining his duties."

Senate Bill No. 193, by Mr. Goulding, "An Act relating to public warehouses and amending Sections 3, 28, 35 and 52 of Chapter 27 of the Statutes of Oklahoma of 1899."

Mr. Williams withdrew Senate Bill No. 86.

Mr. Brownlee presented petition asking for passage of Firemen's Pension Bill.

Mr. Roddie presented petition asking passage of Firemen's Pension Bill.

Mr. Landrum presented petition asking for provision for the sale of minor allotments on eastern portion of the State.

Mr. Taylor presented Petition No. 31, from Brotherhood of Railroad Conductors of Shawnee, Oklahoma, asking passage of the Fellow-Servants Bill, Senate Bill No. 51.

Senate Concurrent Resolutions, by Mr. Conn and Mr. Stanford, read and adopted.

Mr. Taylor presented petition from Railroad Conductors of Oklahoma City, asking passage of Senate Bill No. 51.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 136 correctly engrossed.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 53, by Mr. Taylor, report it back to the Senate, with the recommendation that it do pass, as herein amended; Senate Bill No. 49, by Mr. Roddie, do pass, as amended.

J. C. GRAHAM,

Chairman.

The report was adopted.

Senate Concurrent Resolution No. 27, by Mr. Landrum, was read and adopted.

Senate Bill No. 4 recommitted to Judiciary No. 2.

Senate went into the Committee of the Whole, with Mr. Curd in the chair.

The Committee of the Whole arose and reported as follows:

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration Senate Bill No. 128, beg leave to report progress, and ask to sit again.

R. S. CURD,
Chairman.

The report was adopted.

The following gentlemen addressed the Senate in open session for and against Meschal bean and peyote:

Major Shell, Mr. Watson, Mr. Noble, Mr. Colberg, Quannah Parker, Paul Boynton, Otto Wells, Cheesie McIntosh, Noble Springer, D. K. Cunningham.

Message from the House transmitting House Concurrent Resolution No. 16, as passed by the House of Representatives.

House Concurrent Resolution No. 16 was read and placed upon its final passage, the roll call resulting as follows:

Yeas: Agee, Billups, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Thomas, Williams, Wynne, Yeager, Total 36.

Excused and not voting: Blair, Eggerman, Echols, Holman, Memminger, Soldani, Smith, Updegraff. Total 8.

The resolution was passed.

Mr. Landrum, Mr. Geo. O. Johnson and Mr. Taylor were appointed to invite Admiral Schley to address the Senate.

Joint Resolution No. 16 was signed in open session by the President, Mr. Bellamy.

Message from the House that the House of Representatives refuses to concur in the Senate Concurrent Resolution No. 20, by Mr. Little, memorializing Congress as to control of Platt National Park, and the House indefinitely postponed the consideration of Senate Concurrent Resolution No. 5, by Mr. Stanford. Senate Concurrent Resolution No. 29, by Mr. Davis, which had been duly passed.

The following were appointed the Committee on Resolution No. 29,
by Mr. Davis:

Mr. Davis, Mr. Johnson and Mr. Sorrells.

Senate adjourned until 1:30 P. M., Thursday, January 23, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

THIRTY-SEVENTH DAY

Senate Chamber

Wednesday, January 22, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

THIRTY-EIGHTH DAY

Senate Chamber

Thursday, January 23, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Updegraff, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Davis, Soldani, Sorrells. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Communications and telegrams regarding Sunday law referred to Committee on Judiciary No. 1.

The report of Senate and Legislative Affairs Committee, relative to paying employes during holidays, which was read and action thereon deferred, and the following Special Sub-Committee was appointed to consider the report of the Committee on Senate and Legislative Affairs: Mr. Eggerman, Mr. Holman, Mr. Redwine, Mr. Russell and Mr. Morris.

Mr. Stafford presented petition from Yukon, Oklahoma, asking for passage of Senate Bill No. 45.

Mr. Stafford presented petition from Marshall County protesting against municipal Township organization of County government.

Mr. Brook presented petition from citizens of Muskogee County, protesting against the Meat Inspector.

Mr. Thomas presented petition for sale of school lands, by lessees of Comanche County.

Mr. Brownlee presented petition from citizens protesting against Section 16 of Senate Bill No. 45, and House Bill No. 132.

The Committee on Enrolled and Engrossed bills reported correctly engrossed Senate Concurrent Resolution No. 30, by Mr. Eggerman, Senate Concurrent Resolution No. 31, by Mr. Conn and Mr. Stanford, and Senate Concurrent Resolution No. 32, by Mr. Landrum.

The President signed in open session Senate Concurrent Resolution No. 30, by Mr. Eggerman; Senate Concurrent Resolution No. 31, by Mr. Conn and Mr. Stanford, and Senate Concurrent Resolution No. 32, by Mr. Landrum.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 191, by Mr. Williams, to Education.

Senate Bill No. 192 by Mr. Billups, to State and State Affairs.

Senate Bill No. 193, by Mr. Goulding, to Warehouse and Elevators.

Senate Bill No. 136, by Mr. Thomas, read at length the third time, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Johnston, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and excused: Cunningham, Davis, Graham, Johnson (14), Johnson (15), Soldani, Sorrells, Stanford. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Cunningham, Davis, Johnston, Johnson (14), Johnson (15), Soldani, Sorrells, Stanford, Graham. Total 9.

The bill was passed, together with the emergency.

Message from the House transmitting House Concurrent Resolution No. 12a, as passed by the House of Representatives.

Senate Bill No. 136 was signed in open session by the President.

Senate Bill No. 114, by Mr. Brook, read the third time. Sections 1, 2 and 3 were amended and adopted and Sections 5, 6 and 7 adopted as read, and Section 4 referred to a Special Committee composed of Mr. Morris, Mr. Thomas, Mr. Franklin, Mr. Brook and Mr. Strain, to report this day.

Special message from the Governor was read.

Senate went into the Committee of the Whole, with Mr. Billups in the chair.

The Committee of the Whole reported:

We, your Committee of the Whole, who have had under considera-

tion Senate Bill No. 128, beg leave to report progress and ask leave to sit again.

R. A. BILLUPS,
Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 194, by Mr. Eggerman, "An Act to provide for the improvement of streets and other public places in Cities of the first class, providing for paving, curbing, guttering and draining the same."

Senate Bill No. 195, by Mr. Stafford, "An Act providing the manner in which and the terms upon which the non-mineral lands granted to the State of Oklahoma by the United States for educational, building and charitable purposes shall be disposed of."

Senate Bill No. 196, by Mr. Holman, "An Act providing a penalty for the killing of live stock by railroad companies.

Senate Bill No. 197, by Mr. Echols, "An Act authorizing and requiring the holding of primary elections."

Senate Bill No. 198, by Mr. Thomas, "An Act authorizing Counties to refund certain money in certain cases, and declaring an emergency."

Senate Bill No. 199, by Mr. Billups, "An Act to provide for issuing bonds of the State for the improvement of highways, making an appropriation therefor, and submitting the same to the people at the next general election for their approval."

Senate Bill No. 200, by Mr. Billups, "An Act to provide for the improvement of the public highways of the State, creating the office of State Engineer and Surveyor, fixing his compensation and defining his duties."

Senate Concurrent Resolution No. 33, by Mr. Keys, "A resolution looking to the establishment of a permanent school for the blind."

House Concurrent Resolution No. 12a, by Mr. Stevens, "Memorializing Congress for free homes for the settlers in the Kiowa, Comanche and Apache reservations."

Mr. President:

Your Committee on Judiciary No. 1 recommends that Senate Bill No. 129 do pass, as amended; Senate Bill No. 187 do pass; Senate Bill No. 196 do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

Your Special Committee, to whom was referred Section 4 of Sen-

ate Bill No. 114, recommend that the same be adopted, as amended, which amendments are herewith submitted.

J. S. MORRIS,
Chairman.

The report was adopted.

The Senate adjourned until 1:30 P. M., Friday, January 24, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

THIRTY-NINTH DAY

Senate Chamber

Friday, January 24, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Davis, Johnson (15), Soldani, Sorrells. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Brazell and Mr. Yeager excused until Monday.

The President presented a petition against Senate Bill No. 158.

Mr. President:

Your Special Committee, to whom was referred the matter of considering the claims of officers and employes of the Senate for services rendered during the holidays, beg leave to report that we have carefully considered each claim submitted, and recommend the following:

Mrs. McLean, Postmistress, 10 days at \$4.00	\$40.00
Sam Lee, Janitor, 7½ days, at \$1.50	11.25
Jim Abernathy, Janitor, 7½ days, at \$1.50	11.25
Charles Knox, Night Watchman, 15 days, at \$4.00	60.00
Oscar Leidig, Night Watchman, 15 days, at \$4.00	60.00
J. I. Howard, Secretary, 15 days, at \$7.00	105.00
Ham Bee, 9 days, at \$6.00	54.00
L. Ethel Seaman, Stenographer, 1 day	5.00
May Stevens, Stenographer, 2 days	10.00
T. J. Torrey, Day Watchman, 15 days, at \$4.00	60.00

Mr. Brownlee moved to amend by inserting the name of P. P. Duffy, 15 days, at \$6.00, \$90.00, which prevailed.

Mr. Moore moved to insert the name of R. P. Wyatt, 15 days, at \$4.00 per day, \$60.00, which prevailed.

Roll was called on the adoption of the report, and resulted:

Yeas: Billups, Brownlee, Conn, Cordell, Curd, Eggerman, Echois, Graham, Holman, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Russell, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 27.

Nays: Agee, Brazell, Brook, Franklin, Goulding, Hatchett, Little, Roddie, Taylor. Total 9.

On motion by Mr. Roddie, seconded by Mr. Little, J. K. Wells was allowed \$45.00 for 15 days' work, at \$3.00 per day.

The following bills were read the second time and referred to the Standing Committees:

Senate Bill No. 194, to Committee on Municipal Corporations.

Senate Bill No. 195, to Committee on School Lands.

Senate Bill No. 196, to Committee on Public Service Corporations.

Senate Bill No. 197, to Committee on Privileges and Elections.

Senate Bill No. 198, to Committee on State Affairs.

Senate Bill No. 199, to Committee on Roads and Highways.

Senate Bill No. 200, to Committee on Roads and Highways.

Senate Concurrent Resolution No. 33, to Committee on Public Buildings.

House Concurrent Resolution No. 12a, to Committee on Federal and Interstate Relations.

Mr. President:

Your Committee on Public Service Corporations recommend that Senate Bill No. 52 do pass.

W. N. REDWINE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Judiciary No. 2 recommend that Senate Bill No. 39 do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Commerce and Labor recommend that Senate Bill No. 18 do pass.

W. M. FRANKLIN,
Chairman.

The report was adopted.

Mr. Thomas presented Petition No. 39 against Senate Bill No. 45. Petition No. 40, by Mr. Smith, against Senate Bill No. 45.

Petition No. 41, by Mr. Russell, to locate a State Normal School at Checotah.

Mr. President:

Your Committee on Judiciary No. 2 recommend that Senate Bill No. 152 do pass; Senate Bill No. 107, do not pass.

W. P. STEWART,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 97 correctly engrossed.

Senate Bill No. 97 was read the third time at length; the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Redwine, Roddie, Russell, Smith, Stafford, Strain, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Billups, Cunningham, Davis, Johnson (14), Mathews, Morris, Moore, Soldani, Sorrells, Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Redwine, Roddie, Stafford, Russell, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Absent and not voting: Billups, Cunningham, Davis, Johnson (14), Mathews, Morris, Soldani, Moore, Strain, Sorrells. Total 10.

The bill, together with the emergency, was passed and signed by the President in open session.

The President signed Senate Concurrent Resolution No. 29.

The Committee report on Senate Bill No. 162 was withdrawn and said bill re-committed to the Committee.

The Senate went into the Committee of the Whole, with Mr. Stanford in the Chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 128, and ask leave to sit again.

H. E. P. STANFORD,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 114 correctly engrossed.

Senate Bill No. 114 was read the third time at length, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Morris, Memminger, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Brownlee, Cunningham, Curd, Stanford, Updegraff. Total 5

Absent and not voting: Brazell, Davis, Johnson (14), Soldani, Sorrells, Taylor. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Brownlee, Curd, Cunningham, Stanford, Updegraff. Total 5.

Absent and not voting: Brazell, Davis, Johnson (14), Soldani, Sorrells. Total 5.

The bill, together with the emergency, was declared passed, and signed by the President in open session.

The Senate adjourned until 10 A. M., January 25, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

FORTIETH DAY

Senate Chamber

Saturday, January 25, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatcher, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 38.

Absent and excused:

Cunningham, Soldani, Sorrells, Stanford, Yeager, Brazell. Total 6.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Mathews requested to be recorded as having voted "No" upon the report of the pay of employes during the holidays, except Mr. Bee and Mr. Howard.

Senate Resolution No. 18, by Mr. Taylor, was read and referred to Committee on Rules.

Senate Resolution No. 19, by Mr. Holman, was read and referred to Committee on Rules.

Mr. President:

Your Committee on Geological Survey report that it has considered Senate Bill No. 73, by Mr. Sorrells, and Senate Bill No. 75, by Mr. Stafford, and report them back to the Senate, as amended; Senate Bill No. 75, by Mr. Stafford and Mr. Sorrells, with the recommendation that same do pass.

E. D. BROWNLEE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Oil and Gas recommend that Senate Bill No 163 do pass, as amended.

J. H. STRAIN,

Chairman.

The report was adopted.

Mr. President:

Your Committee on State Affairs recommend that Senate Bill No. 198 do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 107 do not pass; that Senate Bill No. 154 do pass, as amended, and be known as the Franklin-Wynne-Little bill.

R. P. WYNNE,
Chairman.

The report was adopted.

The Senate and Legislative Affairs Committee was directed to order two desk files for each Senator and Clerk who may require them.

Senate Bill No. 169 was re-referred to Judiciary Committee No. 1 for further consideration.

The Senate went into the Committee of the Whole, with Mr. Taylor in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole reports progress on Senate Bill No. 128 and ask leave to sit again.

L. K. TAYLOR,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

A quorum was present.

The following bills were read the first time:

Senate Bill No. 201, by Mr. Brook, and Mr. Evans, of the House, "An Act providing for the appointment of a State and County Board of Examiners and defining the duties of said Board; also providing for the examination and qualification of teachers, and making provisions for the regulation and support of the common schools."

Senate Bill No. 202, by Mr. Brook, "An Act to establish and maintain a system of public high schools and to provide funds therefor."

Senate Bill No. 203, by Mr. Wynne, "An Act making an appropriation for the current expenses of the State educational institutions of Oklahoma for the scholastic year 1907-1908, and declaring an emergency."

Senate Bill No. 204, by Mr. Roddie, "An Act providing for the control of insurance companies."

Mr. Eggerman was excused on account of illness.

Mr. Brook excused for one week.

The Senate went into the Committee of the Whole, with Mr. Williams in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 123 do pass, as amended.

J. J. WILLIAMS,

Chairman.

The report was adopted.

The Senate adjourned until 1:30 P. M., Monday, January 27, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

FORTY-FIRST DAY

Senate Chamber

Sunday, January 26, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FORTY-SECOND DAY

Senate Chamber

Monday, January 27, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Memminger, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 39.

Absent and excused:

Brook, Eggerman, Echols, Stanford, Yeager. Total 5.

Quorum present.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved. Fourteen petitions protesting against the passage of Senate Bill

No. 58 were read.

Petition asking for passage of Firemen's Pension Bill read.

Senate Resolution No. 20, by Mr. Brazell, read first time.

Senate Resolution No. 21, by Mr. Taylor, read first time.

Senate Concurrent Resolution No. 34, by Mr. Keys, read first time.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 128 correctly engrossed.

Mr. President:

We, your Committee on Public Service Corporations, have had under consideration Senate Bill No. 116, and recommend that the same do pass.

W. N. REDWINE,
Chairman.

The report was adopted.

Report of Committee on Rules on Resolution No. 16, as follows:

Rule No. 1, reported by Committee, read and adopted.

Rule No. 2, reported by Committee, read, amended and adopted.

Rule No. 3, reported by Committee "Do not pass" affirmed.

Senate Resolution No. 19, reported as a separate rule, read as reported and adopted.

Rule on prohibiting smoking in Senate Chamber adopted.

Rule No. 4, read and adopted.

Mr. Memminger offered to amend by abolishing Committee No. 13, referred to Committee on Rules.

The following bills were read the second time and referred to the Committees:

Senate Bill No. 201, by Mr. Brook, to Education.

Senate Bill No. 202, by Mr. Brook, to School and School Organization.

Senate Bill No. 203, by Mr. Wynne, to Appropriations.

Senate Bill No. 204, by Mr. Roddie, to Insurance Committee.

Senate Bill No. 128 read at length the third time.

Mr. Graham offered substitute for Section 14, on which the roll was called, resulting as follows:

Yeas: Billups, Blair, Franklin, Graham, Goulding, Johnston, Keys, Landrum, Morris, Moore, Redwine, Roddie, Soldani, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 21.

Nays: Agee, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Hatchett, Johnson (14), Johnson (15), Little, Mathews, Memminger, Russell, Sorrells, Updegraff. Total 16.

Absent and not voting: Brook, Davis, Eggerman, Echols, Holman, Stanford, Yeager. Total 7.

The amendment was adopted.

Message from the House transmitting House Bill No. 46, as passed by the House of Representatives.

House Bill No. 46 read first time.

Mr. Agee offered a substitute to Section 2 of Senate Bill No. 128 commencing with the word "providing." Mr. Taylor offered to amend the substitute, which was accepted.

The roll was called on the amended Agee substitute, and resulted as follows:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Curd, Franklin, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Roddie, Soldani, Strain, Smith, Taylor, Thomas, Updegraff, Williams. Total 24.

Nays: Brazell, Conn, Cunningham, Graham, Goulding, Keys, Redwine, Russell, Sorrells, Stafford, Stewart, Wynne. Total 12.

Absent and not voting: Brook, Davis, Eggerman, Echols, Holman, Moore, Stanford, Yeager. Total 8.

Mr. Taylor offered substitute to his amendment offered to Section 11.

The roll was called and resulted as follows:

Yeas: Agee, Billups, Blair, Brownlee, Curd, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams. Total 28.

Nays: Brazell, Conn, Cordell, Cunningham, Goulding, Landrum, Stewart, Wynne. Total 8.

Absent and not voting: Brook, Davis, Eggerman, Echols, Holman, Moore, Stanford, Yeager. Total 8.

Amendment adopted.

Message from the House transmitting House Bill No. 183, as passed by the House of Representatives; also Senate Concurrent Resolution No. 29.

House Bill No. 183, by Mr. Holland, "An Act to confer on the Counties of this State the power to borrow money for current expenses from the Commissioners of the Land Office, fixing the manner to determine the amount thereof, providing the form therefor and endorsement thereon," read the first time.

Mr. Little offered to amend Senate Bill No. 128, Section 10, page 6, line 12, after the words "The sending party" by inserting "pays, and obligates himself to pay," which was adopted.

The roll was called on Mr. Sorrells' motion to recommit Senate Bill No. 128 back to the Committee of the Whole to consider Section 14, and resulted:

Yeas: Brazell, Conn, Hatchett, Little, Mathews, Russell, Sorrells, Updegraff, Wynne. Total 9.

Nays: Agee, Billups, Blair, Cordell, Curd, Davis, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Williams. Total 26.

Absent and not voting: Brook, Brownlee, Cunningham, Eggerman, Echols, Holman, Stanford, Yeager, Thomas. Total 9.

Motion lost.

The report of Senate and Legislative Affairs Committee, as follows:
Mr. President:

We, your Committee on Senate and Legislative Affairs, beg to recommend the following:

That the Auditor secure stamps for the use of the Senate, and that he keep a separate stamp account for each Member; that each Member be allowed stamps to the amount of \$10.00.

J. S. MORRIS,

Chairman.

Motion of Mr. Roddie to strike out \$10.00 lost.

Report adopted.

Senate adjourned until 1:30 P. M., Tuesday, January 28, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

FORTY-THIRD DAY

Senate Chamber

Tuesday, January 28, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Brazell, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 38.

Absent and excused:

Brook, Eggerman, Echols, Johnston, Stafford, Yeager. Total 6.

Prayer by the Chaplain.

Journal of the previous day read and approved.

MESSAGE FROM THE GOVERNOR.

Twenty-eighth special message, read and referred to State and Contingent Expenses Committee.

Mr. Smith presented petition from Jefferson County favoring Senate Bill No. 45.

Mr. Russell presented petition from Muskogee County.

Mr. Morris presented petition from Carter County for House Bill No. 183.

Mr. Goulding presented petition from Enid Lodge No. 145.

Mr. Goulding presented petition for Senate Bill No. 45.

Mr. Brazell presented petition from Pond Creek favoring Senate Bill No. 45.

Mr. Billups presented petition against Senate Bill No. 45.

House Bill No. 46, by Mr. Ellis, as amended by Committee on Education, read second time and referred to Committee on Education.

House Bill No. 183, by Mr. Holland, read the second time and referred to Judiciary No. 1.

Senate Resolution No. 20, by Mr. Brazell, was withdrawn.

Senate Resolution No. 21, by Mr. Taylor, relative to the printing of the Journal, read and referred to Committee on Senate and Legislative Affairs.

Senate Concurrent Resolution No. 34, by Mr. Keys, referred to Public Building Committee.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 128 correctly engrossed.

Message from the House transmitting Senate Concurrent Resolution No. 30.

Senate Bill No. 128, by Mr. Stewart, read at length the third time.

Mr. Wynne moved to reconsider his vote on the adoption of new Section No. 14.

Further consideration of Senate Bill No. 128 was deferred.

Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

Mr. Mathews took the chair to receive a message from the House transmitting Senate Concurrent Resolution No. 6; also transmitting Senate Bill No. 126.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration Senate Bill No. 51, beg leave to report progress and ask leave to sit again.

JESSE M. HATCHETT,

Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 205, by Mr. Morris, "An Act creating a State Clearing House for the bank and trust companies of the State of Oklahoma."

Senate Bill No. 206, by Mr. Holman, "An Act for forfeiture of liens on personal property."

Senate Bill No. 207, by Mr. Agee and Mr. Morris, "An Act to provide for the legitimate sale and distribution of alcohol and intoxicating liquors, wines, ale, etc."

Senate Bill No. 208, by Mr. Davis, "An Act to prohibit the manufacture, sale or barter of intoxicating liquor and providing penalties for the violation of this Act."

Senate Concurrent Resolution No. 35, by Mr. Russell.

Senate adjourned until 1:30 P. M., Wednesday, January 29, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

FORTY-FOURTH DAY

Senate Chamber

Wednesday, January 29, 1908.

The Senate called to order at 1:30 P. M., pursuant to adjournment, by the President, Mr. Bellamy.

The roll was called and the following Members were present:

Agee, Brazell, Brownlee, Conn, Blair, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 34.

Absent and excused:

Billups, Cunningham, Eggerman, Echols, Johnston, Redwine, Russell, Stanford, Yeager, Brook. Total 10.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 205, by Mr. Morris, to Banks and Banking.

Senate Bill No. 206, by Mr. Holman, to Senate and Legislative Affairs.

Senate Bill No. 207, by Mr. Agee and Mr. Morris, to Pharmacy, Drugs and Pure Foods.

Senate Bill No. 208, by Mr. Davis, to Prohibition Enforcement.

Senate Concurrent Resolution No. 35, by Mr. Russell, to Public Buildings.

Senate Bill No. 128 read third time at length.

The roll was called on final passage of said bill, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Roddie, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams. Total 31.

Nays: Little. Total 1.

Absent and not voting: Billups, Brook, Cunningham, Eggerman, Echols, Holman, Johnston, Redwine, Russell, Stanford, Wynne, Yeager. Total 12.

Senate Bill No. 128 was passed.

First reading of bills:

Senate Bill No. 209, by Mr. Agee, "An Act providing for Auditors for Counties, defining their duties, compensation and for other purposes."

Senate Bill No. 210, by Mr. Holman, "An Act providing a penalty for charging usury."

Senate Bill No. 211, by Mr. Cordell, "An Act to authorize the Board of County Commissioners to appoint Assistant Clerk of the County Court in certain cases, fixing the compensation therefor, and declaring an emergency."

Senate Bill No. 212, by Mr. Cordell "An Act to authorize the Judge of the District Court to appoint Assistant Prosecuting Attorney in certain cases, and to fix compensation therefor, and declaring an emergency."

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 126, by Mr. Eggerman, and Senate Resolution No. 30, by Mr. Eggerman, correctly enrolled.

Mr. President:

We, your Committee on Judiciary No. 2, having had under consideration Senate Bill No. 46, by Mr. Stewart, recommend that it do pass.

W. P. STEWART,

Chairman.

The report was adopted.

Senate Concurrent Resolution No. 30 was signed in open session by the President, Mr. Bellamy.

Enrolled copy of Senate Bill No. 126 read the fourth time and signed in open session by the President, Mr. Bellamy.

Senate Bill No. 208 referred to Judiciary No. 1.

Message from the Governor, together with memorial, was read at length.

Senate Concurrent Resolution No. 36 read the third time at length and on roll call resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff. Total 29.

Nays: None.

Absent and excused: Billups, Brook, Brownlee, Cunningham, Eggerman, Echols, Holman, Johnston, Redwine, Russell, Stafford, Stanford, Williams, Wynne, Yeager. Total 15.

The resolution was passed.

Mr. Blair presented a resolution.

The resolution was passed, together with the memorial, and transmitted to the House.

President Pro Tempore, Mr. Johnston, signed Concurrent Resolution No. 36 in open session.

Mr. Blair offered to amend Senate Resolution No. 28. The roll was called upon the Section, as amended, and resulted:

Yeas: Agee, Blair, Cordell, Curd, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Sorrells, Smith, Stewart, Thomas, Williams, Strain. Total 25.

Nays: Brownlee, Davis, Soldani, Stafford, Taylor, Updegraff. Total 6.

Mr. Billups and Mr. Russell were excused from voting.

Absent and excused: Brazell, Brook, Conn, Cunningham, Johnston, Redwine, Stanford, Wynne, Yeager, Eggerman, Echols. Total 11.

Message from the House transmitting House Concurrent Resolution No. 18, Senate Bill No. 126 and Senate Concurrent Resolutions No. 30 and 36.

House Concurrent Resolution No. 18 being identical with Senate Concurrent Resolution No. 36, and the House requested the Senate to pass upon House Resolution No. 18 immediately, and inform the House of the action of the Senate.

House Concurrent Resolution No. 18 was read at length and the question being, "Shall the resolution pass?" The roll was called, and resulted:

Yeas: Billups, Blair, Cordell, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Roddie, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams. Total 25.

Nays: Agee, Brownlee, Curd, Davis, Little, Mathews, Stafford. Total 7.

Absent and excused: Brazell, Brook, Cunningham, Eggerman, Echols, Johnston, Redwine, Stanford, Wynne, Yeager. Total 10.

Mr. Conn and Mr. Russell were excused from voting.

The resolution was passed and signed in open session by the Acting President, Mr. Memmlinger.

Senate went into the Committee of the Whole, with Mr. Holman in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, having had under consideration Senate Bill No. 129, beg leave to report progress, and ask leave to sit again.

H. H. HOLMAN,
Chairman.

The report was adopted.

Mr. President:

It has just been brought to my attention that a statement had been made on the floor of the Senate by a Member of your Body that this office has contracted for eighteen thousand dollars worth of books from the State Capital Printing Company. I wish to take this opportunity to refute this charge, and simply wish to state that all the purchases made by this office in this line has been by the authority and instruction of the Governor; and were 245 sets of Wilson's Statutes and Session Laws of 1903 and 1905, to be distributed among only the new Counties of the State. The price of these books was \$16.40 per set complete, which is \$2.10 per set less than the old contract price formerly made by the State Capital.

BILL CROSS,

Secretary of State.

Senate adjourned until 1:30 P. M., Thursday, January 30, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

FORTY-FIFTH DAY

Senate Chamber

Thursday, January 30, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams. Total 38

Absent and excused:

Brook, Eggerman, Echols, Stanford, Wynne, Yeager. Total 6.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Stanford excused until Friday.

Mr. Thomas presented petition which was referred to the Committee on School Lands.

Mr. Goulding presented petition which was referred to Committee on Pharmacy, Drugs and Pure Foods.

Mr. Morris presented petition which was referred to Committee on Pharmacy, Drugs and Pure Foods.

Mr. Redwine presented petition which was referred to Committee on Commerce and Labor.

Mr. Stafford presented petition which was referred to the Committee of the Whole.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 209, by Mr. Agee, to County and County Affairs.

Senate Bill No. 210, by Mr. Holman, to Senate and Legislative Affairs.

Senate Bill No. 211, by Mr. Cordell, to Judiciary No. 2.

Senate Bill No. 212, by Mr. Cordell, to Judiciary No. 2.

The roll was called on Mr. Russell's motion to reconsider the vote by which Senate Bill No. 128 was passed, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Hatchett, Holman, Johnson (14), Johnson (15), Little,

Mathews, Memminger, Russell, Sorrells, Stafford, Taylor, Updegraff.
Total 21.

Nays: Franklin, Graham, Goulding, Johnston, Keys, Landrum, Morris, Redwine, Soldani, Strain, Smith, Stewart, Thomas, Williams. Total 14.

Absent and not voting: Billups, Brook, Eggerman, Echols, Roddie, Moore, Stanford, Wynne, Yeager. Total 9.

The motion prevailed and the House was asked to return Senate Bill No. 128.

Bills on first reading:

Senate Bill No. 213, by Mr. Taylor, "An Act regulating issuance of school teacher's certificates, creating a County Board of Examiners and repealing Section .., Article .., Chapter .. of the Session Laws of Oklahoma."

Senate Bill No. 214, by Mr. Stafford, "An Act to define contributory negligence and contributory delinquency and to make the same a misdemeanor and to provide for the punishment of persons guilty thereof."

House Bill No. 241, by Mr. Branson, "An Act to authorize the Register of Deeds of the Counties of the State to take over all the records of deeds, mortgages, etc., which were made by the Clerks of the United States Court under the authority of the Ex-Officio Recorder of Deeds and the proper disposition of the same."

Mr. Agee announced the serious illness of Mr. Eggerman.

The president appointed the following: Mr. Agee, Mr. Strain, Mr. Johnson (15), Mr. Williams, Mr. Conn and the Lieutenant-Governor, Mr. Bellamy, to visit Mr. Eggerman.

Mr. President:

We your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 169, by Mr. Graham, beg leave to report it back to the Senate, with the recommendation that it do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 6 correctly enrolled.

Senate Concurrent Resolution No. 6 read at length the fourth time, and signed in open session by the President Pro Tempore, Mr. Johnston.
Mr. President:

I have the honor to inform your Honorable Body that I have approved and signed Senate Concurrent Resolution No. 29 and Senate Concurrent Resolution No. 30 and Senate Bill No. 126, this 30th day of January, 1908.

C. N. HASKELL,
Governor.

Senate Resolution No. 27 was read at length the third time, and on roll call the vote resulted:

Yeas: Agee, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Roddie, Soldani, Stafford, Smith, Stewart, Thomas, Williams. Total 24.

Nays: Blair, Brownlee, Hatchett, Holman, Little, Mathews, Redwine, Russell, Sorrells, Strain, Taylor, Updegraff. Total 12.

Absent and not voting: Billups, Brook, Eggerman, Echols, Moore, Stanford, Wynne, Yeager. Total 8.

The resolution was passed.

The Senate went into the Committee of the Whole, with Mr. Davis in the chair.

President Pro Tempore, Mr. Johnston, took the chair to receive a message from the House transmitting House Bill No. 241; Senate Bill No. 149, and Senate Bill No. 128; also Senate Bill No. 61, engrossed.

Mr. Davis made the point of order that the bill was not Senate Bill No. 61, but an amended House Bill. Action and ruling on point of order was deferred.

The Committee of the Whole resumed.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, having had under consideration Senate Bill No. 129, beg leave to recommend the same be referred to the Committee on Agriculture, Quarantine and Animal Industry; further report progress, and ask leave to sit again.

CLARENCE DAVIS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary No. 1, report that House Bill No. 183 do pass, as amended; that the same be advanced upon the Calendar to the head of "General Orders;" House Bill No. 172 do pass, as herein amended.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. Wortman was excused for one week.

Senate adjourned until 1:30 P. M., Friday, January 31, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FORTY-SIXTH DAY

Senate Chamber

Friday, January 31, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Brook, Eggerman, Echols, Moore. Total 4.

Prayer by the Chaplain.

Previous day's Journal read and approved.

Message from the House transmitting Senate Bill No. 136, as passed by the House of Representatives.

Petitions Nos. 74, 75, 76, 77, 78, 79, 80, 81, with reference to Senate Bill No. 45, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Mr. Morris presented Petition No. 82, urging cancellation of Section 6 of Senate Bill, read and referred to Committee on Commerce and Labor.

Mr. Johnson (15) presented Petition No. 83, asking for passage of Firemen's Pension Bill.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 213, by Mr. Taylor, to Education.

Senate Bill No. 214, by Mr. Stafford, to Penal Institutions.

House Bill No. 241, by Mr. Branson, to County and County Affairs.

Mr. Russell moved to commit Senate Bill No. 128 to the Committee of the Whole to consider Substitute Section to Section 14.

Mr. Graham made the point of order that the votes which passed the bill was a majority of all votes of all Members constituting the Senate, and the vote by which the bill was reconsidered was 21, which was

not a majority of all the Members, and could not undo that which a majority has done.

Point of order sustained.

Mr. Russell appealed from the ruling of the Chair, and the roll was called on sustaining the Chair's ruling, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Holman, Landrum, Memminger, Morris, Redwine, Roddie, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager, Johnston, Johnson (14), Johnson (15), Keys. Total 33.

Nays: Brazell, Brownlee, Hatchett, Little, Mathews, Russell, Sorrells. Total 7.

Absent and not voting: Brook, Eggerman, Echols, Moore. Total 4

The Senate went into the Committee of the Whole, with Mr. Landrum in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred Senate Bill No. 128, recommend that the same do pass, as amended; further report progress and ask leave to sit again.

E. M. LANDRUM,

Chairman.

The report was adopted.

Mr. Holman, Mr. Johnson (15) and Mr. Smith were excused until Monday, 1:30 P. M.

Mr. Graham offered to amend Senate Bill No. 128 by substituting a new Section in lieu of Section 14; seconded by Mr. Roddie.

The roll was called, and resulted:

Yeas: Billups, Franklin, Graham, Goulding, Johnston, Keys, Landrum, Morris, Roddie, Soldani, Strain, Stewart, Thomas, Williams. Total 14.

Nays: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Johnson (15), Little, Mathews, Memminger, Redwine, Russell, Sorrells, Stafford, Stanford, Smith, Taylor, Updegraff, Wynne, Yeager. Total 21.

Absent and not voting: Total 9.

Senate Bill No. 128 was read at length, as amended, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brook, Eggerman, Echols, Moore. Total 4.
The bill was declared passed.

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 61, as amended, for an opinion as to its parliamentary status, before or in the Senate, having had the same under consideration, beg leave to report as follows:

HISTORY OF SENATE BILL NO. 61.

Read first time, Dec. 11, 1907.

Read second time, Dec. 12, 1907; referred to Committee on Prohibition Enforcement.

Committee reported on Dec. 16, 1907, "said bill do pass, as amended."

Committee of the Whole Senate reported, on Dec. 18, 1907, that "said bill do pass, as amended."

December 18, 1907 said bill read third time, and passed by the following vote:

Yeas: 36.

Nays: 6.

Absent: 2.

December 18, 1907 said bill sent to the House.

HISTORY OF SENATE BILL NO. 61, AS AMENDED.

Read first time, (House), Jan. 9, 1908.

Read second time, (House), Jan. 11, 1908.

Considered by the House in Committee of the Whole, Jan. 15, 16 and 17, 1908.

Committee of the Whole reported, Jan. 20, 1908, "said bill do pass, as amended."

Passed by the House on Jan. 28, 1908, by the following vote:

Yeas: 87.

Nays: 18.

Absent: 4.

January 30, 1908, said bill sent to the Senate for consideration.

If Senate Bill No. 61, as amended by Mr. Murray and the Committee on Prohibition Enforcement, is the same bill as Senate Bill No. 61, by Richard A. Billups, then it is the opinion of your Committee that said bill is now before the Senate for consideration in either of the following manners:

- 1: By a motion to concur.
- 2: By a motion to non-concur.
- 3: By a motion to concur, with amendments.

STATUS OF BILL.

As to proposition of whether or not Senate Bill No. 61, as amended,

is the same bill as Senate Bill No. 61, your Committee is unable to render an opinion, for the want of sufficient data and evidence, and for the further reason that what data and evidence we have is conflicting.

RECOMMENDATIONS.

First: We recommend that the Senate request the Honorable House to return to this Body the original Senate Bill No. 61, by Richard A. Billups;

Second: That the Senate request the Honorable House to deliver to this Body all amendments to said original Senate Bill No. 61, if any are available;

Third: That the Senate request the Honorable House to furnish this Body a full and complete history of Senate Bill No. 61, by Richard A. Billups, and likewise a full and complete history of Senate Bill No. 61, as amended by Mr. Murray and the Committee on Prohibition Enforcement;

Fourth: That the Senate request the Honorable House to furnish this Body with a statement of the vote upon said bill; and likewise the vote upon the emergency clause thereto.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on County and County Affairs, to whom was referred Senate Bill No. 174, by Mr. Billups, have had the same under consideration, and report it back to the Senate, with the recommendation that it do not pass.

W. H. JOHNSON,
Chairman.

Mr. President:

We, your Committee on County and County Affairs, to whom was referred Senate Bill No. 69, have had the same under consideration, and recommend that it do pass.

W. H. JOHNSON,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Concurrent Resolution No. 27 and Senate Resolution No. 28 correctly engrossed.

Mr. Blair presented a report of the Committee on Agriculture, Quarantine and Animal Industry relative to Senate Bill No. 129.

Mr. Russell presented a minority report.

Moved, and seconded, that the majority and minority reports be referred to the Committee of the Whole, after which the roll was called, and resulted:

Yeas: Brazell, Brownlee, Conn, Cordell, Cunningham, Davis, Gra-

ham, Goulding, Hatchett, Holman, Mathews, Johnston, Johnson (14), Johnson (15), Landrum, Morris, Redwine, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 28.

Nays: Agee, Billups, Blair, Curd, Franklin, Keys, Little, Memminger, Russell, Stafford, Taylor. Total 11.

Absent and not voting: Brook, Eggerman, Echols, Moore, Updegraff. Total 5.

The motion prevailed.

Mr. President:

We, your Committee on Mining and Manufacturing, to whom was referred Senate Bill No. 26, recommend that the same do pass, as amended.

E. T. SORRELLS,
Chairman.

The report was adopted.

Resolution No. 28 read and adopted.

The President, Mr. Bellamy, signed enrolled copy of Resolution No. 28; also Resolution No. 27, by Mr. Landrum.

Senate went into the Committee of the Whole, with Mr. Agee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, having had under consideration Senate Bill No. 129, by Mr. Taylor, beg leave to recommend that same do pass, as amended in the Committee; further report progress, and ask leave to sit again.

A. E. AGEE,
Chairman.

The report was adopted.

Senate Bill No. 174 re-committed to Committee on County and County Affairs.

The Committee on Enrolled and Engrossed Bills reported the Rules of the Senate correctly enrolled.

The roll was called on printing the Senate and House Rules together, resulting:

Yeas: Agee, Billups, Brownlee, Conn, Cordell, Cunningham, Davis, Graham, Goulding, Johnston, Memminger, Roddie, Stafford, Taylor, Thomas, Williams, Wynne, Yeager. Total 18.

Nays: Blair, Brazell, Curd, Franklin, Hatchett, Johnson (14), Keys, Landrum, Little, Mathews, Morris, Russell, Sorrells, Strain, Stanford, Stewart. Total 16.

Absent and not voting: Brook, Eggerman, Echols, Holman, Johnson (15), Moore, Redwine, Soldani, Smith, Updegraff. Total 10.

Motion carried.

Mr. Brazell introduced Senate Bill No. 215, which was read the first time, "An Act creating a State oil refinery, etc."

Mr. President:

I have the honor to inform the Honorable Senate that I have this day approved and signed a memorial to Congress relative to the A. E. Hitchcock game reserve.

C. N. HASKELL,
Governor.

The report was adopted.

Message from the House transmitting House Concurrent Resolution No. 19, by Mr. Faulkner; also House Resolution No. 19.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 123, by Mr. Smith, recommend that the same do pass; House Resolution No. 4 do pass; House Concurrent Resolution No. 3 do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Rules, to whom was referred Senate Bill No. 69, recommend that said bill be placed upon the Calendar as a special order.

HENRY S. JOHNSTON,
Chairman.

Mr. Williams withdrew Senate Bill No. 57, and introduced in lieu thereof Senate Substitute Bill No. 57.

Mr. President:

We, your Committee on State Affairs, have had under consideration House Bill No. 185, and beg to recommend that same do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

Mr. Wynne introduced Senate Substitute Bill No. 203, which was read the first time.

Senate adjourned until 10 A. M., Saturday, February 1, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FORTY-SEVENTH DAY

Senate Chamber

Saturday, February 1, 1908

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Absent and excused:

Brook, Brownlee, Eggerman, Graham, Holman, Johnson (15), Moore, Stanford, Smith. Total 9.

Prayer by Superintendent Cameron.

Journal of the previous day to be read at 1:30 P. M.

Mr. Graham excused until Monday.

Message from the House transmitting Senate Bill No. 15, as passed by the House of Representatives, as amended.

Senate Bill No. 15 ordered printed and laid on the desks of each Senator.

The roll was called on Mr. Roddie's motion to concur with the House amendments to Senate Bill No. 146, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Soldani, Sorrells, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Brazell. Total 1.

Absent and excused: Brook, Brownlee, Davis, Eggerman, Graham, Holman, Johnson (15), Moore, Redwine, Russell, Stafford, Stanford, Smith. Total 13.

The motion was carried.

Petitions Nos. 86, 87, 88, 89, 90, 91, 92, 93, 94 and 95, relating to Senate Bill No. 45, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Petition No. 96, on Woman Suffrage, read and referred to Committee on Federal Relations.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 215, by Mr. Brazell, to Mining and Manufacturing.

Senate Bill No. 57, by Mr. Williams, to Pharmacy, Drugs and Pure Foods.

House Concurrent Resolution No. 19, by Mr. Faulkner, to Federal Relations.

The Senate went into the Committee of the Whole, with Mr. Billups in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, having had under consideration Senate Bill No. 51, beg leave to report progress, and ask leave to sit again.

R. A. BILLUPS,
Chairman.

The report was adopted.

Senate recessed until 1:30 P. M.

The President requested all Senators to call on Mr. Eggerman.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Quorum present.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have had under consideration Senate Bill No. 108, beg leave to report that we recommend that it do pass.

J. H. STRAIN,
Chairman.

The report was adopted.

Senate Bill No. 108 read at length the third time, and on final passage the roll call resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Brook, Brownlee, Eggerman, Graham

Goulding, Johnson (15), Moore, Redwine, Holman, Smith, Stanford, Updegraff. Total 12.

Roll was called on the emergency Section, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Johnston, Johnson (14), Keys, Landrum, Morris, Redwine, Roddie, Soldani, Sorrelis, Stafford, Strain, Taylor, Thomas, Williams, Wynne, Yeager. Total 26.

Nays: Brazell, Hatchett, Little, Mathews, Memminger, Russell, Stewart. Total 7.

Absent and not voting: Brook, Brownlee, Eggerman, Graham, Goulding, Holman, Johnson (15), Moore, Stanford, Smith, Updegraff. Total 11.

The bill was passed, without the emergency Section.

Mr. Davis moved to not consider Senate Bill 61 until official status is received from the House of Representatives, on which the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Russell, Sorrells, Stafford, Stewart, Taylor, Thomas, Wynne, Yeager. Total 26.

Nays: Billups, Morris, Roddie, Strain, Williams. Total 5.

Absent and not voting: Brook, Brownlee, Eggerman, Graham, Goulding, Holman, Johnson (15), Moore, Redwine, Soldani, Stanford, Smith, Updegraff. Total 13.

Motion prevailed.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, to whom was referred Senate Bill No. 51, beg leave to report progress, and ask leave to sit again.

J. H. STRAIN,

Chairman.

The report was adopted.

Communication was read from the Secretary of the Senate, to the Speaker of the House of Representatives, with reference to Senate Bill No. 61.

The President ruled that all communications received relative to Senate Bill No. 61 were not in order.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 126 correctly enrolled.

The report was approved.

Senate Bill No. 136 was read the fourth time and signed by the President.

The Senate adjourned until 1:30 P. M., Monday, February 3rd, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

FORTY-EIGHTH DAY

Senate Chamber

Sunday, February 2, 1908.

There was no session of the Senate this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FORTY-NINTH DAY

Senate Chamber

Monday, February 3, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 40.

Absent and excused: Brook, Brownlee, Eggerman, Updegraff
Total 4.

The Journal of the previous Legislative day was read and approved.
Mr. Goulding excused for Tuesday and Wednesday.

Messages from the House requesting return of Senate Bill No. 61, by Billups, and Senate Bill No. 61, as amended by the House.

Request granted, and bills transmitted by special message.

Petitions Nos. 96, 97, 98, 99, 101, 103, 104, 105, 106, 109, 110, 111, 112, relative to Senate Bill No. 45, read and referred to Committee on Pharmacy, Drugs, and Pure Foods.

Petition No. 100, asking for Statewide Prohibition, read and referred to Committee on Prohibition Enforcement.

Petitions Nos. 102 and 107, asking for passage of Firemen's Pension Bill, read and referred to Municipal Corporations.

Petition No. 108, asking for passage of Senate Bill No. 68, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Petitions Nos. 113 and 114, asking for sale of school lands, referred to Committee on School Lands.

Petition No. 115, asking for a law requiring lawful fences, read and referred to Committee on County and County Affairs.

Petition No. 116, against Senate Bill No. 8, read and referred to Commerce and Labor.

Senate Concurrent Resolution No. 60, relative to purchasing pure water for the Senate, read and adopted.

Bills on first reading:

Senate Bill No. 216, by Mr. Stewart, "An act amending the mortgage law of the statutes of Oklahoma, 1893."

Senate Bill No. 217, by Mr. Brazell, "An act creating a state cotton mill for the manufacture of cotton goods, etc."

Senate Bill No. 218, by Mr. Franklin, "An act to prevent the fraudulent sale by retail merchants of their stock of goods."

Senate Bill No. 219, by Mr. Russell, "An act providing for the appointment of a commission to investigate and report upon the Torrens land registration system to the second Legislature of Oklahoma."

Senate Bill No. 220, by Mr. Johnston, "An act granting relief in certain cases in the Supreme Court, and declaring an emergency."

Senate Bill No. 129, by Mr. Taylor, was read the third time, and referred to Committee on Compilation, Style and Arrangement.

Motion to reconsider the vote by which the emergency clause of Senate Bill No. 108 was lost, and the roll was called, resulting:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Roddie, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Cunningham, Little, Mathews, Redwine, Russell, Stafford, Stanford, Stewart. Total 8.

Absent and not voting: Brook, Brownlee, Eggerman, Holman, Johnson (14), Updegraff. Total 6.

The motion prevailed.

The roll was called on the emergency section to Senate Bill No. 108, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Memminger, Morris, Moore, Roddie, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynn, Yeager. Total 30.

Nays: Cunningham, Little, Mathews, Redwine, Russell, Stafford, Stanford. Total 7.

Absent and not voting: Brook, Brownlee, Eggerman, Holman, Johnson (15), Stewart, Updegraff. Total 7.

The emergency section was passed.

Senate went into the Committee of the Whole, with Mr. Stafford in the Chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, having had under consideration Senate Bill No. 51, recommend that it be referred back to

the Committee on Judiciary No. 1, further report progress, and ask leave to sit again.

R. E. STAFFORD,
Chairman.

The report was adopted.

Committee on Enrolled and Engrossed Bills reported Senate Bill No. 108 correctly engrossed.

Senate Bill No. 108 read at length the third time, and on roll call the vote resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddle, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Cunningham. Total 1.

Absent and not voting: Brook, Brownlee, Eggerman, Hatchett, Holman, Johnson (15), Stanford, Stewart, Updegraff. Total 9.

The bill, together with the emergency, was passed, and signed by the President Pro Tempore, Mr. Johnston, in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 129 correctly engrossed.

Senate Bill No. 129 read the third time at length, and re-referred to the Committee on Compilation, Style and Arrangement for the arrangement of certain sections.

The Senate went into the Committee of the Whole, with Mr. Stafford in the Chair.

The President Pro Tempore took the Chair to receive a message from the House transmitting Senate Bill No. 136, as enrolled by the Senate and signed by the Speaker of the House.

Also Senate Bill No. 61, as it reached the House of Representatives, together with all amendments made thereto by the House; which amendments have been engrossed by the House; also the engrossed copy, and also the original amendments offered by different members and adopted by the House.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, having had under consideration Senate Bill No. 100, recommend that the same do pass, as amended; also that Senate Bill No. 40 be indefinitely postponed; further report progress, and ask leave to sit again.

ROY E. STAFFORD,
Chairman.

The roll was called on the adoption of the Committee report and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Franklin, Hatchett, Johnston, Johnson (15), Keys, Landrum, Roddie, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynne. Total 21.

Nays: Curd, Cunningham, Davis, Echols, Graham, Johnson (14), Little, Mathews, Morris, Moore, Redwine, Soldani, Stafford, Stanford, Yeager. Total 15.

Absent and not voting: Brook, Brownlee, Eggerman, Guilding, Holman, Memminger, Stewart, Updegraff. Total 8.

The report was adopted.

The Senate adjourned until 10 A. M. Tuesday, February 4, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

FIFTIETH DAY

Senate Chamber

Tuesday, Feb. 4th, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the Chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Absent and excused: Brook, Brownlee, Eggerman, Goulding, Holman, Redwine, Stewart, Updegraff. Total 8.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following bills were read the second time and referred to standing committees.

Senate Bill No. 216, by Mr. Stewart, to Judiciary No. 2.

Senate Bill No. 217, by Mr. Brazell, to Mines and Manufacturing.

Senate Bill No. 218, by Mr. Franklin, to Judiciary No. 2.

Senate Bill No. 219, by Mr. Russell, to State Affairs.

Senate Bill No. 220, by Mr. Johnston, to Judiciary No. 1.

Petitions Nos. 117, 118, 119 and 120 referring to Senate Bill 45, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Petitions Nos. 121 and 122, referring to sale of school lands, referred to Committee on School Lands.

Petitions 123, 124 125, and 126, relative to Senate Bill 45, referred to Committee on Pharmacy, Drugs and Pure Foods.

Telegram to Mr. Strain against game law, read.

Petition No. 127, referred to Public Service Corporations.

Mr. Billups moved to not concur with the House amendment to Senate Bill No. 61, on which the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Little, Graham, Hatchett, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Brook, Brazell, Brownlee, Echols, Eggerman, Goulding, Holman, Johnson (15), Moore, Redwine, Stewart, Updegraff. Total 12.

Senate Bill 61 was read.

The Senate recessed until 1:30 P. M.

Afternoon Session.

Senate convened at 1:30 P. M. Quorum present.

Mr. Thomas offered Senate Concurrent Resolution No. 61, relative to postponing indefinitely Senate Bill No. 61, and asking for the appointment of a committee of seven from the Senate and seven members from the House, together with the Governor, to draft a Prohibition Bill in compliance with the prohibition section in the Constitution, which was read and adopted, and the following: Mr. Billups, Mr. Thomas, Mr. Sorrells, Mr. Graham, Mr. Johnston, Mr. Blair, Mr. Agee were appointed on the part of the Senate.

The Senate went into the Committee of the Whole, with Mr. Moore in the Chair.

The Committee of the Whole arose and reported.

Mr. President:

We, your Committee of the Whole Senate, having had under consideration House Bill No. 183, recommend that the same do pass, as amended, and House Bill No. 172, and House Concurrent Resolution No. 3 do pass, as amended, and House Concurrent Resolution No. 5 do pass, as amended.

We further report that action on House Bill No. 185 be deferred until Friday of this week; further report progress, and ask leave to sit again.

TOM MOORE, Chairman.

The report was adopted.

House Bill No. 183 read the third time and the question being, "Shall the bill pass?" The roll was called and resulted:

Ycas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Russell, Mathews, Memminger, Morris, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Taylor, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Brook, Brownlee, Davis, Eggerman, Goulding, Holman, Memminger, Redwine, Smith, Stewart, Thomas, Updegraff. Total 11.

The roll was called on the emergency and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Russell, Mathews, Memminger, Morris,

Moore, Roddie, Soldani, Sorrells, Strain, Stanford, Taylor, Williams, Wynne, Yeager. Total 32.

Nays: Davis. Total 1.

Absent and not voting: Brook, Brownlee, Eggerman, Goulding, Holman, Redwine, Stafford, Smith, Stewart, Thomas, Updegraff. Total 11.

The bill, with the emergency, was passed.

House Concurrent Resolution No. 3 read third time at length, and on roll call the vote resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and excused: Brook, Brownlee, Eggerman, Goulding, Holman, Redwine, Stewart, Updegraff. Total 8.

The Resolution was declared passed.

Senate Concurrent Resolution No. 5, read the third time, and on roll call the vote resulted:

Yeas: Billups, Blair, Cordell, Echols, Franklin, Hatchett, Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Soldani, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 20.

Nays: Agee, Brazell, Curd, Cunningham, Johnson (14), Little, Mathews, Roddie, Russell, Stafford, Stanford. Total 11.

Absent and not voting: Brook, Brownlee, Conn, Davis, Eggerman, Goulding, Holman, Redwine, Stewart, Updegraff. Total 10.

Excused: Graham, Johnston, Sorrells. Total 3.

The Resolution was lost.

House Bill No. 172 read third time at length, and the question being, "Shall the bill pass?" The roll was called and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Echols, Franklin, Graham, Johnson (15), Keys, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Taylor, Williams, Wynne, Yeager. Total 22.

Nays: Brazell, Curd, Cunningham, Davis, Hatchett, Johnson (14), Landrum, Little, Mathews, Memminger, Stafford, Stanford, Thomas, Total 13.

Absent and not voting: Brook, Brownlee, Eggerman, Goulding, Holman, Johnston, Redwine, Stewart, Updegraff. Total 9.

Mr. Strain was excused for one week.

The Senate adjourned until Wednesday, February 5, 1908, at 10 A. M.

GEORGE W. BELLAMY,

Attest:

President.

J. I. HOWARD, Secretary.

FIFTY-FIRST DAY

Senate Chamber

Wednesday, Feb. 5, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the Chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager, Cunningham. Total 37.

Absent and excused: Brook, Eggerman, Goulding, Redwine, Stafford, Strain, Updegraff. Total 7.

Prayer by Chaplain.

Previous day's Journal read and approved.

Petitions Nos. 128, 129, 130, 131, 132, 133, 135 referring to Senate Bill No. 45, read and referred to the Committee on Pharmacy, Drugs and Pure Foods.

Petition No. 134, for Senate Bill No. 68, read and referred to the Committee on Public Health.

House Bill No. 183, and House Concurrent Resolutions 3 and 4, signed in open session by the President Pro Tempore, Mr. Johnston.

Bills on first reading:

Senate Bill No. 221, by Mr. Smith, "An act to define the jurisdiction and the duties of the County Court and to fix compensation for the Judges thereof, and for other purposes."

Senate Bill No. 222, by Mr. Johnston, "An act to provide for shorthand reporters for the District Courts of this State."

Senate Bill No. 223, by Mr. Brazell, "An act to create a State packing house and board of industrial commissioners to have the management of the packing house and its products and for the purpose of the development, encouragement and perpetuity of the natural and commercial resources of the State of Oklahoma."

Senate Concurrent Resolution No. 38, by Mr. Taylor, "Memorializing Congress for equitable distribution of the Residue of the town lot sale fund out of the Counties of Caddo and Comanche among the new Counties created therefrom, viz.: Grady, Tillman, Jefferson and Stephens."

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 37 correctly engrossed.

Senate Concurrent Resolution No. 37 was signed in open session by the President Pro Tempore, Mr. Johnston.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 129 correctly engrossed.

The engrossed copy of Senate Bill No. 129 was read at length the third time, and the question being, "Shall the bill pass?" The roll was called and resulted:

Yeas: Agee, Billups, Blair, Curd, Cunningham, Davis, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 31.

Nays: Brazell, Conn, Cordell, Sorrells, Yeager. Total 5.

Absent and not voting: Brook, Brownlee, Eggerman, Goulding, Redwine, Strain, Stafford, Updegraff. Total 8.

The roll call on the emergency section resulted: Ayes 33, Nays 3, Absent 8.

The bill was passed, with the emergency, and signed in open session by the President Pro Tempore, Mr. Johnston.

The Senate went into the Committee of the Whole Senate, with Mr. Graham in the Chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration Senate Bill No. 160, beg leave to recommend that the same be made a special order for 2:30 P. M., February 13; that Senate Bill No. 137 do pass, as amended; further report progress, and ask leave to sit again.

J. C. GRAHAM,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

The Senate convened at 1:30 P. M., with the President Pro Tempore, Mr. Johnston, in the Chair.

The Senate went into the Committee of the Whole, with Mr. Curd in the Chair.

The President Pro Tempore took the chair to receive a message from the House informing the Senate of the appointment of Mr. Murdock, Mr. McCalla, Mr. Tillotson, Mr. Hudson, Mr. Cope, Mr. Ross and Mr. Murray as a Committee to meet with a like Committee from the Senate with reference to Senate Resolution No. 37; also transmitting House Concurrent Resolution Nos. 3 and 4, and asking for a

conference committee to be appointed to consider Senate amendments to House Bill No. 183, which were not concurred in by the House of Representatives.

The Senate agreed to a conference on Bill 183, and the President appointed Mr. Stewart, Mr. Morris, and Mr. Echols conferees on the part of the Senate.

The Committee of the Whole resumed, with Mr. Roddie in the Chair.

The Committee of the Whole arose and reported:

We, your Committee of the Whole, recommend Senate Bill No. 8 for passage, as amended; that Senate Bill No. 86 be passed up, to retain its place on the Calendar; and that Senate Bill 89, together with all amendments, be re-referred to Committee on Judiciary No. 1; further report progress, and ask leave to sit again.

R. M. RODDIE,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed bills reported Senate Bill No. 149 correctly enrolled.

The President Pro Tempore, Mr. Johnston, signed Senate Bill No. 149, in open session, after it had been read the fourth time.

The enrolled copies of House Concurrent Resolutions 3 and 4 were signed in open session by the President Pro Tempore, Mr. Johnston.

Report of Committee on Revision, Compilation, Style and Arrangement, that Senate Bill No. 100 and 149 were correctly revised.

Senate Bill No. 8 read at length the third time, and the question being, "Shall the bill pass?" The roll was called and resulted:

Yeas: Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Sorrells, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Agee, Cunningham, Moore, Russell, Soldani. Total 5.

Absent and excused: Brook, Eggerman, Guilding, Stafford, Strain, Updegraff. Total 6.

The roll was called on the emergency section, and resulted:

Yeas: Blair, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Johnson (14), Johnson (15), Keys, Landrum, Little, Morris, Moore, Stanford, Smith, Taylor, Williams, Wynne, Yeager. Total 20.

Nays: Agee, Billups, Brazell, Cunningham, Echols, Hatchett, Holman, Johnston, Mathews, Memminger, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stewart, Thomas. Total 18.

The bill was passed without the emergency.

Senate Bill No. 189 was referred to Judiciary No. 1.

House Bill No. 172 was reconsidered.

House Bill No. 172 read the third time at length, and the question being, 'Shall the bill pass?' The roll was called and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Cunningham, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Brazell, Brownlee, Curd, Davis, Johnson (14), Little, Memminger, Stanford. Total 8.

Absent and not voting: Brook, Eggerman, Goulding, Strain, Smith, Updegraff. Total 6.

The roll was called on the emergency and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stanford, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Brownlee, Curd, Little. Total 3.

Absent and not voting: Brook, Eggerman, Strain, Smith, Updegraff. Total 5.

The bill, together with the emergency, was passed.

The Senate adjourned until 1:30 P. M. Friday, February 6, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

FIFTY-SECOND DAY

Senate Chamber

Thursday, February 6, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the Chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Rodaie, Russell, Soldani, Sorrels, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Absent and excused: Brook, Eggerman, Memminger, Strain, Updegraff. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petition No. 135, read and referred to Public Buildings Committee.

Petitions Nos. 137, 138, 139, 141, with reference to Senate Bill No. 45, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Petition No. 140, with reference to Senate Bill No. 68, read and referred to Committee on Public Health.

Petition No. 142, read and referred to Committee on Public Buildings.

Petition No. 143, read and referred to Committee on Judiciary No. 1.

Bills on first reading:

Senate Bill No. 224, by Mr. Graham, "An act relating to the employment of persons seeking to make contracts with the State for Counties, Cities, Townships, School Districts, of Municipalities, and prohibiting any State, County, Township, School District or Municipal Officer from accepting, etc."

Senate Bill No. 225, by Mr. Redwine, "An act to limit the hours of daily service of Clerks and Clerical Employees of railroad companies."

Senate Bill No. 226, by Mr. Davis, "An act creating a dairy commission."

Senate Bill No. 227, by Mr. Johnson (14), "An Act creating a Highway Commissioner and defining the duties thereof."

Senate Bill No. 228, by Mr. Stanford, "An act creating or to provide for the appointment of Clerks and Stenographers for County Courts, prescribing duties of the office, fixing compensation of officers, and declaring an emergency."

House Bill No. 206, by Murdock and Sands, "An act making appropriations for the improvement, equipment, furnishing and maintenance of the Oklahoma hospital for the insane."

House Bill No. 327, by Mr. Vandeventer, "An Act providing for Boards of Education in Cities of the first class holding over until the next regular election and defining their powers and duties, and declaring an emergency."

Senate Concurrent Resolution No. 39, by Mr. Johnson (15), "Asking for a Joint Committee to be appointed to investigate and report by the first day of April the best location, sanitary and other conditions considered, for a State Soldiers' Home."

Senate Concurrent Resolution No. 40, by Mr. Thomas, "Authorizing the order of 3,000 editions of the emergency laws."

The Committee on Enrolled and Engrossed Bills, report Senate Bills Nos. 100 and 137 correctly engrossed.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 221, by Mr. Smith, to Committee on Fees and Salaries.

Senate Bill No. 222, by Mr. Johnston, to Committee on Judiciary No. 1.

Senate Bill No. 223, by Mr. Brazell, to Committee on Pure Foods.

Senate Bill No. 224, by Mr. Taylor, to County and County Affairs.

Message from the House transmitting House Bill No. 327.

Senate Bill No. 137 read third time, and on final passage the roll was called, and resulted as follows:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 35.

Nays: Johnston, Yeager. Total 2.

Absent and not voting: Brook, Cunningham, Eggerman, Memminger, Strain, Updegraff, Billups. Total 7.

The bill was declared passed.

Senate Bill No. 100 read at length the third time, the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Johnson (14), Keys, Landrum, Little, Mathews, Morris, Roddie,

Russell, Soldani, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Billups, Brook, Cunningham, Eggerman, Memminger, Moore, Redwine, Strain, Updegraff. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Morris, Redwine, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Little, Stanford. Total 2.

Absent and not voting: Brook, Billups, Cunningham, Eggerman, Memminger, Moore, Roddie, Strain, Updegraff. Total 9.

The bill was passed, with the emergency.

The President Pro Tempore, Mr. Johnston, Signed Senate Bill No 100 and Senate Bill No. 137.

Mr. President:

We, your Joint Conference Committee, to whom was referred House Bill No. 183, by Mr. Holland, have had the same under consideration, and beg leave to make the following report:

We recommend that the amendment by Mr. Stafford to Section 2, line 8, after the word "sum" be agreed to.

That the amendment of Mr. Davis to Section 4, line 16, be not agreed to;

And that in Section 6, line 17, the following amendment be made: Strike out the words "County Clerk" and insert the following:

.....

Attest:

.....

Chairman of the Board of County Commissioners.

That the amendment on page 4, Section 5, line 3, by Mr. Davis, be not agreed to.

That the following amendment be agreed to: Section 5, page 5, line 11, engrossed copy, strike out "hundred."

That the Senate amendment to Section 6, page 7, line 14, engrossed copy, be agreed to; that we agree to substitute for Section 7, page 8, by Mr. Thomas.

C. L. HOLLAND,

Member of the House.

W. P. STEWART,

Member of the Senate.

The roll was called on the adoption of the Conference Report, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cun-

ningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Billups, Brook, Eggerman, Johnston, Memminger, Soldani, Strain, Updegraff. Total 8.

The report was adopted, and the President signed House Bill No. 172.

The Senate went into the Committee of the Whole, with Mr. Morris in the chair.

The President Pro Tempore took the chair to receive a message from the House transmitting Senate Concurrent Resolution No. 4, as amended by the House.

On motion of Mr. Thomas, the House was asked to recede from its amendments.

The Committee of the Whole resumed.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, who have had under consideration Senate Bills Nos. 86 and 59, beg leave to recommend that Senate Bill No. 86 be referred to a Special Committee; and on Senate Bill No. 59 we report progress and ask leave to sit again.

J. S. MORRIS,

Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 149 and House Bill No. 206.

House Bill No. 206 read the first time.

The President signed Senate Bill No. 8 in open session.

The Committee of the Whole resumed.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, having had under consideration Senate Bill No. 59, report progress and ask leave to sit again.

J. S. MORRIS,

Chairman.

The report was adopted.

The proposition from Sulphur to furnish water to the Senate was accepted.

Senate Concurrent Resolution No. 33 and Senate Concurrent Resolution No. 34 were withdrawn from the Committees and placed on second reading.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 8 correctly engrossed.

The Senate adjourned until 10 A. M., Friday, February 7, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FIFTY-THIRD DAY

Senate Chamber

Friday, February 7, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Eggerman, Strain. Total 2.

Prayer by the Chaplain.

Petition No. 143 for Senate Bill No. 45, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Petition No. 144, for sale of school lands, read and referred to Committee on School Lands.

Petition No. 145, asking for a law requiring lawful fences, read and referred to Committee on Public Highways.

Petition No. 146, against Senate Bill No. 45, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Petition No. 147, for sale of school lands, read and referred to Committee on School Lands.

Petition No. 148, against Senate Bill No. 45, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Petitions Nos. 149, 150, 151, 152, 153, 154, 155, asking for passage of Senate Bill No. 54, were presented.

The House was requested to return Senate Concurrent Resolution No. 4.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 224, by Mr. Graham, to Judiciary No. 1.

Senate Bill No. 225, by Mr. Redwine, to Commerce and Labor.

Senate Bill No. 226, by Mr. Davis, to Pharmacy, Drugs and Pure Foods.

Senate Bill No. 227, by Mr. Johnson, to Roads and Highways.

Senate Bill No. 228, by Mr. Stanford, to Fees and Salaries.

House Bill No. 206, by Mr. Murdoch and Mr. Sands, to Appropriations.

House Bill No. 327, by Mr. Vendeventer, to School and School Lands.

Senate Concurrent Resolution No. 39, by Mr. Johnson (15), to Public Buildings.

The Senate went into the Committee of the Whole, with Mr. Conn in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, who have had under consideration House Bill No. 185, report same back to the Senate, with the recommendation that it do pass.

P. C. CONN,
Chairman.

The report was adopted.

House Bill No. 185 was read the third time and on final passage the roll call resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Frankiin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Hatchett. Total 1.

Absent and not voting: Brownlee, Davis, Eggerman, Echols, Goulding, Redwine, Soldani, Stafford, Strain, Stanford, Taylor, Updegraff. Total 12.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Brownlee, Davis, Eggerman, Echols, Goulding, Redwine, Soldani, Stafford, Strain, Stanford, Taylor, Updegraff. Total 12.

The bill, with the emergency, was passed.

Mr. Hatchett explained his vote.

Mr. President:

I vote "No" on House Bill No. 185, as amended in the Senate, for the reason that it makes a local census to be taken in 1908 a basis on which to fix salaries of County officers for past services. All salaries

should be based on the census already taken. Also for the reason that it entails expense of a State census, when the same is unnecessary. The Federal census, is already taken, and costs the people of the State nothing, and should be the official census of the State. I favor the bill as it passed the House.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Message from the House transmitting House Bill No. 333, which had passed the House of Representatives; also House Bill No. 194, which passed the House of Representatives; also stating the House does not agree to the Senate amendments to House Bill No. 185, and asking for a conference and that the Speaker had appointed Mr. Rainey, Mr. Ellis and Mr. Durant conferees on the part of the House.

The Senate agreed to a conference on House Bill No. 185, and the President appointed Mr. Thomas, Mr. Brownlee and Mr. Graham Senate conferees.

Mr. President:

Your Committee on Federal and Interstate Relations recommends that House Concurrent Resolution No. 12a do pass.

HARPER S. CUNNINGHAM,

Chairman.

The report was adopted.

House Concurrent Resolution No. 12a was read the third time, and the question being, "Shall the resolution pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Franklin, Little, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brownlee, Davis, Eggerman, Echols, Graham, Goulding, Johnston, Soldani, Strain, Stanford, Updegraff. Total 11.

The resolution was passed and signed by the President of the Senate.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 40 correctly engrossed, and the resolution was signed by the President.

Bills on first reading:

Senate Bill No. 229, by Mr. Stafford, "An Act to regulate the carriage of coal and to provide for destination weights of shipments of coal."

Senate Bill No. 230, by Mr. Wynne, "An Act to amend Section 11,

Article 1, Chapter 53 of the Statutes of Oklahoma, 1893, and declaring an emergency."

Senate Bill No. 231, by Mr. Holman, "An Act regulating the taking of expert medical testimony by the State, and providing compensation for the same."

House Bill No. 4, by Mr. Cope, "An Act regulating the running of motor vehicles, requiring registration thereof with the Secretary of State, name and address of the owner, and description of the motor vehicle and defining terms used in law for violation of which a penalty is provided."

House Bill No. 333, by Mr. Williams, of Comanche, "An Act to amend Section 1 of Chapter 4, Session Laws of 1899, and to amend Section 4 of an Act entitled, 'An Act creating a State Banking Board and establishing a depositors' Guaranty Fund to insure depositors against loss when a bank is insolvent.'"

House Bill No. 322, by Mr. Vandeventer, "An Act declaring certain days to be legal holidays."

House Bill No. 175, by Mr. Bryan, "An Act providing for the funding of outstanding indebtedness against the State of Oklahoma and the issuing of bonds therefor."

House Bill No. 278, by Mr. Ellis, "An Act declaring null and void contracts and stipulations in any note, bill of exchange, bond or mortgage for the payment of Attorneys' fees, expenses of collection and collecting fees, and repealing all Acts in conflict herewith."

House Bill No. 282, by Mr. Stettmund, "An Act declaring into effect an Act to remit the State tax for the year 1907, and an Act extending time of payment of all taxes due December 15, 1907, and declaring an emergency."

Senate Joint Resolution No. 1, by Mr. Graham, "An Act to provide comfort of passengers on railways, street cars, suburban and railroad cars."

House Bill No. 194, by Mr. Ratliffe, "An Act providing for the transfer of indictments for misdemeanors to Courts having jurisdiction of the same."

Message from the House transmitting Senate Concurrent Resolution No. 4, as passed by the House of Representatives. The question being, "Shall the Senate concur in the House amendments?" The roll was called, and resulted:

Yeas: Blair, Brook, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Sorrells, Stafford, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 28.

Nays: Agee, Brazell, Brownlee, Hatchett, Johnson (15). Total 5.

The motion prevailed.

Mr. Blair explained his vote.

Mr. President:

I am opposed to concurring in the House amendments because they in no manner change or modify the resolution, but rather instruct the Senate how it should appoint its Special Committee. I am still opposed to concurrence, but the action of the Senate this morning, in my absence, complicates the parliamentary status of the matter, and therefore I vote "Aye."

Message from the House transmitting House Bill No. 332, which had passed the House of Representatives.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommends that Senate Bills Nos. 59 and 104 do pass, as amended.

A. E. AGEE,
Chairman.

The report was adopted.

Message from the House transmitting House Bill No. 175, House Bill No. 217 and House Bill No. 282, which had passed the House of Representatives.

Senate Bills Nos. 26 and 81 made special order for Monday.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 4 correctly enrolled.

House Bills Nos. 332, 175, 278 and 282 read first time.

Mr. Graham presented Senator and Mrs. Brook silver set on behalf of the Senate, and Mr. Bee presented them a cut glass water set on behalf of the officers and employes of the Senate, as wedding presents.

The Senate adjourned until Monday, February 10, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FIFTY-FOURTH DAY

Senate Chamber

Saturday, February 8, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

FIFTY-FIFTH DAY

Senate Chamber

Sunday, February 9, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FIFTY-SIXTH DAY

Senate Chamber

Monday, February 10, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Menminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 39.

Absent and excused:

Brazell, Brownlee, Eggerman, Soldani, Yeager. Total 5.

The Journal of the previous Legislative day was read and approved.

MESSAGE FROM THE GOVERNOR.

To the Legislature:

I have this day approved and signed Senate Bill No. 149.

THE GOVERNOR,

C. N. HASKELL.

Petition No. 156, with reference to Senate Bill No. 45, read; also petition in favor of optometry bill and the sale of the school lands.

Petition by Mr. Russell for passage of Senate Bill No. 45.

Petition by Mr. Williams in favor of Senate Bill No. 59.

Petition by Mr. Smith in favor of Senate Bill No. 59.

Petition by Mr. Landrum in favor of Senate Bills Nos. 188 and 189.

Petition by Mr. Davis against Senate Bills Nos. 45 and 189.

Petition by Mr. Davis in favor of Senate Bill No. 59.

Petition by Mr. Morris in favor of Senate Bill No. 59.

Bills on first reading:

Senate Bill No. 232, by Mr. Davis, "An Act to provide for the division and distribution of the proceeds and the income from certain lands between certain educational institutions."

Senate Bill No. 233, by Mr. Thomas, "An Act amending Section 28, Article 9, Chapter 17, Statutes of 1893, relating to the condemnation of real property."

Senate Bill No. 234, by Mr. Thomas, "An Act providing for the holding of special elections to select locations for County seats."

Senate Concurrent Resolution No. 41, by Mr. Stafford, "Providing that bills vitalizing the Constitution shall have preference."

Mr. President:

Your Committee on County and County Affairs, to whom was referred House Bill No. 241, recommend that same be referred to Judiciary Committee No. 1.

TOM MOORE,
Chairman.

The report was adopted and the reference made.

Mr. President:

Your Committee on County and County Affairs recommend that Senate Concurrent Resolution No. 38 do not pass; Senate Bill No. 209 do not pass; Senate Bill No. 174 do pass.

TOM MOORE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 191 do pass; that Senate Bill No. 83 do not pass.

R. P. WYNNE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Legal Advisory recommend that Senate Bill No. 27 do pass, as amended, and that House Bill No. 174 do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 115 do pass.

J. C. GRAHAM,
Chairman.

Mr. President:

We, your minority of Judiciary Committee No. 1, beg to report that we are unable to agree with the majority report and recommend that Senate Bill No. 115 do not pass.

D. M. SMITH,
HARPER S. CUNNINGHAM.

The reports were filed, and the bill ordered printed.

Mr. President:

Your Special Committee, to whom was referred Senate Bill No. 86, recommend that the substitute bill, as reported, do pass.

CLARENCE DAVIS,
Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 229, by Mr. Stafford, to Commerce and Labor.

Senate Bill No. 230, by Mr. Wynne, to School and School Organization.

Senate Bill No. 221, by Mr. Holman, to Judiciary No. 1.

House Bill No. 4, by Mr. Cope, to Municipal Corporations.

House Bill No. 175, by Mr. Bryan, to Public Indebtedness.

House Bill No. 278, by Mr. Ellis, to Judiciary No. 1.

House Bill No. 282, by Mr. Ratliffe, to Judiciary No. 2.

House Bill No. 322, by Mr. Vandeventer, to Special Committee.

House Bill No. 333, by Mr. Williams, of Comanche, to Banks and Banking.

Senate Joint Resolution No. 1, by Mr. Graham, to Judiciary No. 1.

Message from the House transmitting enrolled copy of House Bill No. 182 for signature by the President.

The rules were suspended, by roll call vote of thirty-six ayes and no nays, on fourth reading of the bill and same was signed in open session by the President.

The President signed House Concurrent Resolution No. 12a.

Message from the House transmitting House Bill No. 223, House Bill No. 324, which had passed the House of Representatives.

Bills on first reading:

House Bill No. 324, by Mr. Rainey, "An Act prescribing the penalty for the violation of Article 2, Section 28 and Article 9 of Section 28 of the Constitution and prohibiting the destruction of the records, books and files of corporations."

House Bill No. 223, by Mr. Ellis and Mr. Durham, "An Act to define 'lobbying' and providing the punishment therefor."

Senate Bill No. 167, by Mr. Conn, and Senate Bill No. 182, by Mr. Stewart, were referred, jointly, to Committee on Internal Improvements.

The Senate went into the Committee of the Whole, with Mr. Brook in the chair.

Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 26 do pass, as amended.

ECK E. BROOK,
Chairman.

The report was adopted.

The President appointed Mr. Thomas, Mr. Little, Mr. Brownlee and Mr. Russell and Mr. Graham members of the Legislative Reference Department relative to Senate Concurrent Resolution No. 4.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 59 and 104 correctly engrossed.

Senate Bill No. 59 was read the third time. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Brook, Conn, Curd, Davis, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Morris, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams. Total 24.

Nays: Cordell, Blair, Hatchett, Little, Mathews, Stanford. Total 6

Absent and excused: Brazell, Brownlee, Cunningham, Eggerman, Echols, Goulding, Keys, Memminger, Moore, Soldani, Sorrells, Updegraff, Wynne, Yeager. Total 14.

The bill was passed and signed by the President.

The Senate adjourned until 1:30 P. M., Tuesday, February 11, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FIFTY-SEVENTH DAY

Senate Chamber

Tuesday, February 11, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stanford, Strain, Stafford, Smith, Stewart, Thomas, Taylor, Updegraff, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Brownlee, Cunningham, Eggerman, Redwine, Soldani. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petition by Mr. Conn in favor of Senate Bill No. 59.

Petition by Mr. Brazell against Senate Bill No. 45.

Petition by Mr. Goulding in favor of the barbers' bill.

The following bills were read the second time and referred to Standing Committees:

House Bill No. 222, by Mr. Ellis, to Public Service Corporations.

House Bill No. 324, by Mr. Rainey, to Public Service Corporations.

Senate Bill No. 232, by Mr. Davis, to Education.

Senate Bill No. 233, by Mr. Thomas, to Legal Advisory.

Senate Bill No. 234, by Mr. Thomas, to Privileges and Elections.

Senate Concurrent Resolution No. 41, by Mr. Stafford, to Rules.

Senate Bill No. 104 read the third time and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Franklin, Goulding, Holman, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Johnson (14), Russell. Total 2.

Absent and not voting: Cunningham, Eggerman, Echols, Graham, Johnston, Redwine, Soldani, Sorrells, Stanford, Thomas, Brownlee. Total 11.

Excused: Hatchett. Total 1.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brook, Blair, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Landrum, Little, Morris, Moore, Roddie, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 26.

Nays: Johnson (14), Keys, Mathews, Memminger, Russell, Stafford, Strain. Total 7.

Absent and not voting: Brazell, Brownlee, Cunningham, Eggerman, Echols, Redwine, Soldani, Sorrells, Stanford, Thomas. Total 10.

Excused: Hatchett. Total 1.

The bill was passed, without the emergency, and signed by the President.

Bills on first reading:

Senate Bill No. 235, by Mr. Brook, "An Act to amend Section 2085 of the Session Laws of Oklahoma Territory, 1893, prescribing the punishment for murder."

Senate Bill No. 236, by Mr. Little, (by request), "An Act to provide for necessary clerical help for Sheriffs and for payment of actual expenses incurred by Sheriffs in criminal cases."

Senate Bill No. 237, by Mr. Williams, "An Act to provide for the formation of consolidated school districts."

Senate Bill No. 238, by Mr. Memminger, "An Act to amend Section 3 of an Act to confer on the Commissioners of the land office authority to manage, loan, invest and regulate the investment and deposit of a permanent school fund, approved December 18, 1907."

Senate Bill No. 239, by Mr. Johnston, "An Act amending the procedure for the taking up and selling of estrays."

Senate Bill No. 240, by Mr. Goulding, "An Act relating to County institutions, repealing Article 10 of Chapter 33, Statutes of Oklahoma."

Senate Bill No. 241, by Mr. Holman, "An Act authorizing the incorporated Towns in the State of Oklahoma to regulate, restrain or prohibit the running or operation of public places of amusement within their limits."

Senate Bill No. 242, by Mr. Stewart, "An Act to provide for the collection of the fees of Attorneys-at-Law for a portion of the recovery and to make defendants in such cases liable to plaintiff's Attorney under certain conditions."

Senate Bill No. 243, by Mr. Agee, "An Act to amend Section 1, Article 1, Chapter 33 of the Session Laws of Oklahoma, 1905."

Senate Bill No. 244, by Mr. Russell, "An Act making an appropriation for the payment of premiums upon Oklahoma farm products for the year 1908, and providing for the equitable distribution of the same."

Senate Bill No. 245, by Mr. Johnson (15), "An Act for the discovery of property not listed for taxation."

Mr. President:

Your Special Committee have considered House Bill No. 222, and recommend that the same do not pass.

CLARENCE DAVIS,
Chairman.

The report was adopted.

Mr. President:

Your Committee on School Lands recommend that Senate Bill No. 91 do pass, as amended.

HENRY S. JOHNSTON,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Municipal Corporations recommend that Senate Bill No. 103 do pass, as amended.

R. E. ECHOLS,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Banks and Banking recommend that House Bill No. 333 do pass.

R. M. RODDIE,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Yeager in the chair.

Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 86 be referred to Judiciary Committee No. 2; that House Bill No. 333 do pass.

P. J. YEAGER,
Chairman.

The report was adopted.

Message from the House transmitting House Concurrent Resolution No. 12a for signature by the President and Senate Concurrent Resolution No. 40, signed by the Speaker of the House.

President signed House Concurrent Resolution No. 12a in open session.

House Bill No. 333 was read the third time.

Mr. Russell offered to amend Section 1, page 1, line 3, which was tabled.

Mr. Russell moved to amend by inserting the words "not to exceed four per cent." Mr. Roddie moved to table the amendment, and on roll call on said motion resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Landrum, Little, Mathews, Memminger, Morris, Roddie, Sorrells, Stafford, Strain, Smith, Taylor, Williams, Wynne. Total 27.

Nays: Brazell, Johnston, Johnson (14), Keys, Moore, Russell, Stanford, Stewart, Updegraff, Yeager. Total 10.

Absent and not voting: Brownlee, Cunningham, Eggerman, Johnson (15), Redwine, Soldani, Thomas. Total 7.

The amendment was tabled.

Mr. Russell moved to amend by inserting the word "rate."

Mr. Roddie moved to table the amendment, and the roll was called and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Curd, Davis, Echols, Franklin, Graham, Goulding, Holman, Little, Mathews, Memminger, Morris, Roddie, Stafford, Strain, Smith, Williams, Wynne. Total 23.

Nays: Cordell, Hatchett, Johnston, Johnson (14), Keys, Landrum, Moore, Russell, Stanford, Stewart, Taylor, Updegraff, Yeager. Total 13.

Absent and not voting: Brownlee, Cunningham, Eggerman, Johnson (15), Redwine, Soldani, Sorrells, Thomas. Total 8.

The amendment was tabled.

The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Russell, Stanford. Total 2.

Absent and excused: Cunningham, Brownlee, Eggerman, Johnson (15), Redwine, Soldani, Thomas. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Stanford. Total 1.

Absent and excused: Brownlee, Cunningham, Eggerman, Johnson (15), Redwine, Soldani, Thomas. Total 7.

The bill, with the emergency, was passed and signed by the President in open session.

The Senate went into the Committee of the Whole, with Mr. Brazell in the chair.

Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole Senate report progress on Senate Bill No. 82, and ask leave to sit again.

EDMUND BRAZELL,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 have considered House Bill No. 194, and recommend that it do pass, as amended; Substitute Joint Resolution No. 1, and recommend that it do pass, as amended; Senate Bill No. 127, do not pass, for the reason that the subject matter is covered in House Bill No. 194.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Mines and Manufacturing recommend that Senate Bill No. 74 do pass, as amended.

E. T. SORRELLS,
Chairman.

The report was adopted.

The Senate adjourned until 1:30 P. M., Wednesday, February 12, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FIFTY-EIGHTH DAY

Senate Chamber

Wednesday, February 12, 1908.

The Senate convened at 1:30 P. M., pursuant to adjournment. with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Echols, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Eggerman, Soldani, Updegraff. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved. To the Legislature:

I have the honor to report I have this day approved and signed House Bill No. 183.

C. N. HASKELL,

The Governor.

Mr. Johnson (14) presented petition against Senate Bill No. 45.

Mr. Goulding presented petition in favor of public high school.

Mr. Sorrells presented petitions from Le Flore County in favor of sale of school lands.

Mr. Brook presented a petition from Tulsa against Senate Bill No. 45

Mr. Stafford presented a petition from Okarche against Senate Bill No. 45.

Mr. Davis presented three petitions against Senate Bills Nos. 45 and 189.

Mr. Brazell presented two petitions against Senate Bill No. 45.

Mr. Holman presented two petitions from Wetumka in favor of Senate Bills Nos. 188 and 189.

Mr. Yeager presented two petitions from Bartlesville and Tulsa in favor of Senate Bills Nos. 188 and 189.

Mr. Brownlee presented petition against Senate Bill No. 45, and one in favor of Senate Bill No. 59.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 235, by Mr. Brook, to Legal Advisory.

Senate Bill No. 236, by Mr. Little, to Fees and Salaries.

Senate Bill No. 237, by Mr. Williams, to School Organization.

Senate Bill No. 238, by Mr. Memminger, to Banks and Banking.

Senate Bill No. 239, by Mr. Johnston, to Judiciary No. 1.

Senate Bill No. 240, by Mr. Goulding, to Education.

Senate Bill, No. 241, by Mr. Holman, to Municipal Corporations.

Senate Bill No. 242, by Mr. Stewart, to Judiciary No. 2.

Senate Bill No. 243, by Mr. Agee, to School Organization.

Senate Bill No. 244, by Mr. Russell, to Agriculture.

Senate Bill No. 245, by Mr. Johnson (15), to Revenue and Taxation.

Bills on first reading:

Senate Bill No. 246, by Mr. Billups, "An Act creating a State library, providing for the appointment of a Librarian, defining his duty, and fixing his salary."

Enrolled House Bill No. 333 was transmitted from the House for the signature of the President.

The rules were suspended by a two-thirds vote, the fourth reading of the bill dispensed with, and the same was signed in open session by the President Pro Tempore, Mr. Johnston.

Message from the House transmitting Senate Bill No. 129, as amended and passed by the House.

Senate Bill No. 129 was referred to Judiciary Committee No. 1 to consider House amendments.

Senate went into the Committee of the Whole, with Mr. Wynne in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, recommend that Senate Bill No. 82 be indefinitely postponed; that the Substitute Bill by Mr. Thomas for Senate Bill No. 169 do pass.

R. P. WYNNE,

Chairman.

Senate Bill No. 15 was referred to the Committee on Public Service Corporations to consider and report on the House amendments.

Mr. President:

Your Committee on Public Health recommend that Senate Bills Nos. 188 and 189 do pass, as amended; that Senate Bills Nos. 133, 98 and 68 do not pass.

GEORGE O. JOHNSON,

Chairman.

Mr. Conn asked permission to later file a minority report, which was granted.

Mr. President:

Your Committee on Internal Improvements and Navigation recommend that Senate Bill No. 167 do not pass; that Senate Bill No. 182 do pass, as amended, and be known as "Amended Senate Bill No. 182, by Mr. Stewart and Mr. Conn."

ECK E. BROOK,
Chairman.

The report was adopted.

Senate Bill No. 154 was recommitted to the Committee on Education.

Mr. President:

Your Committee on Fish and Game recommend that Senate Bill No. 180 do pass, as amended.

EDMUND BRAZELL,
Chairman.

The report was adopted.

The following resolution was read and adopted:

Mr. President:

We, the undersigned Senators, realizing the congested condition of the Calendar, are in favor of having no morning meetings of the Committees until the emergency matters on the Calendar are disposed of, and that until such matters are disposed of the daily sessions of the Senate should commence at 10 A. M.

Signed by thirty-seven Members of the Senate.

The resolution was adopted.

The Senate adjourned until 10 A. M., Thursday, February 13, 1908

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

FIFTY-NINTH DAY

Senate Chamber

Thursday, February 13, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 37.

Absent and excused:

Cunningham, Eggerman, Moore, Soldani, Stanford, Taylor, Updegraff. Total 7.

Quorum present.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved

MESSAGE FROM THE GOVERNOR.

To The Legislature:

I have the honor to report that I have approved and signed House Bill No. 333 this twelfth day of February.

C. N. HASKELL,

The Governor.

Mr. Stafford, Mr. Thomas, Mr. Smith, Mr. Goulding, Mr. Little, Mr. Hatchett, Mr. Wynne, Mr. Billups and Mr. Graham presented petitions from their respective districts against Senate Bill No. 45 and House Bill No. 132. Referred to Pharmacy, Drugs and Pure Foods Committee.

Senate Bill No. 246, by Mr. Billups, read the second time and referred to the Committee on Library and History.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

Committee of the Whole arose and reported.

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 26, Senate Bill No. 41 do pass, as amended.

J. H. STRAIN,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Judiciary No. 1 recommend that the Senate do not concur in the House amendments to Senate Bill No. 129, and ask for a conference thereon.

J. C. GRAHAM,

Chairman.

The report was adopted.

The Committee on Engrossed Bills reported Senate Substitute Bill No. 169 correctly engrossed.

Mr. President:

We, your Committee on Rules, having had under consideration Senate Concurrent Resolution No. 41, recommend that it do pass, as herein amended, as follows:

"That the several bills now upon the Calendar, and those hereafter drawn and presented, after passing the second reading thereof, and upon the reference of the same, shall be classified by the Committee on Rules from day to day, said Committee on Rules shall classify the several bills into the following classes:

"Bills to relieve special conditions incident to the passing from Territorial form of government to Statehood shall be known as Class A.

"Bills involving the provisions of the Constitution which are not self enforcing shall be known as Class B.

"Bills involving the repeal of Sections of the Statutes of Oklahoma obstructive of or out of harmony with the spirit of the Constitution shall be known as Class C.

"All bills looking to the advancing or reorganization of several departments of State and the Commissioners and Board thereof, as Class D, except that appropriation bills involving such matters shall be placed with Class A.

"Bills proposing new legislation and amendatory of the code of civil or criminal procedure into Class F, excepting in so far as the same is adopting any measure thereof to the Constitution when the Statutes of the State as they now exist need such modification.

"Miscellaneous measures not embraced in the above classes in Class G.

"Any modification of the Calendar can only be ordered on division or roll call, on two-thirds vote."

HENRY S. JOHNSTON,

Chairman

The report was adopted, and Senate Concurrent Resolution No. 41 made special order for 2 P. M.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, the President, Mr. Bellamy, in the chair.

Mr. Memminger, Mr. Conn and Mr. Little were appointed by the President to invite the Governor to address the Senate.

The Senate went into the Committee of the Whole, with Mr. W. H. Johnson in the chair.

The President took the chair to receive a message from the House, transmitting Senate Bill No. 112, as amended by the House of Representatives.

The Committee of the Whole resumed further consideration of Senate Bill No. 111.

The Committee of the Whole arose and reported progress.

Governor Haskell, Mr. Brownlee, Mr. Thomas, Mr. Stafford, Mr Blair addressed the Senate on Mr. Lincoln.

A Committee of three was appointed to consider amendments to Senate Bill No. 112, being Mr. Davis, Mr. Blair and Mr. Russell.

The Committee of the Whole resumed.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, recommend that Senate Bill No. 111 be made a special order for February 18, 1908, at 2:30 P. M.; that Senate Joint Resolution No. 1 do pass, as amended; and as to Senate Bill No. 164 and Senate Bill No. 160, we report progress, and ask leave to sit again.

W. H. JOHNSON,
Chairman.

The report was adopted.

Mr. Franklin introduced a substitute for Senate Bill No. 109, which, together with the original was referred to the Committee on Education.

Mr. President:

We, your Committee on Public Service Corporations, recommend that the Senate do not concur in the House amendments to Senate Bill No. 15, and ask the House to recede from its action, if they can not agree, that a Conference Committee be asked for.

W. N. REDWINE.

The report was adopted.

Senate Substitute Bill No. 169 read the third time at length.

Mr. Smith offered an amendment, which was unanimously accepted, and on final passage the roll was called and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Johnson (14), Keys, Landrum, Little,

Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: Agee, Moore. Total 2.

Absent and excused: Eggerman, Soldani, Stanford, Updegraff. Total 4.

The vote on the emergency clause resulted as follows:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: Agee, Moore. Total 2.

Nays: Agee, Moore. Total 2.

Absent and excused: Eggerman, Soldani, Stanford, Updegraff. Total 4.

The bill, with the emergency, was passed.

Senate Joint Resolution No. 1 read at length the third time.

Mr. Goulding offered an amendment to strike out "June 1st" and insert "May 1st."

Mr. Agee moved to table the amendment. The roll was called, and resulted:

Yeas: Agee, Blair, Brook, Conn, Curd, Cunningham, Davis, Franklin, Graham, Holman, Johnston, Landrum, Little, Morris, Moore, Redwine, Sorrells, Stanford, Smith, Stewart, Williams, Wynne. Total 22.

Nays: Brazell, Billups, Brownlee, Cordell, Echols, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Roddie, Russell, Strain, Taylor, Thomas, Yeager. Total 18.

Absent and excused: Eggerman, Soldani, Stafford, Updegraff. Total 4.

Motion to table prevailed.

Mr. Taylor moved to amend by striking out the words "July 1st" and inserting "June 1st."

Mr. Davis moved to table the amendment, and the roll was called, and resulted:

Yeas: Agee, Blair, Brook, Conn, Curd, Cunningham, Davis, Franklin, Graham, Holman, Johnston, Landrum, Little, Morris, Moore, Redwine, Sorrells, Stanford, Smith, Stewart, Williams, Wynne. Total 22.

Nays: Billups, Brownlee, Cordell, Echols, Goulding, Hatchett, Johnson (14), Johnson (15), Mathews, Memminger, Roddie, Russell, Strain, Taylor, Thomas, Yeager, Brazell, Keys. Total 18.

Absent and not voting: Eggerman, Soldani, Stafford, Updegraff.
Total 4.

The amendment was tabled.

The question being, "Shall the resolution pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Brook, Blair, Conn, Curd, Cunningham, Davis, Echols, Franklin, Graham, Holman, Johnston, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Stewart, Williams, Wynne. Total 30.

Nays: Brazell, Brownlee, Cordell, Goulding, Hatchett, Johnson (14), Johnson (15), Smith, Taylor, Thomas, Yeager. Total 11.

Absent and excused: Eggerman, Soldani, Updegraff. Total 3.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brook, Blair, Conn, Curd, Cunningham, Davis, Echols, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Stewart, Williams, Wynne. Total 32.

Nays: Brazell, Brownlee, Cordell, Goulding, Hatchett, Smith, Taylor, Thomas, Yeager. Total 9.

Absent and not voting: Eggerman, Soldani, Updegraff. Total 3.

The resolution, with the emergency, was passed and signed by the President.

Mr. Smith explained his vote:

Mr. President:

I vote "No" because the various railroads have apparently made no effort to comply with the laws, and further because the roads have taken off so many trains as to cripple the service, to the great injury of the public.

Mr. Goulding explained his vote:

Mr. President:

I vote "No" on this resolution for the reason that I do not believe the railroads are acting in good faith in this matter. They have had sixty days in which to construct these separate waiting rooms, and in this time they have scarcely made a move to do so, yet this time was ample to place most of the depots in proper shape, as it would only require a very few days to make the change in the small depots, and there are plenty of carpenters and material in nearly all of such towns to do the work. The representatives of the roads appeared before the Legislature, asking an extension of time to make these changes beyond the time of adjournment of this Legislature; that is, to July 1st, 1908, claiming that this extension was due them as a matter of justice. Now, the rule is that when a person demands equity he must do equity, and

at the very time those officials were asking favors they had determined to set at defiance the order of our Corporation Commission to re-establish train service which they had discontinued, and which was discontinued for the purpose of intimidating this Legislature, and not because such train service was not paying operating expenses. In the face of this the railroads are entitled to no mercy, and as a matter of justice they have no claims on us in the face of those facts, yet I would have been willing to have given them an extension of time not to exceed the time set for the adjournment of this Legislature.

Senate Bill No. 41 read the third time. The question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Moore, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Brazell. Total 1.

Absent and not voting: Eggerman, Echols, Hatchett, Little, Mathews, Memminger, Redwine, Soldani, Stanford, Stafford, Taylor, Updegraff. Total 12.

The bill was passed, and signed by the President in open session.

The Senate adjourned until 10 A. M., Friday, February 14, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

SIXTIETH DAY

Senate Chamber

Friday, February 14, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager, Brook. Total 30.

Absent and excused:

Agee, Brownlee, Cunningham, Eggerman, Echols, Johnson (14), Johnson (15), Moore, Redwine, Russell, Soldani, Stafford, Stanford, Updegraff. Total 14.

Quorum present.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Blair presented two petitions.

Mr. Wynne, Mr. Holman (2), Mr. Thomas, Mr. Smith, Mr. Davis, Mr. Cordell (6), Mr. Brazell, Mr. Taylor (4), Mr. Billups (8), Mr. Goulding (1) from their respective districts against the passage of Senate Bill No. 45 and House Bill No. 132.

Mr. Smith presented two petitions for the sale of the school lands.

On motion of Mr. Hatchett, it was ordered that the Journal be printed, by mimeograph, and a copy thereof laid on the desk of each Senator each morning.

Mr. President:

Your Committee on Education recommends that Senate Bill No. 232 pass, as amended.

R. P. WYNNE,
Chairman.

The report was adopted.

The report of the Committee on Rules on Senate Concurrent Resolution No. 41 was read.

Mr. Redwine moved to adopt the report.

Mr. Russell moved to amend by striking out the words "two-thirds" and inserting "a majority."

Mr. Roddie offered a substitute to insert after the word "majority" the following: "of all Members present."

The substitute was lost.

The roll was called on the adoption of the resolution, and resulted:

Yeas: Agee, Billups, Brazell, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Goulding, Hatchett, Holman, Johnston, Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Williams, Wynne, Yeager. Thomas. Total 33.

Nays: None.

Absent and excused: Eggerman, Echols, Graham, Johnson (15), Soldani, Taylor, Updegraff, Cunningham, Johnson (14), Moore, Stanford. Total 11.

The resolution was passed, and signed by the President.

Senate Bill No. 247, by Mr. Graham, "An Act regulating the sale of merchandise in bulk and repealing Chapter 30 of the Session Laws of 1903," was read the first time.

The report of the Committee on Codes was read and adopted.

On motion, by Mr. Davis, Senate Bill No. 112 was withdrawn from the Special Committee and referred to the Committee on Agriculture, Quarantine and Animal Industry.

Mr. Brownlee, Mr. Goulding, Mr. Sorrells, Mr. Holman were excused until tomorrow; Mr. Smith was excused for one week.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to adjournment, and was called to order by the President Pro Tempore, Mr. Johnston.

Quorum present.

Engrossed copy of Senate Bill No. 41 was signed in open session by the President Pro Tempore, Mr. Johnston.

Senate Concurrent Resolution No. 35 was read and made a special order for Wednesday.

The Senate went into the Committee of the Whole, with Mr. Billups in the chair.

The Committee of the Whole arose and suggested the absence of a quorum, on roll call a quorum was found to be present, and the Committee of the Whole resumed business, with Mr. Memminger in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, report progress on Senate Bill No. 160 and ask leave to sit again.

T. F. MEMMINGER,

Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 248, by Mr. Moore, "An Act for the payment of per diem of Members and contingent expenses of The first Legislature."

Senate Bill No. 249, by Mr. Stewart, "An Act to establish an industrial institution and college for girls in the State of Oklahoma and providing for its location and government."

On the motion of Mr. Blair to reconsider the vote by which adjournment was taken, the roll was called, and resulted:

Yeas: Agee, Billups, Brook, Brownlee, Blair, Curd, Davis, Holman, Johnston, Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne. Total 23.

Nays: Brazell, Conn, Cordell, Franklin, Hatchett, Little, Memminger, Russell, Yeager. Total 9.

Absent and excused: Cunningham, Eggerman, Echols, Graham, Goulding, Johnson (14), Johnson (15), Soldani, Sorrells, Stanford, Taylor, Updegraff. Total 12.

The vote was declared reconsidered.

Mr. Brownlee offered a substitute to insert 1:30 P. M. instead of 10 A. M., on which the roll was called, and resulted:

Yeas: Agee, Billups, Brook, Brownlee, Curd, Davis, Holman, Johnston, Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Stafford, Smith, Stewart, Williams. Total 19.

Nays: Blair, Brazell, Conn, Cordell, Franklin, Hatchett, Little, Memminger, Russell, Strain, Thomas, Wynne, Yeager. Total 13.

Absent and excused: Cunningham, Eggerman, Echols, Graham, Goulding, Johnson (14), Johnson (15), Soldani, Sorrells, Stanford, Taylor, Updegraff. Total 12.

The motion was lost, the chair ruling that it took twenty-three votes to change the rules with reference to time of adjournment.

The roll was called on adjournment until Monday at 10 A. M., and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Curd, Davis, Franklin, Holman, Johnston, Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Russell, Stafford, Strain, Smith, Stewart, Thomas, Wynne. Total 24.

Nays: Brazell, Brownlee, Cordell, Hatchett, Little, Roddie, Williams, Yeager. Total 8.

Absent and excused: Cunningham, Eggerman, Echols, Graham, Goulding, Johnson (14), Johnson (15), Soldani, Sorrells, Stanford, Taylor, Updegraff. Total 12.

The Senate adjourned until 10 A. M., Monday, February 17th, 1908.

Attest:

GEORGE W. BELLAMY,

J. I. HOWARD,
Secretary.

President.

Senate Chamber

Saturday, February 15, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SIXTY-SECOND DAY

Senate Chamber

Senate Chamber

SIXTY-SECOND DAY

Senate Chamber

Sunday, February 16, 1908.

'There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

SIXTY-THIRD DAY

Senate Chamber

Monday, February 17, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (15), Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Absent and excused:

Brownlee, Eggerman, Goulding, Russell, Soldani, Sorrells, Smith, Stanford, Updegraff. Total 9.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following petitions were read and referred to the proper Committees:

Nos. 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, read and referred to Committee on Pharmacy, Drugs and Pure Foods.

Petition No. 256, against Senate Bills Nos. 138 and 146, referred to Legal Advisory.

Nos. 257, 258, 259, 260, 261, 262, 263, 264, referred to Pharmacy, Drugs and Pure Foods.

Senate Concurrent Resolution No. 42, by Mr. Thomas, read the first time.

COMMITTEE REPORTS.

Mr. President:

We, your Judiciary Committee No. 2, recommend that Senate Bill No. 40 do pass.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Judiciary No. 2, recommend that Senate Bill No. 212 do pass, as amended; that Senate Bill No. 31 do not pass,

for the reason Senate Bill No. 6, which has been passed by the Senate, included the same subject matter; that Senate Bill No. 211 do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

We, your Committee on Appropriations, recommend that House Bill No. 206 do pass.

R. E. STAFFORD,
Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 247, by Mr. Graham, to Judiciary No. 2.

Senate Bill No. 248, by Mr. Moore, to Appropriations.

Senate Bill No. 249, by Mr. Stewart, to Education.

Special message No. 31 was read and referred to Committee on State Affairs, with instructions to draft and report a bill in conformity with recommendations contained in said message.

Engrossed copy of Senate Substitute Bill No. 169 signed by the President of the Senate.

The Senate went into the Committee of the Whole, with Mr. Yeager in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, recommend that Senate Bill No. 45 be indefinitely postponed.

P. J. YEAGER,
Chairman.

Mr. Davis moved to adopt the report.

Mr. Williams moved to amend by referring Senate Bill No. 45 to Committee on Judiciary No. 2, and on motion of Mr. Davis the amendment of Mr. Williams was tabled.

The roll call was as follows:

Yeas: Brazell, Brook, Cordell, Cunningham, Davis, Hatchett, Johnson (14), Landrum, Little, Mathews, Morris, Redwine, Strain, Stewart, Taylor, Thomas. Total 16.

Nays: Conn, Curd, Echols, Franklin, Johnston, Johnson (15), Keys, Memminger, Moore, Roddie, Williams, Yeager. Total 12.

Absent and excused: Brownlee, Eggerman, Graham, Goulding, Holman, Russell, Soldani, Sorrells, Stafford, Stanford, Smith, Updegraff, Wynne. Total 13.

The Senate went into the Committee of the Whole, with Mr. Yeager in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole Senate, recommend that Senate Bill No. 160 do pass; further report that we have had Senate Bill No. 134 under consideration, and report progress, and ask leave to sit again

P. J. YEAGER,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Quorum present.

Mr. President:

Your Committee on Agriculture, Quarantine and Animal Industry beg leave to report that we have had the House amendments to Senate Bill No. 112 under consideration, and recommend that the Senate ask for a Conference Committee to consider said amendments.

H. S. BLAIR,

Chairman.

The report was adopted, and the President appointed Mr. Blair, Mr. Franklin and Mr. Stewart conferees on the part of the Senate.

Mr. President:

We, your Committee on Agriculture, Quarantine and Animal Industry, recommend that Senate Substitute Bill No. 109 do pass, as amended.

H. S. BLAIR,

Chairman.

The report was adopted.

Mr. Agee was excused for the day.

Mr. President:

We, your Committee on Public Service Corporations, recommend that Senate Bill No. 18 do pass, as amended.

W. N. REDWINE,

Chairman.

The report was adopted.

Message from the House informing the Senate that the House had voted to adhere to the House amendments on Senate Bill No. 15 and Senate Bill No. 129, and requesting a conference, with Mr. Faulkner, Mr. Brown and Mr. Riddle as conferees on Senate Bill No. 15, and Mr. McCalla, Mr. Jarrett and Mr. Japp on Senate Bill No. 129.

The President appointed Mr. Brook, Mr. Redwine and Mr. Billups

conferees on the part of the Senate on Senate Bill No. 15, and Mr. Taylor, Mr. Blair and Mr. Graham conferees on the part of the Senate on Senate Bill No. 129.

Mr. President:

We, your Committee on Public Service Corporations, beg leave to recommend that Senate Bill No. 165 do pass.

W. N. REDWINE,

Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Stewart in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, recommend that Senate Bill No. 164 do pass; that Senate Bill No. 81 be referred to Committee on Judiciary No. 2; that Senate Bill No. 140 be postponed for fifteen days; that Senate Substitute No. 79 do pass, as amended, and that Substitute Senate Bill No. 101 do pass, as amended.

W. P. STEWART,

Chairman.

The report was adopted.

Senate Concurrent Resolution No. 43, by Mr. Wynne, "A resolution providing for the appointment of a Joint Committee to investigate and report on the status of the University Preparatory School at Tonkawa," read the first time.

Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bill No. 221, do pass, as amended.

E. M. LANDRUM,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bills Nos. 153, 77, 122 and 183 do not pass; and that Senate Bill No. 132 be passed, as amended.

E. M. LANDRUM,

Chairman.

The report was adopted.

First reading of bills:

Senate Bill No. 250, by Mr. Johnson (14), "An Act to regulate the collection of taxes."

Senate Bill No. 251, by Mr. Yeager, "An Act amending the Oklahoma statutes on kidnapping for ransom."

Senate Bill No. 252, by Mr. Thomas, "An Act amending the Okla-

homa statutes of 1893 to conform to the Constitution and relating to grand juries."

Petitions Nos. 263, 264, 265 requesting passage of Senate Bill No. 45 were read and referred to the Committee on Pharmacy, Drugs and Pure Foods.

Petition No. 266 protesting against the sale of cigarettes, read and referred to Public Health.

The Senate adjourned until 10 A. M., Tuesday, February 18, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SIXTY-FOURTH DAY

Senate Chamber

Tuesday, February 18, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Safford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Absent and excused:

Brownlee, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 6.

Prayer by the Chaplain.

The following Bills were read the second time and referred to Standing Committees:

Senate Bill No. 250, referred to Legal Advisory.

Senate Bill No. 251, referred to Legal Advisory.

Senate Concurrent Resolution No. 42, referred to Judiciary No. 1.

Senate Concurrent Resolution No. 43, referred to Committee on Education.

The following petitions were received and referred to Standing Committees:

Petition No. 267, by Mr. Mathews; Petition No. 268, by Mr. Goulding; Petition No. 269, by Mr. Williams; Petition No. 270, by Mr. Wynne; Petition No. 271, by Mr. Wynne; Petition No. 272, by Mr. Johnson (15); Petition No. 273, by Mr. Thomas; Petitions Nos. 274 to 292 inclusive, by Mr. Hatchett; Petition No. 293, by Mr. Taylor.

The Senate went into the Committee of the Whole, with Mr. Cordell in the chair.

Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, recommend that House Bill No. 194 do pass; further report progress, and ask leave to sit again.

S. A. CORDELL,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, and a quorum was present.

The Committee on Printing was requested to ascertain when the Rules would be printed.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 164, and Senate Substitute Bill No. 79 correctly engrossed.

Senate Bill No. 164 read at length the third time, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne. Total 33.

Nays: None.

Absent and not voting: Blair, Brook, Brownlee, Echols, Moore, Soldani, Sorrells, Stanford, Smith, Updegraff, Yeager. Total 11.

The bill was declared passed and signed by the President in open session.

Message from the House informing the Senate that the House had agreed to Senate amendments to House Bill No. 172.

Senate Substitute Bill No. 79 was read the third time at length, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Cunningham. Total 1.

Absent and not voting: Blair, Brook, Brownlee, Echols, Moore, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 10.

The bill was declared passed, and signed by the President in open session.

Senate Bill No. 160 read the third time at length, as amended, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger,

Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Blair, Brownlee, Echols, Johnston, Landrum, Morris, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 11.

The bill was declared passed and signed by the President in open session.

The Committee on Engrossed and Enrolled Bills reported that Senate Bill No. 26 was correctly engrossed.

The report was adopted.

The Conference Committee on Senate Bill No. 129 reported as follows:

To the Senate and House of Representatives:

We, your Conference Committee, report that we have considered Senate Bill No. 129 and recommend that the same do pass with the following amendments:

Amend Section by substituting the word "district" for the word "county," and adding the words "or Judges" after the word "Judge" and before the word "of" in line 2.

Amend Section 1, line 9, page 2, by inserting the following after the word Courts: "Provided that in Counties when the Judge or Judges for any cause fail to appoint the Jury Commissioners for a period of fifteen days herein provided for, it shall be the duty of the County Judge of such County to appoint the Jury Commissioners as herein provided."

Amend Section 1, line 9, page 2, after the word "provided" and before the word "that" by adding the word "further."

Amend Section 2, line 17, page 2, by striking out the word "County" and insert the word "District."

Amend Section 4, line 30, page 5, after the word twenty-four by changing the capital "I" in the word "if" to a small "i."

Amend Section 4, line 10, page 7, after the word "when" before the word "the" strike out the word "in" and insert the word "fer."

Amend Section 3, line 19, page 11, after the word "selected" and before the word "to" by inserting "and qualified."

Strike out Section 7.

Amend Section 8, line 14, page 10, by striking out the word "said" and insert the word "any."

Amend Section 10, page 13, by striking out all of line 8 and all of line 9 and including the word "language."

Amend Section 11, line 1, page 15, striking out the word "County" and inserting the word "district." Amend same line by inserting after the word "Court" and before the word "venire" the following: ("Provided that they shall not receive pay for more than six days during any one year.")

Amend Section 12, line 20, page 16, strike out "8" and insert therefor "7."

L. K. TAYLOR,
H. S. BLAIR,
J. C. GRAHAM,

Conference Committee for Senate.

J. W. M'CALLA,
H. M. JARRETT,
AMIL H. JAPP,

Conference Committee for House.

On the adoption of the Conference Committee report the roll was called and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Little. Total 1.

Absent and not voting: Billups, Brownlee, Curd, Echols, Landrum, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 10.

Mr. Agee moved to go into the Committee of the Whole, which motion Mr. Davis moved to lay on the table, and the roll was called, and Mr. Davis's motion lost.

Roll call resulted as follows:

Yeas: Brazell, Davis, Hatchett, Little, Memminger, Morris, Thomas. Total 7.

Nays: Agee, Blair, Conn, Cordell, Cunningham, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Mathews, Redwine, Roddie, Stafford, Strain, Stewart, Taylor, Williams, Wynne, Yeager. Total 23.

Absent and not voting: Billups, Brook, Brownlee, Curd, Eggerman, Echols, Landrum, Moore, Russell, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 14.

The Senate went into the Committee of the Whole, with Mr. Graham in the chair.

Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 206, and ask leave to sit again.

J. C. GRAHAM,
Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 114a, as

passed by the House; also stating that the House has concurred in the conference report on Senate Bill No. 129, and returning Senate Bill No. 129.

The question being, "Shall the Senate concur in Amendment No. 1 to Senate Bill No. 114a?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Conn. Total 1.

Absent and not voting: Brownlee, Cordell, Cunningham, Echols, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 9.

On the second amendment to Senate Bill No. 114a the roll was called and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Echols, Graham, Landrum, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 10.

The question being, "Shall Senate Bill No. 114a pass, as amended by the House of Representatives?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Stafford. Total 1.

Absent and not voting: Brownlee, Cunningham, Echols, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 8.

On the emergency clause, the call resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Little. Total 1.

Absent and not voting: Brownlee, Cunningham, Echols, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 8.

Message from the House transmitting Senate Concurrent Resolution No. 321, as passed by the House.

Senate Bill No. 129, as amended, was read, and on roll call the vote resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brownlee, Echols, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brownlee, Echols, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 7.

The bill, together with the emergency, was passed.

Mr. President:

Your Committee on Appropriations recommend that Senate Bill No. 248 do pass.

R. E. STAFFORD,
Chairman.

The report was adopted.

Senate went into the Committee of the Whole, with Mr. Stafford in the chair.

Mr. President:

The Committee of the Whole arose and reported:

We, your Committee of the Whole, recommend that Senate Bill No. 248 do pass, as amended.

R. E. STAFFORD,
Chairman.

The report was adopted.

Senate Bill No. 248 read the third time at length, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews.

Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Echols, Sorrells, Soldani, Stanford, Smith, Updegraff. Total 8.

The bill was passed, and signed by the President in open session.

Senate Bill No. 253, by Mr. Stafford, "An Act amending Sections 4, 5, 6, 8 and 9 of Article 25, Chapter 25, of the Statutes of Oklahoma, 1893, relating to libel and slander," was read the first time.

The Senate adjourned until 10 A. M., Wednesday, February 19, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

SIXTY-FIFTH DAY

Senate Chamber

Wednesday, February 19, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager.
Total 39.

Absent and excused:

Echols, Sorrells, Stanford, Smith, Updegraff. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved
Petition by Mr. Keys, referred to Legal Advisory Committee.

Seven petitions by Mr. Thomas, referred to Pharmacy, Drugs and Pure Foods.

Fourteen petitions by Mr. Franklin, urging passage of Senate Bill No. 229, referred to Commerce and Labor.

Petition by Mr. Brazell, in favor of Senate Bill No. 54, referred to Commerce and Labor.

Mr. Brownlee presented two petitions; Mr. Cordell one and Mr. Billups one, in favor of Senate Bill No. 54.

Mr. Brook presented a petition in favor of prohibition Enforcement.

Mr. Cordell, Mr. Hatchett presented petitions against Senate Bill No. 45.

Mr. Eggerman and Mr. Taylor presented petitions in favor of Senate Bill No. 54.

Senate Bill No. 253, by Mr. Stafford, read the second time, and referred to Judiciary Committee No. 2.

Senate Bill No. 26 was read the third time at length, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Johnston, Keys, Landrum, Little, Mathews, Memminger,

Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Billups, Cunningham, Eggerman, Echols, Soldani, Sorrells, Stanford, Smith, Updegraff. Total 9.

The bill was passed, and signed by the President in open session.

On motion by Mr. Blair the vote by which Senate Bill No. 248 was passed was reconsidered, said bill placed back on third reading.

Mr. Blair moved to amend by striking out "200" and inserting "100" wherever the same appeared in the bill, which amendment prevailed.

Senate Bill No. 248 was read the third time, as amended, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Eggerman, Echols, Russell, Soldani, Sorrells, Stafford, Stanford, Smith, Updegraff. Total 11.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Eggerman, Echols, Johnson (14), Russell, Soldani, Sorrells, Stafford, Stanford, Smith, Updegraff. Total 12.

The bill, together with the emergency, was passed.

Senate Bill No. 254, by Mr. Hatchett, "An Act to provide for the transfer from the office of the Clerk of the Supreme Court to the office of the Secretary of State the corporation records of the former Indian Territory, and declaring an emergency," was read the first time.

Senate went into Committee of the Whole, with Mr. Morris in the chair, to consider House Bill No. 206 and other House Bills.

The Committee reported progress.

The report was adopted.

Mr. Billups submitted conference report on Senate Bill No. 61, which was read and consideration thereof set for Monday, February 24, at 2 P. M., and the bill was ordered printed.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

A quorum was present.

Mr. Sorrells was excused on account of illness.

The President signed Senate Bill No. 248.

Message from the House transmitting enrolled House Bill No. 172 and Senate Bill No. 2, as amended, which had passed the House.

The fourth reading of House Bill No. 172 was dispensed with by a two-thirds vote of the Senate, to-wit: Thirty-four ayes, no nays, and was signed by the President in open session.

The President referred Senate Bill No. 2 to a Special Committee, consisting of Mr. Cunningham, Mr. Morris, Mr. Moore and Mr. Blair, to consider and report on the House amendments.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 206 do pass, as amended.

TOM MOORE,

Chairman.

The report was adopted.

House Bill No. 206 was read the third time at length.

Mr. Davis offered the following amendment: Amend page 2, Section 1, line 10, by striking out "\$9,720.00" and insert in lieu thereof "\$6,600.00." The amendment was lost.

Mr. Davis moved to amend on page 2, Section 1, line 15, by striking out "\$72,000.00" and inserting "\$48,000.00," which amendment was lost.

Mr. Russell moved to amend on page 2, Section 1, line 20, by striking out "\$14,940.00" and inserting "\$24,940.00," which amendment was lost.

Mr. Wynne moved to amend by adding a new Section, as follows:

"That said Commission is instructed that if it is found inexpedient to remove 600 patients to Fort Supply, they are instructed to use the residue of this appropriation at any other place for the care of the insane of this State," which amendment prevailed.

The question being, "Shall the bill pass, as amended?" The roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews,

Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stewart, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Brownlee, Blair. Total 2.

Absent and not voting: Echols, Stanford, Sorrells, Stafford, Smith, Taylor. Total 6.

The roll was called on the emergency, and resulted:

Yeas. Agee, Billups, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stewart, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Brownlee, Blair. Total 2.

Absent and not voting: Echols, Sorrells, Stafford, Stanford, Smith, Taylor. Total 6.

The bill, together with the emergency, was passed and signed by the President.

Bills on first reading:

Senate Bill No. 255, by Mr. Johnston, "An Act prescribing certain crimes and punishments in aid of certain provisions of the Bill of Rights, and in the exercise of certain powers of the Corporation Commission."

Senate Bill No. 256, by Mr. Johnston, "An Act authorizing the Corporation Commission to establish its own code of procedure."

Senate Bill No. 257, by Mr. Johnston, "An Act specifying exemptions of certain property."

Senate Bill No. 258, by Mr. Johnston, "An Act designating a hymn of State."

The Senate went into the Committee of the Whole, with Mr. Landrum in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 194 do pass, as amended.

E. M. LANDRUM,

Chairman.

The report was adopted.

Mr. President:

Your Special Committee recommend that the Senate concur in the House amendments to Senate Bill No. 102.

HARPER S. CUNNINGHAM,

Chairman.

The report was adopted.

The question being, "Shall Senate Bill No. 102 pass, as amended?"

The roll was called, and resulted:

Yeas: Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Redwine, Russell, Soldani, Stafford, Strain, Thomas, Williams, Wynne, Yeager. Total 28.

Nays: None.

Absent and not voting: Agee, Billups, Blair, Brownlee, Echols, Johnston, Johnson (14), Keys, Moore, Roddie, Sorrells, Stanford, Smith, Stewart, Taylor, Updegraff. Total 16.

The bill, as amended, was declared passed.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 172.

C. N. HASKELL,

The Governor.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 154 do pass, and that it be advanced to its former place on the Calendar.

R. P. WYNNE,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 129 correctly enrolled.

Senate Bill No. 129 was signed by the President, after the fourth reading thereof had been dispensed with by a roll call vote of 32 ayes, and no nays.

Mr. Eggerman presented two petitions against Senate Bill No. 45.

Mr. Goulding presented petition in favor of the sale of the school lands, and one against Senate Bill No. 45.

The Senate adjourned until 10 A. M., Thursday, February 20, 1908

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

SIXTY-SIXTH DAY

Senate Chamber

Thursday, February 20, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Absent and excused:

Johnston, Johnson (14), Keys, Sorrells, Stanford, Smith, Updegraff. Total 7.

Prayer by the Chaplain.

Mr. Little was excused for three days.

Mr. Thomas presented one petition, Mr. Johnson (14) presented 148 petitions against Senate Bill No. 45, Mr. Wynne presented two, Mr. Davis three, Mr. Redwine one, and Mr. Soldani one petition against Senate Bill No. 45.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 254, by Mr. Hatchett, to Judiciary No. 1.

Senate Bill No. 255, by Mr. Johnston, to Judiciary No. 1.

Senate Bill No. 256, by Mr. Johnston, to Judiciary No. 1.

Senate Bill No. 257, by Mr. Johnston, to Judiciary No. 1.

Senate Bill No. 258, by Mr. Johnston, to Judiciary No. 1.

House Bill No. 194 was read at length the third time and placed on final passage, and on roll call the vote resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Strain, Stewart, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: None.

Absent and not voting: Agee, Brownlee, Cunningham, Johnston,

Johnson (14), Keys, Little, Mathews, Sorrells, Stafford, Stanford, Smith, Taylor, Updegraff. Total 14.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Cordell, Conn, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Strain, Stewart, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: None.

Absent and not voting: Agee, Brownlee, Cunningham, Johnston, Johnson (14), Keys, Little, Mathews, Sorrells, Stafford, Stanford, Smith, Taylor, Updegraff. Total 14.

The bill, together with the emergency Section, was declared passed, and the Acting President, Mr. Eggerman, signed same in open session.

Message from the House transmitting House Bill No. 270, as passed by the House of Representatives.

House Bill No. 270, by Mr. Harris, "An Act exempting manufacturing establishments and public utilities from municipal taxation for a term of not to exceed five years," was read the first time.

The Senate went into the Committee of the Whole, with Mr. Graham in the chair.

The Committee of the Whole Senate arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No 117, and ask leave to sit again.

J. C. GRAHAM,

Chairman.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 114a correctly enrolled.

The rules were suspended on the fourth reading of Senate Bill No. 114a by a majority vote of 31 ayes to no nays, and the President signed the enrolled copy of Senate Bill No. 114a in open session.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Quorum present.

The President signed House Bill No. 194 and Senate Concurrent Resolution No. 32 in open session.

Message from the House transmitting Senate Bills No. 114a and No. 129, as signed by the Speaker of the House.

The Senate went into the Committee of the Whole, with Mr. Graham in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 117 be re-committed to Judiciary No. 1, and Senate Bill No. 139 be referred to Public Service Corporations, and Senate Bill No. 62 be deferred until next Monday, the same to retain its place on the Calendar.

J. C. GRAHAM,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 2 correctly enrolled.

The fourth reading of Senate Bill No. 2 was dispensed with by a roll call vote of thirty-four ayes and no nays, and the bill was signed by the President in open session.

Senate Bill No. 131 was read the third time at length, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (15), Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brook, Graham, Holman, Johnson (14), Keys, Little, Mathews, Sorrells, Strain, Stanford, Smith, Stewart, Updegraff. Total 13.

The bill was passed, and signed by the President in open session.

Mr. Thomas, Mr. Strain excused.

Message from the House transmitting enrolled Senate Bill No. 2, signed by the Speaker, and House Bill No. 377, which had passed the House.

House Bill No. 377, "An Act to provide for the necessary expenses of the State Government and making an appropriation therefor from the State Treasury," was read the first time.

The Senate went into the Committee of the Whole, with Mr. Franklin in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Substitute Senate Bill No. 85, and ask leave to sit again.

W. M. FRANKLIN,
Chairman.

The report was adopted.

The President designated Mr. Thomas to preside on the next Legis-

lative day during the absence of the President and President Pro Tempore.

The Senate adjourned until 10 A. M., Friday, February 21, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SIXTY-SEVENTH DAY

Senate Chamber

Friday, February 21, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the Acting President, Mr. Thomas, in the chair.

The roll was called and the following Members were present:

Conn, Cordell, Echols, Franklin, Johnson (15), Landrum, Mathews, Redwine, Thomas, Williams. Total 10.

Absent and excused:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Cunningham, Curd, Davis, Eggerman, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Little, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Updegraff, Wynne, Yeager. Total 34.

Prayer by the Chaplain.

There being no constitutional quorum of the Senate present, the Senate adjourned until 10 A. M., Monday, February 24, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SIXTY-EIGHTH DAY

Senate Chamber

Saturday, February 22, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary

Absent and excused:

Agos, Billups, Hoffman, Thomas, Undergraf, Yeager. Total 6

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Two petitions by Mr. Brazell read and referred to Committee on Pharmacy.

Petition by Mr. Eggerman referred to Committee on Public Health.

The following bills read the second time and referred to Standing Committees:

House Bill No. 170, by Mr. Harris, in Municipal Corporations.

House Bill No. 177, by Anonymous, in Committee on Appropriations.

The Senate went into the Committee of the Whole, with Mr. Davis in the chair.

The Committee of the Whole arose and reported:

Mr. President,

Your Committee of the Whole reports progress on Senate Bill No. 131, and ask leave to sit again.

CLARENCE DAVIS

Chairman

The report was adopted.

The Senate recessed until 1:30 P. M.

SIXTY-NINTH DAY

Senate Chamber

Sunday, February 23, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

Roll called by the Chaplain.
Davis, American, Graham, Gooding, Halstead, Johnson, John-
son (14), Kane, Little, McMillen, Morris, Myers, Peckin, Russell,
Sullivan, Tarrance, Stanford, Straub, Stanford, Tarrance, Taylor, Up-
degraff, Woods, Yeager. Total 21.

Prayer by the Chaplain.

There being no constitutional quorum of the Senate present, the
Senate adjourned until 10 A. M., Monday, February 24, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SEVENTIETH DAY

Senate Chamber

Monday, February 24, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called, and the following Members were present:

Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Williams, Wynne. Total 38.

Absent and excused:

Agee, Billups, Holman, Thomas, Updegraff, Yeager. Total 6.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Two petitions by Mr. Brazell read and referred to Committee on Pharmacy.

Petition by Mr. Eggerman referred to Committee on Public Buildings.

The following bills read the second time and referred to Standing Committees:

House Bill No. 270, by Mr. Harris, to Municipal Corporations.

House Bill No. 377, by Appropriations Committee, to Committee on Appropriations.

The Senate went into the Committee of the Whole, with Mr. Davis in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 154, and ask leave to sit again.

CLARENCE DAVIS,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Quorum present.

Senate Bill No. 223 was withdrawn from the Committee on Pharmacy and re-referred to the Committee on Mines and Manufacturing.

Message from the House transmitting Senate Bill No. 112, with a conference report thereon, which conference report had been adopted by the House, and the bill passed, as thus amended.

The Senate went into the Committee of the Whole, with Mr. Davis in the chair.

The Committee of the Whole arose and reported:
Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 154, and recommend that Senate Bill No. 61 be made a special order for February 25, at 2:30 P. M.

CLARENCE DAVIS,
Chairman.

The report was adopted.

Senate Resolution No. 23 was, together with the report of the Committee on Rules, read.

The previous question was ordered, and the question being, "Shall the report be adopted?" The roll was called, and resulted:

Yeas: Brook, Conn, Cordell, Eggerman, Franklin, Graham, Goulding, Johnston, Keys, Landrum, Roddie, Soldani, Strain, Smith, Wynne. Total 15.

Nays: Brazell, Davis, Echols, Hatchett, Johnson (14), Johnson (15), Little, Memminger, Morris, Russell, Sorrells. Total 11.

Absent and not voting: Agee, Billups, Blair, Brownlee, Curd, Cunningham, Holman, Mathews, Moore, Redwine, Stafford, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 18.

The report was not adopted.

Senate Resolution No. 24, by Mr. Memminger, relating to the Rules and Joint Rules, was read and adopted.

The printed copy of the rules was rejected.

Bills on first reading:

Senate Bill No. 259, by Mr. Wynne, "An Act providing for the apportionment of the income of State school fund and annual tax collected for the support of public schools to the Counties of the State, and for apportionment of the Federal appropriation, and repealing Senate Bill No. 141."

Senate Bill No. 260, by Mr. Russell, "An Act authorizing the Board

of Agriculture to establish County demonstration farms, and making an appropriation therefor."

The Senate adjourned until 10 A. M., Tuesday, February 25, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

SEVENTY-FIRST DAY

Senate Chamber

Tuesday, February 25, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brook, Thomas, Updegraff. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Eggerman, Mr. Goulding, Mr. Strain and Mr. Billups presented petitions, which were read and referred to Standing Committees.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 259, by Mr. Wynne, to Education.

Senate Bill No. 260, by Mr. Russell, to Agriculture.

The Senate went into the Committee of the Whole, with Mr. Johnson (14) in the chair.

The Committee of the Whole arose and reported progress on Senate Bill No. 154.

Mr. Billups filed a supplemental report to the Joint Committee on Senate Bill No. 61.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Quorum present.

The President appointed Mr. Taylor, Mr. Morris and Mr. Brownlee a Special Committee on the printing of the rules.

Message from the House transmitting Senate Bill No. 248, and House Bill No. 331, which had passed the House.

House Bill No. 331, by Mr. Williams, of Comanche, "An Act to provide a Text-book Board for the purpose of adopting a uniform system of text-books, registers and records of the common schools of Oklahoma," was read the first time.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 248 correctly enrolled.

Senate Bill No. 248 read the fourth time at length, and signed by the President in open session.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported progress on Senate Bill No. 61.

Message from the House transmitting Senate Bill No. 248, which had been signed by the Speaker of the House.

TO THE LEGISLATURE:

I have the honor to report that I have this day approved and signed Senate Bill No. 248

C. N. HASKELL,

The Governor.

Mr. President:

Your Judiciary Committee No. 1, recommend that Senate Bill No. 220 do pass, as amended.

J. C. GRAHAM,

Chairman.

The report was adopted.

The following bills were read the first time:

Senate Bill No. 261, by Mr. Stanford, "An Act providing for the transcribing of the records of Recording Districts in that part of the State formerly known as Indian Territory, and of the divided Counties in that part of the State formerly known as Oklahoma Territory, and declaring an emergency."

Senate Bill No. 262, by Mr. Stafford, "An Act providing for the issuance of a license to foreign corporations."

Senate Concurrent Resolution No. 45, by Mr. Davis, "A Resolution relating to the fund created by Act of Congress of March 16, 1906, known as the 'Adams Fund' for the use and benefit of Agricultural Experiment Stations."

Petition by Mr. Davis, from Stillwater, in favor of Senate Bill No. 61.

The Senate adjourned until 10 A. M., Wednesday, February 26, 1908.

GEORGE W. BELLAMY,

Attest:

President.

J. I. HOWARD,

Secretary.

SEVENTY-SECOND DAY.

Senate Chamber

Wednesday, February 26, 1908.

The Senate convened at 10 A. M., with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 41.

Absent and excused:

Soldani, Updegraff, Wynne. Total 3.

Prayer by the Chaplain.

The Journal of the previous legislative day was read and approved.

Petition by Mr. Brook against Senate Bill No. 45; Petition by Mr. Roddie asking passage of the fish and game law; two by Mr. Taylor in favor of eight-hour law for railroads; three by Mr. Sorrells against House Bill No. 132, and one relative to the stock law; one by Mr. Goulding in favor of eight-hour day for railroads, and one in favor of the school lands; one by Mr. Cordell, three by Mr. Blair, three by Mr. Johnson (15), one by Mr. Johnston, and two by Mr. Morris against Senate Bill No. 45 and House Bill No. 132; three by Mr. Johnston in favor of fish and game law and Senate Bill No. 189.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 259 do pass.

ECK E. BROOK,

Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 261, by Mr. Stanford, to Uniformity of County Records.

Senate Bill No. 262, by Mr. Stafford, to Private Corporations.

House Bill No. 331, by Mr. Williams of Comanche to Legal Advisory.

Senate Concurrent Resolution No. 45, by Mr. Davis, to Agriculture.

Senate Bill No. 154 was withdrawn from General Orders and referred to Legal Advisory Committee to be considered in conjunction with House Bill No. 331.

Bills on first reading:

Senate Bill No. 263, by Mr. Taylor, "An Act providing for striking from the dockets of the District Court misdemeanor cases under certain circumstances, and declaring an emergency."

Senate Bill No. 264, by Mr. Franklin, "An Act providing that the last common carrier receiving freight for transportation which has been damaged, lost or destroyed, shall be presumed to have caused such damage, unless certain conditions prescribed in this Act shall be complied with."

Senate Bill No. 265, by Mr. Goulding, "An Act relating to mutual farmers insurance companies; repealing Article 1, Chapter 17 of the Session Laws of Oklahoma, 1899, and all Act and parts of Acts in conflict herewith."

House Concurrent Resolution No. 24, by Mr. Ashby, "Empowering the Board of Health to perform certain duties."

The vote by which Senate Concurrent Resolution No. 12 was passed was reconsidered, and the resolution referred to the Committee on Public Service Corporations for further consideration.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 61, and ask leave to sit again.

TOM MOORE,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., with the President Pro Tempore, Mr. Johnston, in the chair.

All Members were present except Mr. Soldani, Mr. Updegraff and Mr. Wynne, who were excused.

Message from the House informing the Senate that the House does not agree to the Senate amendments to House Bill No. 206, and requesting the Senate to recede therefrom, and that the House agrees to the Senate amendments to House Bill No. 194, and asking the parliamentary status of House Bill No. 282.

The Senate refused to recede from its amendments to House Bill No. 206, and requested a conference thereon.

The President appointed Mr. Morris, Mr. Agee, Mr. Roddie, Mr. Russell and Mr. Johnson (15) Senate conferees.

Senate Bill No. 112 was returned to the House of Representatives, with the request that same be referred back to the Conference Committee.

Message from the House transmitting enrolled House Bill No. 194.

The fourth reading of House Bill No. 194 was suspended by a roll call vote of 38 ayes and no nays, and said bill was signed by the President in open session.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No. 254 do pass.

W. P. STEWART,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 35 read. Mr. Williams moved to re-commit to the Committee on Public Buildings, which motion was lost.

Mr. Stafford moved to indefinitely postpone consideration of Senate Concurrent Resolution No. 35, upon which motion the roll was called, and resulted:

Yeas: Blair, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Memminger, Moore, Redwine, Roddie, Stafford, Stewart, Taylor, Williams, Yeager. Total 21.

Nays: Agee, Billups, Brazell, Brownlee, Curd, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Russell, Strain, Stanford, Smith, Thomas. Total 17.

Absent and not voting: Brook, Holman, Soldani, Sorrells, Updegraff, Wynne. Total 6.

The motion prevailed.

Message from the House transmitting House Committee Substitute for House Bill No. 189, and Senate Bill No. 8, which had passed the House of Representatives; also transmitting Senate Bill No. 8, and informing the Senate that the House agrees to a conference on House Bill No. 206, and the Speaker had appointed Mr. Hart, Mr. Jesse, Mr. Ross, Mr. Pendegraft and Mr. Harrison, of Hughes, and that Senate Bill No. 105 was pending in Judiciary Committee.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 160 correctly engrossed.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported progress on Senate Bill No. 61, which was adopted.

The Senate adjourned until 10 A. M., Thursday, February 27, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SEVENTY-THIRD DAY

Senate Chamber

Thursday, February 27, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, and was called to order by the President Pro Tempore, Mr. Johnston.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Brownlee, Updegraff. Total 2.

Prayer by the Chaplain.

The President Pro Tempore, Mr. Johnston, called Mr. Eggerman to the chair to preside over the Senate.

Petition by Mr. Goulding, one by Mr. Sorrells, one by Mr. Roddie, one by Mr. Cordell, two by Mr. Stafford, seven by Mr. Bellamy read and referred to the appropriate Committees.

TO THE LEGISLATURE:

I have the honor to report that this day I have approved and signed House Bill No. 194.

C. N. HASKELL,

The Governor.

Mr. President:

Your Committee on Judiciary No. 2, recommend that Senate Bill No. 177 do pass; also that Senate Bill No. 12 do pass, as amended.

W. P. STEWART,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Indebtedness recommend that House Bill No. 175 do pass, as amended.

T. F. MEMMINGER,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Service Corporations recommend that Senate Bill No. 162 do pass, as amended.

W. N. REDWINE,
Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 263, by Mr. Taylor, to Judiciary No. 1.

Senate Bill No. 264, by Mr. Franklin, to Judiciary No. 2.

Senate Bill No. 265, by Mr. Goulding, to Insurance.

House Concurrent Resolution No. 24, by Mr. Ashby, to Public Health.

Senate Bill No. 216 was withdrawn from Judiciary No. 1 and referred to Committee on Judiciary No. 2.

Senate Bill No. 254 was placed at the head of the Calendar.

Senate Bill No. 266, by Mr. Soldani, "An Act to provide for the organization, discipline and regulation of the Oklahoma National Guards," was read the first time.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 61, and ask leave to sit again.

TOM MOORE,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, and was called to order by the President Pro Tempore, Mr. Johnston.

All the Members present except Mr. Brownlee and Mr. Updegraff, who were excused.

Mr. President:

Your Conference Committee on Senate Bill No. 112 recommend that the Senate agree to the House amendments, and to the following amendment:

Section 1, page 1, line 11, after "delegate" and before "and" strike out "from farmers' institutes;"

Section 5, page 4, line 21, after "funds" strike out the following part of said line, and all of line 22, down to "collector."

H. S. BLAIR,

WM. M. FRANKLIN,

W. P. STEWART,

Senate Conferees.

WM. B. BECK,

J. V. FAULKNER,

C. A. SKEEN,

House Conferees.

The Conference report was adopted.

Mr. President:

Your Conference Committee on House Bill No. 206 report that we have agreed to the Senate amendments, page 1, line 9, changing the salary of the Head Physician, changing the salary from \$1,000 to \$1,600, and recommend that same do pass.

We recommend that the Senate recede from its amendment in line 11, page 1, section 1, striking out "1,000" and inserting in lieu thereof "4,720."

We further recommend that the Wynne amendment be stricken from the bill and that the emergency section be added.

I. V. HART,

Chairman, House Committee.

J. S. MORRIS,

Chairman, Senate Committee.

The question being, "Shall the report be adopted?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Cordell, Eggerman, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Williams, Wynne, Yeager. Total 28.

Nays: Hatchett, Little, Mathews, Thomas. Total 4.

Absent and not voting: Brownlee, Conn, Curd, Cunningham, Davis, Echols, Franklin, Holman, Landrum, Redwine, Stanford, Updegraff. Total 12.

The report was adopted.

Message from the House informing the Senate that the House had adopted the conference report on House Bill No. 206, and on Senate Bill No. 112; also transmitting House Bill No. 380, which had passed the House of Representatives.

House Bill No. 380, by Anthony, Hart and J. W. Smith, "An Act providing for the assessment of property for taxation for State, County, City, Township, Town and School District purposes," was read the first time.

Senate Bill No. 267, by Mr. Stafford, "An Act providing for the holding of special elections for the purpose of altering or changing County lines," was read the first time.

Bills on first reading:

Senate Bill No. 268, by Mr. Wynne, "An Act to define a day's labor, prescribing penalties for violation thereof, and declaring an emergency."

Committee Substitute for House Bill No. 189, by Mr. Durant, and Senate Bill No. 8, by Mr. Franklin, "An Act to define and prohibit bucket shops and prohibit dealing in futures."

Mr. President:

A majority of your Committee on State Affairs recommend that Senate Bill No. 192 do pass.

R. A. BILLUPS,

JAMES M. KEYS,

J. H. STRAIN.

CAMPBELL RUSSELL.

Mr. Memminger moved to reconsider the vote by which Senate Concurrent Resolution No. 35 was indefinitely postponed.

The Senate adjourned until 10 A. M., Friday, February 28, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

SEVENTY-FOURTH DAY

Senate Chamber

Friday, February 28, 1908.

The Senate convened at 10 A. M., with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stanford, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 43.

Absent and excused:

Updegraff. Total 1.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petitions by Mr. Goulding, Mr. Morris, Mr. Johnson (14) against Senate Bill No. 45 and House Bill No. 133.

Petition by Mr. Taylor in favor of the Full Crew and other bills.

Two petitions by Mr. Taylor in favor of Senate Bill No. 54.

Petition by Mr. Taylor against House Bill No. 132.

Senate Bills Nos. 39 and 221 were made special orders for Wednesday, March 4, at 2 P. M., to be considered jointly.

Mr. Thomas introduced Senate Concurrent Resolution No. 46, which was passed by a unanimous vote of the Senate.

The President appointed Mr. Thomas, Mr. Blair and Mr. Davis a committee on the part of the Senate to extend the invitation to Lyman Abbott to address the Legislature, as provided for in Senate Concurrent Resolution No. 46.

The following bills were read the second time, and referred to Standing Committees.

Senate Bill No. 266, by Mr. Soldani, to Military Affairs.

Senate Bill No. 267, by Mr. Stafford, to County and County Affairs.

Senate Bill No. 268, by Mr. Wynne, to Judiciary No. 1.

House Bill No. 189, Committee Substitute, to Codes.

House Bill No. 380, by Mr. Anthony, Mr. Hart and Mr. Smith, to Revenue and Taxation.

Senate Concurrent Resolution No. 25, by Mr. Russell, to Public Buildings.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 61, and ask leave to sit again.

TOM MOORE,
Chairman.

The report was adopted, and the Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

All Members present except Mr. Updegraff, who was excused.

Mr. Little moved to limit debate in the Committee of the Whole on Senate Bill No. 61 to until 5 P. M. this day.

Mr. Blair offered an amendment to limit debates to ten minutes on any one subject by each Member, and that no Senator be allowed to speak more than once.

Mr. Russell offered a substitute "to limit the time of each speaker to five minutes."

The substitute was lost, and the amendment of Mr. Blair carried.

Mr. Morris, Mr. Mathews and Mr. Cunningham were appointed to visit the President, Mr. Bellamy.

Mr. Goulding was excused until Monday.

The Committee on Enrolled and Engrossed Bills report Senate Concurrent Resolution No. 45 correctly engrossed.

The President signed the engrossed copy of Senate Concurrent Resolution No. 45 in open session.

Message from the House transmitting House Bill No. 206, as passed by the House.

The fourth reading of House Bill No. 206 was suspended by a vote of 41 yeas, and no nays, and the President signed House Bill No. 206 in open session.

Message from the House transmitting House Bill No. 103, by Mr. Evans, as amended by the Committee on Education, "An Act amending Article 11, Chapter 77, of Wilson's Statutes of Oklahoma, and Article 10 of the Session Laws of Oklahoma, 1905, relating to Teachers' County Normal Institutes," was read the first time.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported progress on Senate Bill No. 61.

The report was adopted.

Message from the House transmitting Senate Concurrent Resolution No. 46, as passed by the House.

The Senate concurred in the House amendments to Senate Concurrent Resolution No. 46.

Senate Joint Resolution No. 2, by Mr. Wynne, "Memorializing Congress relative to polygamy," was read the first time.

Mr. Yeager and Mr. Eggerman were excused until Monday.

The Senate adjourned until 9 A. M., Saturday, February 29, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

SEVENTY-FIFTH DAY

Senate Chamber

Saturday, February 29, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 40.

Absent and excused:

Eggerman, Stanford, Updegraff, Yeager. Total 4.

Prayer by the Chaplain.

Two petitions presented by Mr. Brook, one by Mr. Sorrells, and one by Mr. Williams.

Senate Concurrent Resolution No. 47, by Mr. Sorrells, read and passed by unanimous vote of the Senate.

The President appointed Mr. Sorrells, Mr. Russell and Mr. Stewart conferees on behalf of the Senate to draft suitable resolution memorializing Congress to pass a law for the relief of certain Towns in the eastern part of the State, in accordance with Senate Concurrent Resolution No. 47.

Bills on first reading:

Senate Bill No. 269, by Mr. Taylor, "An Act providing for publishing and distributing the Code of Oklahoma."

Senate Joint Resolution No. 2, by Mr. Wynne, was withdrawn.

House Bill No. 103, by Mr. Evans, "Amending the laws relating to County Teachers' Normal Institutes," read second time and referred to Committee on Education.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported progress on Senate Bill No. 61, which report was adopted.

Senate Concurrent Resolution No. 48, by Mr. Wynne, "Providing

for a memorial to Congress concerning the amendment of the Constitution of the United States relative to polygamy," read first time.

Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 45 correctly enrolled.

Senate Concurrent Resolution No. 45 was signed in open session by the President.

The Senate adjourned until 10 A. M., Monday, March 2nd, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

SEVENTY-SIXTH DAY.

Senate Chamber

Sunday, March 1st, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SEVENTY-SEVENTH DAY.

Senate Chamber

Monday, March 2, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Brook, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brazell, Goulding, Stanford. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

SPECIAL MESSAGE FROM THE GOVERNOR TO THE HONORABLE SENATE OF THE STATE OF OKLAHOMA:

I respectfully call your attention to House Bill No. 175, which is intended to provide for funding the outstanding Oklahoma Territory and other contract, warrant and appropriation indebtedness, practically all of which is now bearing 6 per cent interest, into the form of bonded indebtedness, which if accomplished will result in a large saving of interest money. I respectfully call your attention to the fact that the excess interest which the said indebtedness is bearing, in its present form, amounts to about \$100 per day. This amount can be saved, in case you concur with the House in the funding of this indebtedness as proposed in said House Bill. Therefore, I urge that you give this matter immediate consideration.

Respectfully,

THE GOVERNOR,

C. N. HASKELL.

House Bill No. 175 was made special order for consideration by the Committee of the Whole at the conclusion of the consideration of Senate Bill No. 61.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 269, by Mr. Taylor, to Codes.

Senate Concurrent Resolution No. 48, by Mr. Wynne, to Interstate Relations.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 112 correctly enrolled.

The fourth reading of Senate Bill No. 112 was dispensed with, by a roll call vote of 33 ayes and no nays.

The President signed Senate Bill No. 112 in open session.

Senate Joint Resolution No. 2, by Mr. Hatchett, "A resolution to provide for casting lots by Senators in Districts where two Senators were elected," was read first time.

The following petitions were read and referred to proper Committees:

539 to 570, by Mr. Stewart; 571, by Mr. Cordell; 572, by the President, Mr. Bellamy, relating to fish and game; 573, 574, by Mr. Johnston, also relating to fish and game.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 61, and ask leave to sit again.

TOM MOORE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Revenue and Taxation recommend that House Bill No. 282 do pass, as amended.

FRANK MATHEWS,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and all Members were present except Mr. Brazell, Mr. Goulding and Mr. Stanford, who were excused.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 47 correctly engrossed.

The President signed Senate Concurrent Resolution No. 47 in open session.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 61 do pass, as amended

TOM MOORE,
Chairman.

The report was adopted.

The roll call showed all the Members present, except those previously excused by the Senate.

Senate Bill No. 61 was placed upon its third reading and final passage.

Mr. Davis moved to strike out Article 1, which motion was lost.

Mr. Agee moved that the bill be ordered engrossed, which motion was lost.

Mr. Agee moved to go into Committee of the Whole to consider House Bill No. 175 while the Clerks were arranging amendments to Senate Bill No. 61.

Point of order, by Mr. Hatchett, that the reading of a bill cannot be interrupted for the purpose of making a motion. The point of order was sustained, and the reading of Senate Bill No. 61, resumed.

Mr. Little offered an amendment to Section 1, which motion was lost by viva voce vote.

Mr. Stafford withdrew amendment from Section 5, and offered same to Section 4, which amendment to Section 4 prevailed.

Amendment to Section 5, offered by Mr. Little:

"I move to amend Senate Bill No. 61, page 6, Section 5, line 10, as follows: Strike out all of Section after the word 'Superintendent.'"

The question being, "Shall the motion prevail?" The roll was called and resulted as follows:

Yeas: Brook, Brownlee, Cunningham, Davis, Echols, Franklin, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Stafford, Taylor, Updegraff. Total 15.

Nays: Agee, Billups, Blair, Cordell, Curd, Graham, Hatchett, Holman, Johnston, Keys, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Thomas, Williams, Wynne. Total 23.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Stanford, Yeager. Total 6.

Mr. Taylor offered the following amendment to Section 5:

"I move to amend Senate Bill No. 61, page 6, Section 5, line 14, as follows: 'Add to the close of the section the following: Provided also, that when one such agencies have been established in a County, or in

each Town of 2,000 population or more, as now provided in the Constitution, no other agency shall be established in any Town until a referendum election has been held in such Town to determine the question of whether or not such agency shall be so established and a majority in such election have voted for such agency. At any general election, after any agency has been established in any Town, a referendum vote may be had upon the question of whether or not such agency shall be discontinued. In all such referendum elections, all electors entitled to vote in such Town, whether they reside within the corporate limits thereof or not shall be allowed to vote."

The question being, "Shall the amendment prevail?" the roll was called and resulted:

Yeas: Brownlee, Cordell, Cunningham, Johnson (15), Little, Mathews, Memminger, Russell, Stafford, Taylor, Updegraff. Total 11.

Nays: Agee, Billups, Blair, Brook, Curd, Davis, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Strain, Smith, Stewart, Thomas, Williams, Wynne. Total 27.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Stanford, Yeager. Total 6.

Mr. Russell offered amendment to Section 5, line 14, as follows:

"I move to amend Senate Bill No. 61, page 6, Section 5, line 14, as follows: Add after the word 'Therefore' semicolon instead of a period, and the following 'Such public necessity to be indicated by petition signed by a majority of the legal voters in the Township where it is proposed to establish such additional agency, before the establishment of the same.'"

Which amendment was lost.

Mr. Taylor offered amendment to Section 5, as follows:

"I move to amend Senate Bill No. 61, page 6, Section 5 as follows: Add to the amendment by Mr. Russell the following: 'And at any general election, after such agency has been established upon a referendum vote a majority of the voters voting in the precinct or precincts embraced in such Town, may require the discontinuance of such agency.'"

On point of order by Mr. Billups, that the amendment had been voted down, the amendment was withdrawn by Mr. Taylor.

Mr. Stafford offered an amendment to Section 5, as follows:

"I move to amend Senate Bill No. 61, page 6, Section 5, line 10, as follows: Strike out all of Section 5 after the word 'Superintendent' in line 10, and insert the following: after the word 'however:' That the question of the establishment of dispensaries in Cities or Towns of less than 2,000 population or other places where a public necessity therefor may exist shall be submitted to the people of the State at the general election of 1908, in the form of a Constitutional amendment;

and if a majority thereof vote in favor of the same the Constitution shall be amended to read as follows: Agencies for the sale of intoxicating liquors for lawful purposes may be established by the Superintendent, subject to the approval of the Governor, in any incorporated Town, within this State, of 1,000 people or more, or one such agency at any other place in this State where a public necessity exists therefor."

The roll being called on the adoption of the amendment, resulted as follows:

Yeas: Brownlee, Cordell, Cunningham, Davis, Echols, Franklin, Johnson (14), Little, Mathews, Memminger, Stafford, Taylor, Updegraff. Total 13.

Nays: Agee, Billups, Blair, Curd, Graham, Hatchett, Holman, Johnston, Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Thomas, Williams, Wynne. Total 23.

Absent and not voting: Brazell, Brooks, Conn, Eggerman, Goulding, Johnson (15), Stanford, Yeager. Total 8.

Mr. Davis moved to strike out Article 2.

The roll being called to strike out Article 2, resulted as follows:

Yeas: Brownlee, Cunningham, Davis, Hatchett, Johnson (14), Little, Mathews. Total 7.

Nays: Agee, Billups, Blair, Brook, Cordell, Curd, Echols, Franklin, Graham, Holman, Johnston, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 28.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Memminger, Stafford, Stanford, Smith, Yeager. Total 9.

Mr. Davis offered the following amendment to be known as a new Section, and to be numbered as Section 19, as follows:

"I move to amend Senate Bill No. 61, Article 2, page 16, by adding the following Section, to be numbered Section 19: Article 1 and 2 of this Act shall be submitted as a proposition to the qualified electors of this State for their adoption or rejection at the general election to be held in November, 1908, and on the official ballot shall be printed 'For the State Dispensary System' and 'Against the State Dispensary System,' and if a majority of the votes cast be 'For the State Dispensary System,' then said Articles 1 and 2, shall be and become the law of the State and be in full force and effect from and after the official declaration of the result of the vote on such proposition. Provided, however, that if a majority of the votes cast upon said proposition shall not be 'For the State Dispensary System,' then said Articles 1 and 2 shall not become the law."

Point of order by Mr. Billups, that the subject matter of this Section had been voted on and defeated. The point of order overruled.

The roll being called on the adoption of the amendment by Mr. Davis resulted as follows:

Yeas: Brownlee, Cunningham, Davis, Hatchett, Johnson (14), Johnson (15), Little, Mathews, Memminger, Stafford. Total 10.

Nays: Agee, Billups, Blair, Brook, Cordell, Curd, Echols, Franklin, Graham, Holman, Johnston, Keys, Landrum, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 27.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Moore, Stanford, Yeager. Total 7.

Mr. Johnson (14) offered an amendment to Section 1, Article 3, line 14, as follows:

"I move to amend Senate Bill No. 61, page 16, Section 1, Article 3, line 14, after the word 'furnished,' insert the words 'or purchase.'"

The question being on the adoption of the amendment, the roll was called.

Yeas: Brownlee, Cunningham, Davis, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Russell, Stafford, Stewart, Taylor, Updegraff. Total 16.

Nays: Agee, Billups, Blair, Brook, Cordell, Curd, Echols, Franklin, Graham, Holman, Johnston, Keys, Moore, Redwine, Roddie, Soldani, Sorrells, Strain, Smith, Thomas, Williams, Wynne. Total 22.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Stanford, Yeager. Total 6.

Mr. Redwine offered an amendment to Section 1, Article 3, as follows:

"I move to amend Senate Bill No. 61, Section 1, Article 3, as follows: Contrary to the provisions of this Act, or who shall within this State advertise for sale or solicit the purchase of any such liquors or who shall ship or in any way unlawfully convey such liquors from one place in the State to another place therein."

The question being on the adoption of the amendment, the roll was called.

Yeas: Cunningham, Davis, Echols, Hatchett, Johnson (14), Johnson (15), Redwine, Smith. Total 8.

Nays: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Franklin, Graham, Holman, Johnston, Keys, Landrum, Little, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stewart, Thomas, Updegraff, Williams, Wynne. Total 27.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Mathews, Memminger, Stanford, Taylor, Yeager. Total 9.

Mr. Taylor offered an amendment to Section 7, Article 3.

"I move to amend Senate Bill No. 61, page 22, Section 7, line 14, as follows: Add at close of Section the following: 'And no officer seizing liquors or furniture as above provided, shall be subject to any civil action, individually or upon his official bond, for damages for such seizure or attempted seizure whether in fact liquors are found or not, and whether or not the same were being used for unlawful purposes.'"

The question being, "Shall the Amendment prevail?" The roll was called.

Yeas: Cordell, Conn, Little, Mathews, Morris, Russell, Stafford, Strain, Taylor. Total 9.

Nays: Agee, Billups, Blair, Brook, Curd, Davis, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Moore, Redwine, Roddie, Soldani, Sorrells, Smith, Stewart, Thomas, Updegraff, Williams, Wynne. Total 27.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Echols, Goulding, Stanford, Yeager. Total 8.

Mr. Echols offered the following amendment:

"I move to amend Senate Bill No. 61, page 27, Section 17, as follows: Strike out Section 17, page 27."

The question, "Shall the Amendment prevail?" The roll was called.

Ayes: Brownlee, Cunningham, Echols, Hatchett, Johnson (14), Johnson (15), Little, Mathews, Stafford. Total 9.

Nays: Agee, Billups, Blair, Brook, Cordeli, Davis, Franklin, Graham, Holman, Johnston, Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 28.

Absent and not voting: Brazell, Conn, Curd, Eggerman, Goulding, Stanford, Yeager. Total 7.

Mr. Stafford offered the following amendment to Section 17:

"I move to amend Senate Bill No. 61, page 27, Section 17, line 15, as follows: Insert after the word 'company' the following: Before exercising the powers herein conferred he shall be required to give bond in the penal sum of \$1,000, conditioned upon the faithful performance of the duties herein imposed and shall be liable on his bond for the abuse of such powers."

The question, "Shall the Amendment prevail?" the roll was called.

Yeas: Brook, Brownlee, Curd, Cunningham, Echols, Hatchett, Johnston, Johnson (14), Johnson (15), Little, Mathews, Memminger, Morris, Stafford, Updegraff. Total 15.

Nays: Agee, Billups, Blair, Cordell, Davis, Franklin, Graham, Holman, Keys, Landrum, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 23.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Stanford, Yeager. Total 6.

Mr. Smith offered the following amendment:

"I move to amend Senate Bill No. 61, as follows: Strike out Section 18, page 28."

The roll was called on the adoption of the amendment.

Yeas: Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Echols, Graham, Johnston, Johnson (14), Johnson (15), Landrum, Little, Morris, Moore, Redwine, Roddie, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff. Total 24.

Nays: Agee, Billups, Blair, Franklin, Hatchett, Holman, Keys, Mathews, Memminger, Russell Soldani, Sorrells, Williams, Wynne. Total 14.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Stanford, Yeager. Total 6.

Mr. Hatchett offered the following amendment to Section 25:

"I move to amend Senate Bill No. 61, pages 32 and 33, Section 25, as follows: Strike out Section 25."

The roll was called on the adoption of the amendment.

Yeas: Brownlee, Curd, Cunningham, Hatchett, Johnson (14), Johnson (15), Mathews, Little, Stafford. Total 9.

Nays: Agee, Billups, Blair, Brook, Cordell, Davis, Echols, Franklin, Graham, Holman, Johnston, Keys, Landrum, Memminger, Morris, Moore, Redwine, Russell, Roddie, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne. Total 29.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Stanford, Yeager. Total 6.

Mr. Little offered amendment to Section 25 as follows:

"I move to amend Senate Bill No. 61, page 33, Section 25, line 11, as follows: Change 'Twenty-five hundred' to 'Two thousand.'"

The question being, "Shall the Amendment prevail?" The roll was called and resulted:

Yeas: Brownlee, Curd, Cunningham, Hatchett, Holman, Johnson (14), Johnson (15), Little, Mathews, Memminger, Morris, Russell, Sorrells, Stafford, Strain, Taylor, Updegraff, Wynne. Total 18.

Nays: Agee, Billups, Blair, Brook, Cordell, Davis, Echols, Franklin, Graham, Johnston, Keys, Landrum, Moore, Redwine, Roddie, Soldani, Smith, Stewart, Thomas, Williams. Total 20.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Stanford, Yeager. Total 6.

Mr. Davis offered amendment to Section 27, by substituting the following:

"I move to amend Senate Bill No. 61, page 34, Section 27, line ..., by striking out the Section and inserting in lieu thereof the following

words: 'The proceeds of all fines, penalties and forfeitures, recovered under the provisions of this Act shall be paid to the County Treasurer of the County in which the suit or action is brought for the benefit of the road and bridge fund of such County.'"

The question being, "Shall the Amendment prevail?" The roll was called and resulted:

Yeas: Brownlee, Cordell, Curd, Cunningham, Davis, Echols, Hatchett, Johnson (14), Johnson (15), Little, Mathews, Memminger, Redwine, Soldani, Stafford, Strain, Updegraff. Total 17.

Nays: Agee, Billups, Blair, Brook, Franklin, Graham, Holman, Johnston, Keys, Landrum, Morris, Moore, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 21.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Stanford, Yeager. Total 6.

Mr. Davis offered the following amendment to Section 17, Article 2:

"I move to amend Senate Bill No. 61, Article 2, by adding the following Section to be numbered Section ... Section ... For the purpose of carrying into effect the provisions of Articles 1 and 2 of this Act, there is hereby appropriated out of any money in the Treasury not otherwise appropriated the sum of fifty thousand (\$50,000) dollars or so much thereof as may be necessary; Provided, That the Superintendent shall report, under oath, to the next Legislature an itemized statement of the expenses and disbursements made under the provisions of this Act."

The question being, "Shall the Amendment prevail?" The roll was called and resulted:

Yeas: Cunningham, Davis, Hatchett, Johnson (14), Johnson (15). Total 5.

Nays: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Echols, Franklin, Graham, Holman, Johnston, Keys, Landrum, Little, Mathews, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne. Total 31.

Absent and not voting: Brazell, Conn, Eggerman, Goulding, Memminger, Redwine, Stanford, Yeager. Total 8.

Mr. Davis offered amendment to Senate Bill No. 61 to be known as a new Section, as follows:

"I move to amend Senate Bill No. 61 by inserting the following Section to be known as Section ... Section ... Cities and incorporated Towns may provide by ordinance for the prohibition of the manufacture, sale, barter, giving away and otherwise furnishing of liquors, the sale of which is prohibited by this Act, and for the suppression and abatement of common nuisances as hereinbefore defined, and for the search of premises wherein such common nuisances are maintained, and for the seizure and destruction of all such liquors,

bottles, glasses, kegs, pumps, bars and other property used in maintaining the same. Such ordinances may be enforced by imposing as a penalty for the violation of the same a fine not less than \$50 nor more than \$500, and imprisonment for not less than thirty days nor more than ninety days for each offense, and the payment of all cost of prosecution and shall provide for commitment until the fine and costs are paid. In prosecutions for violation of such ordinances it shall not be necessary to describe in the complaint the kind of liquor sold, used or disposed of, or the place where the same was kept or disposed of, except where the charge is for maintaining a common nuisance; nor shall it be necessary to state therein the name of the person to whom sold."

The question being, "Shall the Amendment prevail?" The roll was called and resulted:

Yeas: Cunningham, Davis, Johnson (14). Total 3.

Nays: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (15), Keys, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 33.

Total absent and not voting, 7.

Mr. Moore moved to reconsider the vote by which Section 18 was stricken from the bill.

The question being, "Shall the motion prevail?" The roll was called and resulted:

Yeas: Agee, Billups, Blair, Eggerman, Hatchett, Holman, Keys, Landrum, Mathews, Moore, Russell, Sorrells, Thomas, Williams, Wynne. Total 15.

Nays: Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Johnston, Johnson (14), Johnson (15), Little, Memminger, Morris, Redwine, Roddie, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Updegraff. Total 24.

Absent and not voting: Brazell, Conn, Goulding, Stanford, Yeager. Total 5.

Mr. Franklin offered the following amendment as a substitute for Emergency Section 30:

"I move as a substitute for Section 30 of Senate Bill No. 61, the following:

"Section 30. For the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in force from and after its passage and approval: Provided, That Article 1 of this Act shall be referred by the Secretary of State to the people for their approval or rejection at the regular election to be held in the year 1908, in the manner provided by law, and, if a majority of all the electors voting at said election

shall vote in favor thereof, then said Article 1 shall thereby, upon the official canvass and publication of the vote thereon, become a part of the Constitution, but, if a majority of all the electors voting thereon at said election, upon the official canvass and publication of the vote thereon, shall be against Article 1 of this Act, the same shall thereby be repealed; Provided, however, That the part of this Act that provides that 'An agency for the sale of intoxicating liquors for lawful purposes may be established by the Superintendent, subject to the approval of the Governor, in any incorporated Town, within this State, of one thousand population or more, or at any other place in this State where a public necessity exists therefor,' as provided in Section 5 of Article 1 of this Act, shall not take effect or be in force unless Article 1 is adopted at said election as herein provided."

The question being, "Shall the Substitute prevail?" The roll was called and resulted:

Yeas: Brook, Cordell, Echols, Franklin, Little, Mathews, Memminger, Stafford, Smith, Stewart. Total 10.

Nays: Agee, Billups, Blair, Curd, Cunningham, Davis, Eggerman, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Taylor, Thomas, Updegraff, Williams, Wynne. Total 28.

Absent and not voting: Brazell, Brownlee, Conn, Goulding, Stanford, Yeager. Total 6.

Mr. Franklin offered Substitute No. 2 for Section 30 as follows:

"I move as a substitute for Section 30 of Senate Bill No. 61, the following:

"Section 30. For the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in force from and after its passage and approval: Provided, however, That Article 1 of this Act shall be referred by the Secretary of State to the people for their approval or rejection at the regular election to be held in the year 1908, in the manner provided by law, and, if a majority of all the electors voting at said election shall vote in favor thereof, then said Article 1 shall thereby, upon the official canvass and publication of the vote thereon, become a part of the Constitution, but, if a majority of all the electors voting thereon at said election, upon the official canvass and publication of the vote thereon, shall be against Article 1 of this Act, then said Article shall not form a part of the Constitution, and shall be null and void, and no part of Articles 1 or 2 shall take effect or be in force unless Article 1 is adopted at said election as herein provided."

Point of order by Mr. Davis, that the Senate has no authority to consider or vote on the subject matter of this amendment. Point of order was overruled.

The question being, "Shall the Amendment prevail?" The roll was called and resulted:

Yeas: Brownlee, Cordell, Davis, Franklin, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Stafford, Stewart, Taylor, Thomas. Total 16.

Nays: Agee, Billups, Blair, Brook, Curd, Cunningham, Eggerman, Echols, Graham, Holman, Johnston, Keys, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Updegraff, Williams, Wynne. Total 23.

Absent and not voting: Brazell, Conn, Goulding, Stanford, Yeager. Total 5.

Mr. Taylor offered the following amendment:

"I move to amend Senate Bill No. 61, page 35, Section 30, line 3, as follows: Strike out of said line the words 'Article 1, and insert in lieu thereof, the following: 'That part of Section 5, Article 1, of this Act as follows, 'An agency for the sale of intoxicating liquors for lawful purposes may be established by the Superintendent, subject to the approval of the Governor, in any incorporated Town, within this State, of one thousand population or more, or at any other place in this State where a public necessity exists therefor.'"

Point of order by Mr. Stafford, that the subject matter of the amendment had been voted down in a previous amendment offered by himself, which point of order was sustained.

Senate Bill No. 61 having been read at length the third time, together with the amendments thereto, was placed on its final passage.

The question being, "Shall the Bill pass?" The roll was called and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Cunningham, Little. Total 2.

Absent and not voting: Brazell, Conn, Goulding, Stanford. Total 4.

The question being, "Shall the Senate direct that this bill be an emergency measure?" The roll was called and resulted, and the President declared the emergency Section lost.

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Eggerman, Echols, Graham, Holman, Johnston, Keys, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 24.

Nays: Brownlee, Cunningham, Davis, Franklin, Hatchett, Johnson

(14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Soldani, Stafford, Stewart, Updegraff. Total 16.

Absent and not voting: Brazell, Conn, Goulding, Stanford. Total 4.

Mr. Blair moved to reconsider the vote by which the emergency clause to Senate Bill No. 61 was lost. The President declared Senate Bill No. 61 passed as amended, as a majority vote of all those elected to and constituting the Senate, and that the Senate has directed that the bill be not an emergency measure.

Mr. Billups asked that the yeas and nays be taken on Article 1 of the bill. Point of order by Mr. Davis: "I arise to a point of order that the matter under consideration is not a joint resolution, proposing an amendment to the Constitution, but that it is an ordinary bill; that the vote has already been taken upon the bill on the third reading; that the vote has been taken upon the emergency clause of the bill and therefore no other vote may be taken by yeas and nays and entered upon the Journal. This motion is not a motion to re-consider the vote already taken upon this bill, and under the rules of this Senate and the provisions of the Constitution, relating to bills, all proper vote has been taken now." The point of order was sustained. Further point of order by Mr. Little, as follows:

"I make the point of order that we cannot take a vote as to whether or not we shall submit a portion of this bill to a vote of the people in order the same might become a part of the Constitution, for the reason that no mention is made of a submission of the said portion of the bill to a vote of the people, except in the emergency clause, and the vote has been taken on the emergency clause and it has been declared lost, and now has no force or effect, and is, to all intents and purposes, a dead Section."

Mr. Taylor was excused for the remainder of the day's session.

Mr. Sorrells made a parliamentary inquiry, if the defeat of the emergency clause defeated the bill. The President ruled that it did not, that the said bill was passed in all respects, except as to the emergency Section thereof.

The following Senators offered explanations of their votes on the amendments to Senate Bill No. 61, and on the final passage and on the emergency Section thereof, and leave was given to insert such explanations in the Journal, when same was submitted in writing:

Explanation by Mr. Franklin:

"I vote 'no' on the emergency Section for the reason that I took an oath to 'support, obey and defend' the Constitution of Oklahoma. The proviso in Section 5 of Article 1 of Senate Bill No. 61 contravenes the limitation fixed by the Constitution when it says, "The manufacture, sale, barter, giving away, or otherwise furnishing, except as hereinafter provided, of intoxicating liquors within this State, or any part

thereof, is prohibited for a period of twenty-one years, etc.' Agencies are limited to incorporated Towns of not less than two thousand population or if there be no incorporated Town of two thousand population in any County, such County shall be entitled to have one such agency. When the bill goes beyond this limitation, I cannot conscientiously, under my oath, vote to put into immediate effect the provisions which I believe to be unconstitutional. If the Constitution would permit, I would prefer to vote for the bill as it is, but as it is, I do not want the entire dispensary feature of the bill to go into effect until the people can pass upon the same, or, at least, that part which conflicts with the Constitution by providing that dispensary agencies may be established at other places than provided. If possible, if dispensaries are to be established, I would prefer that they be brought as near the people as possible."

Explanation by Mr. Landrum:

"While I am in favor of prohibition, and favor the emergency clause to carry into immediate effect the provisions of this bill as to prohibition enforcement, I am opposed to putting into effect the State agency provisions until the people, by their vote, say they want them. Therefore I vote 'no' as to the emergency Section."

Explanation by Mr. Mathews:

"I vote 'no' on the adoption of the emergency clause to Senate Bill No. 61 for two reasons:

"First. I do not believe a dispensary should be imposed upon the people until they have had the privilege of voting upon the same as provided by the 'referendum.'

"Second. I am certain that the provision which establishes more than one dispensary in a County is plainly in open violation of the Constitution.

"I am ready and willing to vote for the enforcement provision of this bill and believe the bill should be separated in two parts, and that the enforcement part should be put into effect at once and the dispensary part submitted to the people at the next general election."

Explanation by Mr. Morris:

"I vote 'no' on the emergency clause to Senate Bill No. 61 for the following reasons: I do not believe my constituents want dispensaries thrust upon them without a vote on it by them. I want them to say by their own votes the same as they did on prohibition, whether or not they want dispensaries. I believe this is keeping good faith with the initiative and referendum."

Explanation by Mr. Taylor:

"I vote 'aye' because I believe it to be beyond the pervuew of this Legislature to enact a law fixing the place of contract and believe this Section unconstitutional as offered."

Explanation by Mr. Taylor on Little amendment to Section 5:

"I vote 'aye' for the reason that I believe it not wise from a moral standpoint and unconstitutional from a legal standpoint for this Legislature to provide for more dispensing agencies than already specified by the Constitution, which has been adopted by the people.

"Regarding as I do that our Constitution prescribes limitations and not grants of authority, I believe the words embraced in the motion should be submitted to the people as a proposed amendment to the Constitution. I doubt that the people of Oklahoma are willing to have the cumbersome method of agencies at every hamlet with the attendant expense and increased opportunities for violations of the agency law. I believe the people who regard liquor as a medical necessity will avail themselves of the privileges offered by the law relating to interstate shipments and keep an emergency bottle in their house so that if a member of the family becomes dangerously ill, time will not be consumed in getting a physician's prescription and then going to the agency."

Explanation by Mr. Brownlee:

"The people of this State voted for State-wide prohibition, they did not vote to have a State agency for dispensing whiskey; the people voted on prohibition and they should have the right to vote on the agency proposition, if they desire. 'Let the people rule.'"

Explanation by Mr. Hatchett:

"I vote 'yes' on Senate Bill No. 61, which contains provisions against the sale and disposal, etc., of liquors and also the dispensary system, for the reason that I am in favor of prohibition being enforced in this State. I have earnestly endeavored to have the dispensary provisions separated from the prohibition enforcement provisions, so that each could be acted on separately. Failing to get the separation of the two distinct features of the bill, I vote 'yes' on the whole bill.

"I vote 'no' on the emergency Section of Senate Bill No. 61, for the reason that I think the people should have an opportunity to exercise the referendum on the dispensary system at least. I do not know whether the dispensary will prove a good thing or an evil thing and therefore do not want to force it on the people of this State without giving them an opportunity to vote on it. There are also some radical and extreme provisions in the prohibition enforcement part of this bill. The people in voting on prohibition did not vote on these extreme provisions and I can see nothing wrong in giving the people an opportunity to vote on them if they desire."

Further explanation by Mr. Hatchett:

"I vote 'yes' on the motion to strike out Article 1 for the reason that I believe the dispensary part of this bill should be separated from the prohibition enforcement provisions. I do not desire to kill the dis-

pensary but to separate the two distinct parts of the bill.

"I vote 'yes' on the motion to strike out Article 2 of this bill for the same reason given for voting to strike out Article 1. My desire is that the Legislature should pass a good and effective prohibition enforcement bill. Then that they should refer the dispensary provisions to the people at the election next fall, together with proper constitutional amendments to make it legal, and hold the dispensary in abeyance until the people vote to put it into effect."

Explanation by Mr. Smith:

"I vote 'yes' on the amendment to Section 5, offered by Mr. Little, because in my judgment, this Legislature is clearly without authority to authorize the establishment of the agencies referred to in the latter part of Section 5."

Explanation by Mr. Menninger:

"I vote 'aye' on Senate Bill No. 61, for the reason that I do not wish to be understood as having voted against a law for the enforcement of State-wide prohibition.

"I desired this bill divided and as it has not been, I do not wish to impose upon the people of this State without their consent, a system of State agencies for the sale of intoxicating liquors. I therefore vote 'no' on the emergency clause, thereby giving the people a chance to vote for or against the dispensary."

Explanation by Mr. Stewart:

"I vote 'no' on the emergency Section of Senate Bill No. 61, for the reason, I believe said bill should not go into effect until the people had passed on it. When the people say they want it, I am for it. Otherwise, I am against it."

Explanation by Mr. Stafford on striking out last half of Section 5:

"I vote to strike out the last half of the Section because I am firmly convinced of its unconstitutionality. I am in favor of the establishment of dispensaries in Towns of 1,000 population or more, but believe that before the same can be legally done, the Constitution will have to be first changed to conform therewith. Therefore, I vote to strike out the unconstitutional features of this bill in order that we may have its validity upheld and its provisions enforceable."

Explanation by Mr. Franklin:

"I vote 'yes' upon the motion of Mr. Little, to strike out of Section 5, of Article 1, of Senate Bill No. 61, all of the rest of said Section, commencing on line 10, with the word 'Provided,' for the reason that I believe the same is in conflict with the constitutional limitation accepted by the people in the general election and cannot be made legal unless adopted as an amendment to the Constitution."

Explanation by Mr. W. H. Johnson:

"I desire to explain my vote on striking out the last part of Section 5, page 6, inasmuch as I consider the Constitution is the limit of the powers of the Legislature and I therefore vote 'no.'"

The following bills were introduced and read the first time:

Senate Bill No. 270, by Mr. Russell, "An Act to provide a penalty for receiving usury and making usurious contracts."

Senate Bill No. 271, by Mr. Johnston, "An Act to provide for the sale of school and other public lands."

Senate Bill No. 272, by Mr. Johnston, "An Act amendatory of the Code of Civil Procedure relative to the services of process."

Senate Bill No. 273, by Mr. Johnston, "An Act designating the Counties in which civil actions may be brought."

Senate Bill No. 274, by Mr. Memminger, "An Act providing for the method of purchasing supplies for the Legislature and relating to the use and care of same."

Senate Bill No. 275, by Mr. Agee, "An Act to regulate the vending or peddling from house to house of any machine or other merchandise."

Mr. Johnston was excused for Tuesday, March 3.

Message from the House transmitting Senate Concurrent Resolution No. 46 enrolled, bearing the signature of the Speaker.

The Senate adjourned until 10 A. M. Tuesday, March 3, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

SEVENTY-EIGHTH DAY

Senate Chamber

Tuesday, March 3, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brazell, Johnston, Stanford. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Message from the House transmitting Senate Bill No. 105, as amended and passed by the House of Representatives; also Senate Bill No. 108, which had been indefinitely postponed; also House Bill No. 217, which had passed the House; also Senate Bill No. 112, signed by the Speaker of the House of Representatives.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 270, by Mr. Russell, to Banks and Banking.

Senate Bill No. 271, by Mr. Johnston, to School Lands.

Senate Bill No. 272, by Mr. Johnston, to Codes.

Senate Bill No. 273, by Mr. Johnston, to Codes.

Senate Bill No. 274, by Mr. Memminger, to Public Indebtedness.

Senate Bill No. 275, by Mr. Agee, to Revenue and Taxation.

Senate Joint Resolution No. 2, to Senate and Legislative Affairs.

The following petitions were received, read and referred to proper Committees:

Nos. 575, 576 and 577, by Mr. Sorrells; 578, by Mr. Landrum.

Mr. President:

Your Committee on Legal Advisory recommends that Senate Bill!

No. 138 and Senate Bill No. 146 do not pass; and Senate Bill No. 233 and Senate Bill No. 252, do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Senate Bill No. 276, by Mr. Stewart, "An Act providing for the organization of public cotton warehouses and the management of same; issuance of warehouse receipts when issued entitled the owner thereof to borrow money from the State," was read first time.

The Senate went into the Committee of the Whole, with Mr. Sorrells in the chair.

The President resumed the chair to receive a message from the House transmitting Senate Substitute Bill No. 169, which had passed the House; also House Bill No. 414 as passed by the House of Representatives.

Mr. Blair moved to place Senate Substitute Bill No. 169 on first reading. Mr. Russell moved as a substitute that the Senate non-concur in the House action on Senate Bill No. 169, and the Committee Substitute therefor, and that the Senate request a conference thereon.

Mr. Agee moved to lay the substitute on the table. Motion lost. The substitute prevailed, and the President appointed Mr. Thomas, Mr. Mathews and Mr. Graham conferees on the part of the Senate.

House Bill No. 414, by Mr. Durant, "An Act to provide for the appraisalment of the land rented to the State for educational and public building purposes; authorizing the Public Land Commissioner to procure geographical and statistical information concerning the same; providing for the renewal of certain leases thereon pending such appraisalment and authorizing the Public Land Commissioner to make lease therefor, and declaring an emergency," was read first time.

To the Legislature:

I have the honor to inform you that I have approved and signed Senate Bill No. 112 and House Bill No. 206.

THE GOVERNOR,
C. N. HASKELL.

The Committee of the Whole resumed business.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 175, and ask leave to sit again.

E. T. SORRELLS,

The report was adopted.

Chairman.

Mr. Yeager was excused until March 9, 1908.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

All Members present except Mr. Brazell, Mr. Johnston and Mr. Stanford and Mr. Yeager, who were excused.

The Senate requested that the House recede from its amendment to Senate Bill No. 105.

The Senate went into the Committee of the Whole, with Mr. Sorrells in the chair.

The President resumed the chair to receive a message from the House informing the Senate that the House accedes to the request of the Senate for a conference upon Senate Substitute Bill No. 169 and the House Committee Substitute therefor, and the Speaker has appointed Mr. King, Mr. Earle and Mr. Williams of Commanche as the conferees upon the part of the House of Representatives; also that the House does not recede from the Hobdy amendment to Senate Bill No. 105, and asks for a conference thereon, the Speaker having appointed Mr. Hobdy, Mr. McCalla and Mr. Tillotson House conferees.

The Senate agreed to a conference on Senate Bill No. 105, and the President appointed Mr. Franklin, Mr. Brook and Mr. Hatchett conferees on the part of the Senate.

The Committee of the Whole resumed business.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 74; recommend that House Bill No. 282 do pass, as amended; that House Bill No. 175 do pass, as amended, and be placed on third reading and final passage this day, and that Senate Bill No. 198 do not pass.

E. T. SORRELLS,

Chairman.

The report was adopted.

Mr. Wynne was excused.

The Senate adjourned until 10 A. M. Wednesday, March 4, 1908.

GEORGE W. BELLAMY,

President.

Attest:

W. I. HOWARD,
Secretary.

SEVENTY-NINTH DAY

Senate Chamber

Wednesday, March 4, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the Acting President, Mr. Mathews, in the chair.

The roll was called, and the following Members were present.

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 40.

Absent and excused:

Brazell, Goulding, Stanford, Wynne. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following petitions were read and referred to Standing Committees:

No. 579, by Mr. Stafford, to Legal Advisory.

No. 580, by Mr. Johnston, to Fish and Game.

The following bills were read the second time, and referred to Standing Committees:

Senate Bill No. 276, by Mr. Stewart, to Warehouses and Elevators.

House Bill No. 217, by Mr. Casteel and Mr. King, to Uniformity of County Records.

House Bill No. 414, by Mr. Durant, to School Lands.

House Bill No. 175 was read the third time at length.

Mr. Billups offered the following amendment: Page 2, Section 4, line 18, strike out Section 4.

The roll was called on the adoption of the amendment, and resulted:

Yeas: Billups, Brook, Cordell, Davis, Echols, Johnson (14), Roddie, Smith, Taylor, Williams. Total 10.

Nays: Agee, Blair, Brownlee, Conn, Curd, Franklin, Graham, Holman, Johnston, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Sorrells, Stafford, Strain, Stewart, Thomas, Updegraff, Yeager. Total 25.

Absent and not voting: Brazell, Cunningham, Eggerman, Goulding, Hatchett, Johnson (15), Soldani, Stanford, Wynne. Total 9.

Mr. Roddie moved to amend Section 11, line 12, by striking out "misdemeanor" and inserting therefor "felony."

The amendment prevailed.

On final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Yeager. Total 36.

Nays: Williams. Total 1.

Absent and not voting: Brazell, Brownlee, Goulding, Soldani, Stanford, Smith, Wynne. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Updegraff, Yeager. Total 35.

Nays: None.

Absent and not voting: Brazell, Brownlee, Soldani, Stanford, Smith, Thomas, Williams, Wynne, Goulding. Total 9.

The bill, with the emergency, was declared passed.

Mr. Williams explains his vote:

"I vote 'no' on House Bill No. 175, for the reason that Section 4 is unconstitutional and exempts from taxation \$1,400,000, which is unjust to the citizens of the State. If I knew that the school funds of the State would be invested in these banks I would vote 'yes.'"

Mr. Taylor explains his vote:

"I vote 'aye,' but desire to explain my vote in this way: I realize the importance of passing this bill, but am convinced that the provision exempting the bonds provided for, from taxation is unconstitutional since the Constitution specifies that the Legislature shall not pass special laws exempting property from taxation. I also think it unwise to exempt from taxation bonds, thus shifting the burdens of supporting our government from the capitalistic interests to the common people."

House Bill No. 282 was read at length.

Mr. Mathews offered the following amendment, to be known as Section 1:

Section 1. The State Treasurer shall at once refund to the re-

spective County Treasurers the amount of State tax received from **them for the year 1907**, and the County Treasurers shall, upon demand made within one year from the approval of this Act, refund to the respective tax payers the amount of State tax paid by them for the year 1907.

Any tax payer, claiming a refund of taxes paid by him shall present to the Treasurer his original tax receipt, showing the amount of State tax paid by him, and shall sign a receipt for the same, which receipt shall be filed with the County Clerk by said Treasurer for the inspection of the Board of County Commissioners and the said County Treasurer shall be credited by said Commissioners for amounts so paid out as herein provided.

The County Treasurer shall write across the face of the original receipt the amount refunded, and it is hereby made the duty of the Board of County Commissioners to check up the records of the County Treasurer with the receipts filed, as above provided.

The amendment was adopted.

The question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 36.

Nays: None.

Absent and not voting: Brazell, Brownlee, Curd, Goulding, Soldani, Stanford, Smith, Wynne. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 36.

Nays: None.

Absent and not voting: Brazell, Brownlee, Curd, Goulding, Soldani, Stanford, Smith, Wynne. Total 8.

The bill was passed, together with the emergency.

Mr. President:

Your Committee on Judiciary No. 2 recommend that Senate Bill No. 247 do pass.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Municipal Corporations recommend that Senate Bill No. 241 do pass.

R. E. ECHOLS,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Taylor in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 74.

L. K. TAYLOR,
Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 105, and informing the Senate that the House of Representatives had agreed to the conference report thereon.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

The Senate concurred in the House amendments to Senate Bill No. 105, and the report of the Conference Committee thereon.

The question being on the passage of the bill as amended the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Yeager. Total 36.

Nays: None.

Absent and not voting: Brazell, Graham, Goulding, Redwine, Soldani, Stanford, Thomas, Wynne. Total 8.

The bill, together with the emergency Section, was declared passed.

Mr. President:

Your Committee on Senate and Legislative Affairs, recommend that Senate Joint Resolution No. 2 do pass.

J. S. MORRIS,
Chairman.

The report was adopted.

Senate Joint Resolution No. 2, read at length the third time.

Mr. Blair moved to strike therefrom the emergency Section, which motion was lost.

Mr. Brook called for special orders.

The Senate went into the Committee of the Whole, with Mr. Taylor in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 74 do pass, as amended.

L. K. TAYLOR,
Chairman.

The report was adopted.

The President signed House Bill No. 282, in open session.

The Senate went into the Committee of the Whole, with Mr. Brook in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 187 do not pass; that Senate Bill No. 65 do pass, as amended, to be known as the Cordell-Geo. Johnson-Graham Bill; that Senate Bill No. 254 do pass, as amended; that action on Senate Bill No. 111 be postponed until March 16; and that a Special Committee of five be appointed to investigate and report on the subject matter of said bill.

ECK E. BROOK,
Chairman.

The report was adopted.

The President appointed Mr. Agee, Mr. Stafford, Mr. Little, Mr. Holman and Mr. Brownlee as Special Committee to investigate the present printing arrangement of the State, the practicability and advisability of establishing a printing plant and probable cost of same, and to report generally on the subject matter contained in Senate Bill No. 111, with itemized estimates in full.

Mr. President:

Your Committee on Public Service Corporations recommend that House Bill No. 324 do pass, as amended.

W. N. REDWINE,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 105 correctly enrolled.

Senate Bill No. 105 was ordered read in full fourth time, and signed by the President, in open session.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

The President took the chair to receive a message from the House transmitting Senate Bill No. 93, which had been indefinitely postponed; also Senate Bill No. 105, bearing the signature of the Speaker.

The President signed House Bill No. 175 in open session.

The Committee of the Whole resumed business.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 132 be postponed until March 5, at 2 P. M., to retain its place on the Calendar; that Senate Bill No. 53 do pass, as amended in the Committee of the Whole; that Senate Bill No. 52 do pass, as amended in the Committee of the Whole.

J. H. STRAIN,

Chairman.

The report was adopted.

Senate Resolution No. 2, by Mr. Echols, a "Resolution requesting certain information from the School Land Department," was read the first time.

Senate bills on first reading:

Senate Bill No. 277, by Mr. Smith, "An Act to prescribe the jurisdiction, powers and duties of County Judges and the County Courts on probate matters and providing the procedure therein; and amending Chapter 18, Articles 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 of the revised Statutes of the Territory of Oklahoma of 1895, repealing all laws in conflict with this Act, and declaring an emergency."

Senate Bill No. 278, by Mr. Russell, "An Act authorizing the working of County convicts on public highways, and declaring an emergency."

Mr. President:

Your Committee on Public Indebtedness and Contingent Expenses, recommend that Senate Bill No. 274 do pass.

T. F. MEMMINGER,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Education, recommend that House Bill No. 46 do pass.

R. P. WYNNE,

Chairman.

The report was adopted.

Mr. President:

We, your Committee on Appropriations, recommend that House Bill No. 377 do pass, as amended.

R. E. STAFFORD,

Chairman.

The report was adopted.

The General Appropriation Bill was ordered printed, as amended and made a special order for 11 A. M. Thursday, March 5th.

The Senate adjourned until 10 A. M. Thursday, March 5, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTIETH DAY

Senate Chamber

Thursday, March 5, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent: Cunningham, Goulding. Total 2.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The President announced the serious illness of the Lieutenant Governor.

Mr. Goulding was reported ill.

Bills on first reading:

Senate Bill No. 279, by Mr. Brownlee, "An Act prohibiting the manufacture, sale, barter or giving away or otherwise furnishing of intoxicating liquors, and providing for the enforcement of the prohibition laws of the Constitution."

Senate Bill No. 280, by Messrs. Little, Franklin, Hatchett, Stewart and Memminger, "An Act prohibiting the manufacture, sale, barter, giving away or otherwise furnishing intoxicating liquors and providing for the enforcement of the provisions of this Act, and declaring an emergency."

Senate Bill No. 281, by Mr. Taylor, "An Act providing for the jury fee in all civil cases in the District and County Courts to be taxed as costs."

Senate Bill No. 282, by Mr. Taylor, "An Act amending Section 2 of Article 56, of the Oklahoma Statutes of 1895 and providing penalties for the violation of certain gaming therein defined."

Mr. Billups and Mr. Morris were added to the Special Committee to investigate and report on Senate Bill No. 111.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 277, by Mr. Smith, to Codes.

Senate Bill No. 278, by Mr. Russell, to Roads and Highways.

Senate Resolution No. 26, by Mr. Echols, to School Lands.

The following petitions were introduced and read:

One petition by Mr. Johnston; one by Mr. Williams; one by Mr. Roddie, to Fees and Salaries; two by Mr. Johnston, to Fish and Game.

The Senate went into the Committee of the Whole, with Mr. Franklin in the chair.

The President resumed the chair to receive a message from the House, informing the Senate that the House does not agree to the amendments of the Senate to House Bill No. 282, and requesting a conference; and that the Speaker had appointed as conferees on the part of the House Mr. Stattmund, Mr. Reeves and Mr. Japp; also that the House does not agree to the Senate amendments to House Bill No. 175, and requesting a conference; Mr. Tillotson, Mr. MaCalla and Mr. Ratcliff having been appointed as conferees on the part of the House.

The Senate refused to recede from its amendments to House Bill No. 282, and agreed to the conference. The President appointed Mr. Thomas, Mr. Mathews and Mr. Hatchett conferees on the part of the Senate.

The Senate refused to recede from its amendments to House Bill No. 175, and the President appointed Mr. Memminger, Mr. Billups and Mr. Strain conferees on the part of the Senate.

The Committee of the Whole resumed business.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 220 do pass; report progress on House Bill No. 174 and Senate Bill No. 132; and that House Bill No. 377 be postponed until 10:30 Friday.

W. M. FRANKLIN,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 254 correctly engrossed.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Senate Bill No. 259 was placed at the head of general orders for this day.

Senate Bill No. 208 was referred to Judiciary No. 2.

The Legal Advisory Committee was requested to examine the present laws on Building and Loan Associations, together with Senate Bill No. 103, and report back to the Senate, with recommendations.

The Senate went into the Committee of the Whole, with Mr. Franklin in the chair.

To the Senate:

I have before me for consideration Senate Bill No. 105, referring to Section 5 of this bill. I should like the advice of the Committee of the Senate which passed upon the same, as to whether or not the judgment lien obtained by filing a transcript would include a lien upon the homestead of the debtor. There is doubt about this in the minds of some. Others believe that the lien would not attach to the homestead property, and that the Courts of our State would so construe this law, but I believe it is a good policy to have our laws so plain in their own language as to avoid the necessity of hiring lawyers and incurring other expense in litigation in order to give a homestead to the person entitled to a homestead. My observations under the homestead and exemption laws of some States are that they are so indefinite that in a contest to retain homestead and exemption, the person entitled thereto often pays more for attorneys fees and expense to preserve his homestead rights than he saves for the shelter and maintenance of his family. A few words added to this Section could make it so plain as to avoid the future necessity for expensive litigation for thousands of our people.

THE GOVERNOR,

C. N. HASKELL.

The President requested Mr. Franklin, Mr. Brook and Mr. Graham to wait on the Governor and advise with him concerning the matters contained in the message.

The Committee of the Whole resumed business.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 132 be indefinitely postponed.

W. M. FRANKLIN,

Chairman.

The report was adopted.

Senate Bill No. 65 was read the third time, at length.

Mr. Hatchett moved to amend Section 12, line 12, as follows: Strike out down to and including the word "Deeds" in line 14, which motion was lost.

Mr. Conn offered the following amendment: Amend Section 3, page 2, line 16, by striking out "three" and inserting "two."

Mr. Little moved to lay the amendment on the table, which motion prevailed.

On final passage the roll was called, and resulted:

Yeas: Billups, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Yeager. Total 25.

Nays: Agee, Blair, Brownlee, Hatchett, Little, Memminger, Moore, Redwine, Soldani, Stafford, Strain, Stanford, Updegraff, Williams, Wynne. Total 15.

Absent and not voting: Cunningham, Franklin, Goulding, Mathews. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Billups, Brazell, Conn, Cordell, Curd, Eggerman, Graham, Holman, Johnson (15), Landrum, Morris, Roddie, Smith, Stewart, Thomas, Yeager. Total 16.

Nays: Agee, Blair, Brook, Brownlee, Davis, Echols, Hatchett, Johnston, Johnson (14), Keys, Little, Memminger, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Taylor, Updegraff, Williams, Wynne. Total 24.

Absent and not voting: Cunningham, Franklin, Goulding, Mathews. Total 4.

The bill was declared passed, without the emergency.

The President appointed Mr. Agee, Mr. Holman and Mr. Memminger a Committee of three to wait on the Secretary of State to procure data and information concerning the expenses of his office and report same back to the Senate.

Senate Bill No. 53 was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 35.

Nays: None.

Absent and not voting: Agee, Brazell, Cunningham, Davis, Goulding, Mathews, Roddie, Stafford, Wynne. Total 9.

The bill was declared passed.

Senate Bill No. 254 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Moore, Redwine, Russell, Sorrells, Strain, Stanford, Smith, Stew-

art, Taylor, Thomas, Updegraff, Williams, Yeager. Total 36.

Nays: None.

Absent and not voting: Cunningham, Goulding, Mathews, Morris, Roddie, Soldani, Stafford, Wynne. Total 8.

The roll was called on the emergency Section, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Updegraff, Yeager. Total 38.

Nays: None.

Absent and not voting: Cunningham, Goulding, Mathews, Stafford, Franklin, Wynne. Total 6.

The bill was declared passed, together with the emergency.

Senate Bill No. 220 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 32.

Nays: None.

Absent and not voting: Agee, Billups, Brazell, Cunningham, Roddie, Davis, Goulding, Mathews, Moore, Redwine, Stafford, Wynne. Total 12.

The roll was called on the emergency, and resulted:

Yeas: Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Yeager. Total 31.

Nays: None.

Absent and not voting: Agee, Billups, Cunningham, Davis, Goulding, Mathews, Morris, Moore, Redwine, Roddie, Stafford, Stewart, Wynne. Total 31.

The bill was declared passed, together with the emergency Section.

The President signed Senate Bill No. 53, Senate Bill No. 65, Senate Bill No. 220 and Senate Bill No. 254 in open session.

Message from the House informing the Senate that it concurs in the report of the Conference Committee on House Bill No. 175, and transmitting Senate Bill No. 26, as passed by the House of Representatives.

Mr. President:

Your Conference Committee on House Bill No. 175, report as follows:

That we recommend that the amendment to Section 11, line 12, substituting "felony" for "misdemeanor" be agreed to.

We recommend in lieu of the substitute for Section 13 the following:

"An emergency is hereby declared, by reason whereof it is necessary for the immediate preservation of the public safety, that this Act take effect from and after its passage and approval."

We recommend that the title to this Act be agreed to, as amended by the Senate.

T. F. MEMMINGER,

R. A. BILLUPS,

J. H. STRAIN.

The conference report was adopted by the Senate.

On the emergency Section to House Bill No. 175 the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Yeager. Total 33.

Nays: None.

Absent and not voting: Cunningham, Davis, Graham, Goulding, Little, Mathews, Moore, Stafford, Stanford, Stewart, Wynne. Total 11.

The bill passed, as an emergency measure.

The House amendments to Senate Bill No. 26 were referred for consideration to the Committee on Mines and Manufacturing.

Message from the House transmitting House Bill No. 261, as passed by the House.

House Bill No. 261, by Mr. Lindsay, Mr. Swengle and Mr. Faulkner, "An Act to restrict the spreading of Johnson grass and Russian thistle and prohibiting the sale and transportation of the same within this State, and providing penalties," was read the first time.

The Senate went into the Committee of the Whole, with Mr. Franklin in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 259, and recommend that Senate Bill No. 75 be made a special order for March 12, at 2:30 P. M.; and that Senate Bill No. 163 do pass.

W. M. FRANKLIN

Chairman.

The report was adopted.

Mr. Billups offered a form of emergency Section for all bills drafted by the Conference Committees of the House and Senate, as follows:

"An emergency is hereby declared, by reason whereof it is neces-

sary for the immediate preservation of the public safety that this Act take effect from and after its passage and approval," which was adopted.

Mr. Russell submitted the resignation of Christey Russell, as page, and moved its adoption.

Mr. Echols moved as a substitute that the resignation be not accepted, which motion prevailed.

Senate Resolution No. 26 was recalled from the Committee on School Lands and read.

Mr. Thomas offered an amendment, which was accepted, and the resolution passed, as amended.

Mr. President:

Your Committee on Senate and Legislative Affairs submit the following report:

We recommend that the salaries of the officers and employes of the Senate be re-arranged and fixed as follows:

Jim Abernathy, Assistant Janitor	\$2.00
Ham P. Bee, Reading Clerk	5.00
Mrs. Fred Branson, Com. Clerk	5.00
Rose Bennett, Enrolling Clerk	5.00
J. S. Bell, Engrossing Clerk	5.00
Anna M. Bynum, Stenographer	4.00
J. Y. Battenfield, Asst, Sergeant-at-Arms	3.00
Chas. F. Barrett, Messenger	4.00
W. W. Cox, Warrant Clerk	4.00
Herbert Cook, Assistant Journal Clerk	4.00
Wm. Cordell, Page	2.00
Cliff Caldwell, Stenographer	4.00
Ethel Darling, Stenographer	5.00
Harry Diamond, Stenographer	4.00
P. P. Duffy, Secretary to President	5.00
M. L. Ealum, Doorkeeper	3.00
J. F. Etter, Sergeant-at-Arms	5.00
Chilton Flournoy, Page	2.00
E. M. Galt, Stenographer	4.00
J. I. Howard, Secretary	5.00
George Henshaw, Page	2.00
May Horton, Assistant Engrossing Clerk	4.00
David Kerr, Page	2.00
Edna Kalbfleisch, Stenographer	4.00
Chas. Knox, Night Watchman	3.00
Oscar Leidig, Night Watchman	3.00
Stanley Landrum, Page	2.00
J. L. Johnson, Cloak Room Attendant	4.00
Pauline Lemley, Stenographer	4.00

Mrs. McLain, Postmistress	4.00
Chas. Memminger, Page	2.00
Bruce Ott, Clerk Appropriation Committee	4.00
John Overbay, Custodian	4.00
Gertrude Pattison, Official Reporter	5.00
Wm. Redder, Messenger	4.00
Christy Russell, Page	2.00
Louise R. Smith, Assistant Enrolling Clerk	4.00
Sam Sanders, Journal Clerk	5.00
May Stevens, Stenographer	4.00
Alf. T. Severs, Assistant Engrossing Clerk	4.00
B. R. Simpson, Stenographer	4.50
J. Flem Smith, Assistant Official Reporter	5.00
H. A. Tucker, Chaplain	4.00
T. J. Torrey, Day Watchman	3.00
Tom Talley, Janitor	3.00
Turney Taylor, Page	2.00
J. Rankin Williams, Page	2.00
A. A. Watson, Doorkeeper	3.00
C. S. Wortman, Assistant Reading Clerk	5.00
R. P. Wyatt, Secretary President Pro Tempore	4.00
J. K. Wells, Calendar Clerk	5.00

We further recommend that Mrs. Ed Corrigan be paid for two and one-half days service as stenographer at \$3.00 per day. Total \$7.00.

Miss Seaman for nine days' service, as stenographer, at \$3.00 per day. Total \$27.00.

We recommend that Sam Lee's services as janitor, be dispensed with.

J. S. MORRIS,

Chairman.

The adoption of the report was moved.

Mr. Brownlee offered a substitute.

Mr. Johnston moved to lay the substitute on the table, which motion prevailed.

Mr. Johnson (15) moved to amend the report, by fixing the salary of Ham P. Bee at \$6.00 per day.

Mr. Billups moved the previous question, which prevailed.

Mr. Brownlee insisted upon the motion of Mr. Johnson (15); which motion was lost.

The question being on the adoption of the report, the roll was called and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells,

Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager.
Total 32.

Nays: Brazell, Brownlee, Curd, Hatchett, Johnson (15). Total 5.

Absent and not voting: Cunningham, Goulding, Mathews, Meminger, Stanford, Updegraff, Wynne. Total 7.

The report was adopted.

Explanation by Mr. Russell.

Mr. President:

"I vote 'aye' because this report is some little improvement on present conditions."

Explanation by Mr. Franklin.

Mr. President:

I vote "Aye" on the adoption of the report of the Committee on Legislative Affairs to reduce the salaries of the employees of the Senate for the reason that some of them are getting as much as the Senators themselves, and have to make no expensive campaigns to secure their positions. I have urged and believed that our force should be reduced as there are eight more employes of the Senate than there are Senators and some of them are absolutely in the way.

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, for 1901, and declaring an emergency."

The Senate adjourned until 10 A. M. Friday, March 6, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTY-FIRST DAY

Senate Chamber

Friday, March 6, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne, Yeager, Williams. Total 43.

Absent:

Goulding. Total 1.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Hatchett changed his vote from no to aye on the adoption of the report of the Committee on Senate and Legislative Affairs, fixing the salaries of officers and employes and filed March 5.

The following petitions were received and read:

Nine by Mr. Thomas, relating to Senate Bill No. 45; three by Mr. Brazell, referred to Committee on Fish and Game.

Bills on first reading:

Senate Bill No. 283, by Mr. Brownlee, "An Act amending Sections 413 and 414 of Article 18, Chapter 61, Wilson's Revised and Annotated Statutes of Oklahoma."

Senate Bill No. 284, by Mr. Roddie, "An Act for the regulation and incorporation of fraternal and beneficiary associations, societies or orders and repealing Chapter 16, Article 1, of the Session Laws of Oklahoma for 1901, and declaring an emergency."

Mr. President:

Your Committee on Mines and Manufacturing have considered the House amendments to Senate Bill No. 26, and recommend that the Senate concur therein.

E. T. SORRELLS,

Chairman.

The report was adopted.

On the passage of Senate Bill No. 26, the roll was called, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Agee, Brazell, Brook, Brownlee, Cunningham, Echols, Graham, Goulding, Soldani, Stafford, Stanford, Updegraff. Total 12.

Mr. President:

Your Committee on Education recommends that Senate Concurrent Resolution No. 43 do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

Communication from Judge McMillan, of Pauls Valley, to Mr. Blair, concerning the disposition of criminal cases pending on his docket, was read and referred to Committee on Judiciary No. 1.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 279, by Mr. Brownlee, to Prohibition Enforcement.

Senate Bill No. 280, by Mr. Little, et al., to Prohibition Enforcement.

Senate Bill No. 281, by Mr. Taylor, to Fees and Salaries.

Senate Bill No. 282, by Mr. Taylor, to Judiciary No. 1.

House Bill No. 261, by Mr. Lindsay, et al., to Agriculture.

Senate Bill No. 124 withdrawn from Committee on County Affairs and re-referred to Committee on Agriculture.

The President appointed Mr. Keys, Mr. Updegraff and Mr. Strain a Committee to wait on the Secretary of State and request that he exhibit the original parchment copy of the Constitution to the Senate at 2 P. M. this day.

The Senate went into the Committee of the Whole, with Mr. Franklin in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 277, and ask leave to sit again.

W. M. FRANKLIN,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Senate Bill No. 280 was withdrawn from the Committee on Prohibition Enforcement, and referred to Committee on Judiciary No. 2.

Mr. President:

Your Committee on Uniformity of County Records, have considered House Bill No. 217, by Mr. Casteel and Mr. King, and report it back to the senate with the recommendation that it do pass, as amended.

D. M. SMITH,
Chairman.

The report was adopted.

Hon. Wm. H. Cross appeared before the Senate, and exhibited the original parchment copy of the Constitution and the Proclamation by the President, and the prohibition clause of the Constitution.

The Senate went into the Committee of the Whole with Mr. Franklin in the chair.

The Committee of the Whole arose and reported.

Mr. President:

Your Committee of the Whole report progress on House Bill No. 377. and ask leave to sit again.

W. M. FRANKLIN,
Chairman.

The report was adopted.

Message from the House transmitting House Bill No. 175, enrolled, and transmitted for signature.

The fourth reading of House Bill No. 175 was dispensed with by roll-call vote of 41 yeas and no nays.

The President signed House Bill No. 175 in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 74 correctly engrossed.

Senate Bill No. 74 was read at length the third time.

Mr. Williams offered an amendment, as follows: "Strike out Section 1, Article 7," and on the adoption of the amendment the roll was called, and resulted:

Yeas: Blair, Brazell, Cordell, Echols, Little, Russell, Stafford, Stewart, Thomas, Williams. Total 10.

Nays: Agee, Conn, Davis, Franklin, Graham, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Moore, Redwine, Soldani, Sorrells, Smith, Taylor, Updegraff, Yeager. Total 20.

Absent and not voting: Billups, Brook, Brownlee, Curd, Cunningham, Eggerman, Goulding, Hatchett, Holman, Morris, Roddie, Strain, Stanford, Wynne. Total 14.

The amendment was lost.

Mr. Russell explains his vote, as follows:

"I vote 'aye' because I believe this point is covered by the Constitution, and I object to this intimation that there is any necessity for a statute forbidding such use of the State convicts. It is entirely unnecessary."

The question then being on the passage of Senate Bill No. 74, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Davis, Echols, Franklin, Graham, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 31.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Curd, Cunningham, Eggerman, Goulding, Hatchett, Holman, Morris, Strain, Stanford, Wynne. Total 13.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 33.

Nays: None.

Absent and not voting: Brook, Brownlee, Curd, Cunningham, Goulding, Hatchett, Holman, Morris, Strain, Stanford, Wynne. Total 11.

The bill, together with the emergency, was passed.

Senate Bill No. 163 was read the third time at length, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Johnson (14), Johnson (15), **Keys**, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne, Yeager. Total 33.

Nays: Johnston. Total 1.

Absent and not voting: Brook, Brownlee, Curd, Cunningham, Goulding, Holman, Morris, Strain, Stanford, Williams. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stewart, Taylor, Thomas, Updegraff, Wynne, Yeager. Total 33.

Nays: Stafford, Williams. Total 2.

Absent and not voting: Brook, Brownlee, Curd, Cunningham, Goulding, Holman, Strain, Stanford, Smith. Total 9.

The bill was declared passed, together with the emergency.

The President signed Senate Bills No 74 and No. 163 and Senate Resolution No. 26 in open session.

The Senate adjourned until 10 A. M. Monday, March 9, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTY-SECOND DAY

Senate Chamber

Saturday, March 7, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

THE GOVERNOR

C. H. HARRILL

EIGHTY-THIRD DAY

Senate Chamber

Sunday, March 8, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTY-FOURTH DAY

Senate Chamber

Monday, March 9, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Echols, Goulding, Morris, Smith. Total 4.

Prayer by the Chaplain.

Mr. Brook presented petitions Nos. 598 and 599, relative to House Bill No. 24; also Communications Nos. 600, 601 and 602.

Mr. Smith was excused.

Mr. Memminger reported the Lieutenant Governor no better.

To the Senate:

I have the honor to report that I have this day approved and signed House Bill No. 175.

THE GOVERNOR,
C. N. HASKELL.

To the Senate:

Senate Bill No. 105, delivered to me for approval has been the subject of mutual discussion between several Members of your Honorable Body and myself as to the construction to be placed upon Section 5, and as heretofore stated in my communication to you, there is much difference of opinion. If Section 5 means that the judgment lien would attach to the homestead of the debtor, I could not approve the bill. Several of your Members believe that this was not the intention of this Section, and suggest the action which I hereby take in handing the bill back to your Honorable Body for further consideration, should you desire to further consider it. My own idea being that the homestead should not be embarrassed or encumbered by liens of any character, except such as voluntarily executed thereon by the husband and wife

jointly; neither should our present law be left so indefinite by this amendment proposed in Senate Bill No. 105 as to require frequent litigation and endless expense, Court costs and Attorney's fees to the party entitled to have their homestead and exemption rights sacred to them, and therefore, I suggest, at the end of Section 5, some words like the following:

"Not exempt under the laws of this State."

I hand this back to you before the end of the period allowed me by the Constitution for approval in all the Acts of the Legislature, which has so far been the case, and fully appreciating the vast amount of good work our Legislature has accomplished up to date, and that legislation must in most cases be the result of concessions of opinion on the part of your individual Members and the Governor, I want to do my full part in the harmonizing necessary to continue the good work you have done up to date, and therefore hope that this question can be adjusted without the necessity of a disagreement between the Legislative and Executive Departments.

Sincerely yours,

THE GOVERNOR,
C. N. HASKELL.

Senate Bill No. 105 was recalled from the Governor for further consideration and action. The Senate reconsidered its action in adopting the report of the Joint Conference Committee on Senate Bill No. 105, and said bill was referred back to said Committee for further consideration and report.

Mr. Redwine moved to reconsider the vote by which Senate Bill No. 163 was passed by the Senate.

The following bills were introduced and read the first time:

Senate Bill No. 285, by Mr. Stewart, "An Act to create and establish an Eastern Oklahoma insane asylum."

Senate Bill No. 286, by Mr. Brook, "An Act regulating foreign surety companies in the State of Oklahoma."

Senate Bill No. 287, by Mr. Brook of the Senate and Mr. Branson of the House of Representatives, "An Act declaring the making of any false affidavits for the purpose of obtaining money on, or inducing another to purchase any interest in land perjury, and providing the punishment therefor."

Senate Bill No. 288, by Mr. Brook, "An Act regulating the barbers trade in the State of Oklahoma and appointing a State Board of Examiners."

Senate Bill No. 289, by Mr. Hatchett, "An Act forbidding the ownership of a capital stock or any corporation chartered or licensed to do business in this State by any other corporation chartered or licensed to

do business in this State, and requiring such corporations to keep an office in this State, and to file semi-annual statements."

Senate Bill No. 290, by Mr. Hatchett, "An Act regulating the deposit of public funds, and the benefits of the depositors' guaranty fund."

Mr. President:

Your Committee on Judiciary No. 2 recommend that Senate Bills Nos. 3, 216, 264 and 280 do pass.

W. P. STEWART,

Chairman.

The report was adopted, except as to Senate Bill No. 280, on which action was deferred for one day.

Mr. President:

Your Committee on State Library, Statistics and History, recommend that Senate Bill No. 240 do pass.

P. C. CONN,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Revenue and Taxation recommend that House Bill No. 380 do pass.

FRANK MATHEWS,

Chairman.

The report was adopted.

House Bill No. 380 was made a special order for Tuesday, at 11 o'clock A. M.

Mr. Thomas presented a letter of acceptance from Mr. Lyman Abbott to address the Legislature, and was appointed a Committee of one to confer with a House Committee to arrange for the time and place of such address.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 283, by Mr. Brownlee, to Judiciary No. 1.

Senate Bill No. 284, by Mr. Roddie, to Insurance.

Mr. President:

Your Committee on Agriculture Quarantine and Animal Industry recommend that Senate Bill No. 260 do pass.

H. S. BLAIR,

Chairman.

The report was adopted.

Senate Bill No. 52 was read third time at length.

Mr. Blair offered a new Section, which was adopted.

The question being on the passage of the bill, as amended, the roll was called, and resulted:

Yeas: Blair, Brazell, Conn, Cordell, Davis, Eggerman, Hatchett,

Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Strain, Stewart, Taylor, Thomas, Williams Yeager. Total 23.

Nays: Cunningham, Graham, Little Updegraff. Total 4.

Absent and not voting: Agee, Billups, Brook, Brownlee, Curd, Echols, Franklin, Goulding, Holman, Johnson (15), Morris, Soldani, Sorrells, Stafford, Stanford, Smith, Wynne. Total 17.

The roll was called on the emergency, and resulted:

Yeas: Blair, Brazell, Cordell, Eggerman, Johnston, Keys, Landrum, Memminger, Redwine, Roddie, Strain, Taylor, Thomas, Williams, Yeager. Total 15.

Nays: Brook, Brownlee, Conn, Cunningham, Hatchett, Johnson (14), Little, Mathews, Moore, Russell, Stewart, Updegraff. Total 12.

Absent and not voting: Agee, Billups, Curd, Davis, Echols, Franklin, Graham, Goulding, Holman, Johnson (15), Morris, Soldani, Sorrells, Stafford, Stanford, Smith, Wynne. Total 17.

The bill was passed, without the emergency.

The Committee on Enrolled and Engrossed Bills reported Senate Resolution No. 26 correctly enrolled.

The Senate went into the Committee of the Whole, with Mr. Russell in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 377, and ask leave to sit again.

CAMPBELL RUSSELL,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The Senate went into the Committee of the Whole, with Mr. Russell in the chair.

The President resumed the chair to receive a message from the House informing the Senate that the House had instructed Conference Committee on Senate Bill No. 105 to further confer with the Senate conferees on said bill.

Senate Bill No. 100 is pending consideration in the Committee on the Initiative and Referendum and Legislative Department, and Senate Bill No. 160 is pending consideration in the Committee on Pure Food and Medicine.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report House Bill No. 377 back to the Senate, with the recommendation that it do pass, as amended in the Committee of the Whole; and that Senate Joint Resolution No. 2 do pass.

CAMPBELL RUSSELL,

Chairman.

The report was adopted.

Mr. President:

Your Joint Conference Committee recommend that Senate Bill No. 105 be amended, by adding the words "not exempt under the law" after the words "judgment debtor" at the end of Section 1.

HATCHETT,

BROOK,

FRANKLIN.

On the part of the Senate;

TILLOTSON,

M'CALLA,

HOBDY,

On the part of the House of Representatives.

The report was adopted.

Senate Bill No. 105 was read the third time at length.

On final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Echols, Holman, Little, Mathews, Morris, Moore, Redwine, Roddie, Soldani, Stanford. Total 12.

Mr. Thomas reported that Dr. Lyman Abbott would address the Legislature at the Hall of the House of Representatives, Wednesday evening, March 9, at 7:30 P. M.

Mr. Davis presented Petitions Nos. 603, 604, 605, 606 and 607.

Mr. President:

Your Committee on Agriculture, Quarantine and Animal Industry recommend that House Bill No. 261 do pass, as amended.

CAMPBELL RUSSELL,

Chairman.

The report was adopted.

Mr. Stanford was excused for two days.

The Senate adjourned until 10 A. M. Tuesday, March 10, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

EIGHTY-FIFTH DAY

Senate Chamber

Tuesday, March 10, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Echols, Morris, Soldani, Stanford, Updegraff. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petitions by Mr. Graham and Mr. Johnson (14) were read and referred to the Committee on Fish and Game.

Bills on first reading:

Senate Bill No. 291, by Mr. Russell, "An Act requiring the fixing of definite maximum salaries for every public official in the State of Oklahoma, and providing a penalty for failure to pay the excess receipts into the public treasury."

Senate Bill No. 292, by Mr. Redwine, "An Act to provide for a Public Weigher and Inspector in each County in the State of Oklahoma." Mr. President:

Your Committee on Agriculture recommend that Senate Bill No. 124, by Mr. Goulding, do not pass, as the subject matter thereof has been incorporated as an amendment to House Bill No. 261. We further recommend that Senate Concurrent Resolution No. 45 do pass, as amended.

H. S. BLAIR,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Banks and Banking recommend that Senate Bill No. 32 do pass.

R. M. RODDIE,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 recommends that House Bill No. 241, Senate Bill No. 89 do pass.

J. C. GRAHAM,
Chairman

Senate Substitute Bill No. 89, by Mr. Wynne, was read first time.

Mr. Memminger reported the President, Mr. Bellamy, improving.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 285, by Mr. Stewart, to Hospitals and Charities.

Senate Bill No. 286, by Mr. Brook, to Judiciary No. 1.

Senate Bill No. 287, by Mr. Brook, to Judiciary No. 1.

Senate Bill No. 288, by Mr. Brook. Mr. Roddie interposed a point or order, as follows: "I make a point of order because this bill, with two bills of the same character and containing the same subject matter, has already been refused consideration by this Senate, and under the parliamentary usages and the provisions of our Constitution, the Legislature can not consider another bill on the same subject without reconsidering it's action on the other two bills, for the same reason that it is necessary to reconsider a vote taken on any subject and place it before the Senate again."

The point of order was overruled, and the bill referred to Legal Advisory.

Senate Bill No. 289, by Mr. Hatchett, to Banks and Banking.

Senate Bill No. 290, by Mr. Hatchett, to Banks and Banking.

On motion of Mr. Thomas, amended by Mr. Memminger and Mr. Little, the Secretary was authorized to call the roll of the employes of the Senate on every day except Sunday, and that no employe who is absent without excuse shall be paid for the time which he absents himself.

On motion by Mr. Russell, the Reading Clerk was authorized to have all stenographers necessary for work report at 7:30 each evening.

Motion of Mr. Russell to allow Mr. Bee \$1 per day extra was lost.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 180, and ask leave to sit again.

J. H. STRAIN,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with President Pro Tempore Mr. Johnston in the chair.

Message from the House that it had concurred in and adopted the conference report on Senate Bill No. 105.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 174 do pass, as amended; that House Bill No. 380 be referred to a Special Committee to consider and report to the Committee of the Whole; that House Bill No. 324 be recommitted to the Standing Committee; House Bill No. 46 do pass, as amended; we report progress on House Bills Nos. 217 and 261.

J. H. STRAIN,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 105 correctly enrolled.

Message from the House transmitting Senate Bill No. 220, as passed by the House, and Senate Bill No. 41, as amended and passed by the House.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bills Nos. 64 and 257 do pass and that House Bill No. 261 do pass, as amended.

J. H. STRAIN,
Chairman.

The report was adopted.

Senate Bill No. 41 was referred to the Committee on Public Service Corporations to consider and report on House amendments thereto.

The following bills were introduced and read the first time:

Senate Bill No. 293, by Mr. Eggerman, "An Act giving the consent of the State of Oklahoma to the United States to obtain by purchase, condemnation or otherwise any lands in this State required for Custom

Houses, Court Houses, Post Office Buildings, Arsenals or other Public Buildings whatsoever, or for any other purpose of the Government, and declaring an emergency."

Senate Bill No. 294, by Mr. Thomas, "An Act authorizing and empowering the Commissioners of the Land Office to accept applications and close farm loans in certain cases and declaring an emergency."

The Conference Committee on House Bill No. 282 made the following report:

Mr. President and Mr. Speaker:

We, the undersigned Conference Committee appointed by the Senate and House of Representatives, have considered House Bill No. 282 and report as follows:

We recommend that the following be added at the close of Section 2: "Provided that if it shall be proven that the Sheriff, through negligence or otherwise shall return tax warrants unsatisfied, when there was property to satisfy said warrants the said warrants shall be paid by the said Sheriff or his bondsmen."

We recommend the adoption of the report of the Committee.

J. ELMER THOMAS,

JESSE M. HATCHETT,

FRANK MATHEWS,

Senate Conferees.

H. G. STETTMUND,

W. B. ANTHONY,

L. L. REEVES,

House Conferees.

The report was adopted.

House Bill No. 282, as amended, was read the third time at length, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Eggerman, Brazell, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brook, Brownlee, Curd, Cunningham, Davis, Echols, Goulding, Mathews, Morris, Soldani, Stafford, Stanford, Updegraff. Total 13.

The President signed House Bill No. 282 in open session.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 249 do pass, as amended.

R. P. WYNNE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Service Corporations recommend that the Senate agree to the House amendments to Senate Bill No. 41.

W. N. REDWINE,
Chairman.

The report was adopted.

Mr. Thomas presented certain proposed rules for the government of the employees of the Senate.

On motion by Mr. Agee same was referred to a Special Committee to consider and report back to the senate at 10 A. M. on the next day, and the President appointed Mr. Thomas, Mr. Redwine and Mr. Smith on said Committee.

The Senate adjourned until 10 A. M. Wednesday, March 11, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTY-SIXTH DAY

Senate Chamber

Wednesday, March 11, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Absent and excused:

Brownlee, Curd, Cunningham, Goulding, Morris, Soldani, Stanford, Updegraff. Total 8.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved. Petition No. 614 read.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No. 152 do pass.

W. P. STEWART,
Chairman.

The report was adopted.

The following bills were read second time and referred to appropriate Committees:

Senate Bill No. 291, by Mr. Russell, to Committee on Fees and Salaries.

Senate Bill No. 292, by Mr. Redwine, to Committee on Commerce and Labor.

Senate Bill No. 293, by Mr. Eggerman, to Committee on Federal and Interstate Relations.

Senate Bill No. 294, by Mr. Thomas, to Committee on School Lands.

Senate Substitute Bill No. 89, was referred to General Orders to be considered jointly with Senate Bill No. 89.

On motion by Mr. Taylor to reconsider the vote by which the emergency Section of Senate Bill No. 52, was lost, the roll was called and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Williams, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Redwine, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Wynne, Yeager. Total 30.

Nays Agee, Hatchett, Little, Roddie, Stafford. Total 5.

Absent and not voting: Brownlee, Cunningham, Goulding, Morris, Moore, Roddie, Soldani, Stanford, Updegraff. Total 9.

The question being, "Shall the Senate direct that Senate Bill No. 52 to be an emergency measure?" The roll was called and resulted:

Yeas: Billups, Blair, Brazel, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Redwine, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 28.

Nays: Agee, Brook, Hatchett, Holman, Little, Stafford. Total 6.

Absent and not voting: Brownlee, Curd, Cunningham, Goulding, Morris, Moore, Roddie, Soldani, Stanford, Updegraff. Total 10.

The President signed Senate Bill No. 52 in open session.

The report of Judiciary Committee No. 2 on Senate Bill No. 280 was adopted.

Mr. Little moved to make Senate Bill No. 280 a special order at 1:30 P. M. this day, which was lost.

Mr. President:

Your Committee on Warehouses and Elevators recommend that Senate Bill No. 276 do pass, as herein substituted.

J. J. WILLIAMS,

Chairman.

The report was adopted.

Senate Joint Resolution No. 5, by Mr. Thomas, "A resolution authorizing the submission of Article 1 of Senate Bill No. 61 to the people for ratification or rejection at the November election in 1908," was read the first time.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 61 correctly engrossed.

The President signed Senate Bill No. 61 in open session.

The Senate went into the Committee of the Whole, with Mr. Graham in the chair.

The Committee of the Whole resumed business.

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 116 be recommitted to Committees on Judiciary Nos. 1 and 2 and that Senate Bill No. 46 be recommitted to Judiciary No. 2.

J. C. GRAHAM,

Chairman.

The report was adopted.

Mr. Stewart excused for one week.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 26, Senate Bill No. 40 and Senate Bill No. 41 correctly enrolled; Senate Bill No. 64, Senate Bill No. 259 and Senate Joint Resolution No. 2 correctly engrossed.

The fourth reading of Senate Bill No. 26 was dispensed with by a roll vote call for 30 yeas and no nays.

The President signed enrolled Senate Bill No. 26 in open session.

Senate Bill No. 41 was read the fourth time, and the President signed the same in open session.

Senate Bill No. 64 was read the third time, at length, and on final passage the roll was called and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 29.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Curd, Landrum, Cunningham, Davis, Goulding, Keys, Morris, Soldani, Stafford, Stanford, Stewart, Updegraff. Total 15.

The bill was passed.

Senate Joint Resolution No. 2 read third time at length, and on passage of the resolution the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Curd, Cunningham, Davis, Goulding, Landrum, Morris, Soldani, Stanford, Stewart, Taylor, Updegraff. Total 14.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Curd, Cunningham, Davis, Goulding, Landrum, Morris, Soldani, Stanford, Stewart, Updegraff. Total 13.

The resolution, with the emergency, was declared passed.

The President signed in open session Senate Bill No. 64 and Senate Joint Resolution No. 2.

Senate Bill No. 275, by Mr. Agee, was withdrawn.

Senate Bill No. 259 read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Curd, Cunningham, Davis, Goulding, Landrum, Morris, Soldani, Stanford, Stewart, Updegraff. Total 13.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Billups, Brownlee, Curd, Cunningham, Davis, Goulding, Landrum, Morris, Soldani, Stanford, Stewart, Updegraff. Total 12.

The bill, together with the emergency, was declared passed.

House Bill No. 174 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Billups, Brownlee, Curd, Cunningham, Davis, Goulding, Landrum, Morris, Soldani, Stanford, Stewart, Updegraff. Total 12.

The bill was passed, and signed in open session by the President.

House Bill No. 261 was read the third time, at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson

(15), Little, Mathews, Memminger, Keys, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Curd, Cunningham, Davis, Goulding, Landrum, Morris, Moore, Soldani, Stanford, Stewart, Updegraff. Total 14.

The President declared the bill passed, and signed the same in open session.

Message from the House transmitting House Bill No. 226, as passed by the House of Representatives; also Senate Bills. Nos. 41, 26, as signed by the Speaker of the House.

House Bill No. 220, by Mr. Norvell, "An Act providing for the continuance of civil and criminal cases where an Attorney for the party moved for continuance is a Member of the Legislature," was read first time.

Message from the House transmitting House Bill No. 209, as passed by the House, and Senate Bill No. 105, with the information that the House had agreed to the conference report; also that the House of Representatives had refused to agree to the Senate amendments to House Bill No. 174, and respectfully requesting the Senate to recede from its amendments thereto.

The Senate refused to recede from its amendments, and requested a conference, and the President appointed Mr. Taylor, Mr. Stafford and Mr. Johnston conferees on the part of the Senate.

The Senate went into the Committee of the Whole, with Mr. Graham in the chair.

The Committee of the Whole arose and reported:
Mr. President:

Your Committee of the Whole recommends that Senate Bill No. 181 be made a special order for March 16, at 2 P. M.; that Senate Bill No. 69 do pass, as amended; that consideration of Senate Bill No. 123 be postponed until March 23; that Senate Bill No. 174 do pass, as amended; that consideration of Senate Bill No. 191 be postponed until March 13, at 2 P. M.; that Senate Bill No. 27 do pass, as amended.

J. C. GRAHAM,

Chairman.

The report was adopted.

House Bill No. 46 was referred to a Special Committee composed of Mr. Billups, Mr. Hatchett and Mr. Blair to arrange Senate amendments to said bill in order.

STATE OF OKLAHOMA.

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Senate adjourned until Thursday, March 12, 10 A. M.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

EIGHTY-SEVENTH DAY

Senate Chamber

Thursday, March 12, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Absent and excused:

Brook, Brownlee, Goulding, Soldani, Stewart, Updegraff. Total 6.

Prayer by Mr. Bynum of Oklahoma City.

The Journal of the previous day was read and approved.

Petitions Nos. 615, 616, 617, 618, 619, 620, 621 and 622 read and referred to Standing Committees.

Communication from Secretary Marr, in response to Senate Resolution No. 26, was read and ordered printed.

The Committee on Enrolled and Engrossed Bills reported Senate Bills No. 174 correctly engrossed.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Substitute Bill No. 81 be divided, and that all of said bill except Article 6, as amended, be known as Senate Bill No. 81-A, and that Article 6 of said bill, as amended, be known as Senate Bill No. 81-B. We further recommend that the same take the former place of Senate Substitute Bill No. 81, under the head of special orders.

W. P. STEWART,

Chairman.

The Committee on Enrolled and Engrossed Bills reported correctly engrossed Senate Bill No. 64 and Senate Bill No. 69.

The following bills were read the second time, and referred to Standing Committees:

House Bill No. 220, by Mr. Norvell, to Senate and Legislative Affairs.

House Bill No. 269, by Mr. Williams of Comanche, to Roads and Highways.

Senate Joint Resolution No. 3, by Mr. Thomas, to Legal Advisory.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

Prof. C. W. Gould, Professor of Geology at the State University, addressed the Senate on the subject of Geological Survey of the State.

The Senate extended him a vote of thanks.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

To the Legislature:

I have the honor to report that I have approved and signed Senate Bill No. 105.

THE GOVERNOR,

C. N. HASKELL.

Senate Bill No. 174, was read the third time, at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Graham, Holman, Johnston, Johnson (15), Landrum, Little, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: Franklin, Hatchett, Johnson (14), Keys, Mathews. Total 5.

Absent and not voting: Blair, Brazell, Brook, Brownlee, Davis, Goulding, Memminger, Redwine, Soldani, Stanford, Stewart, Updegraff. Total 12.

The bill was passed, and signed in open session, by the President.

Senate Bill No. 69 was read third time, at length, the question being, "Shall the bill pass?" The roll was called and resulted.

Yeas: Blair, Brazell, Conn, Curd, Cunningham, Eggerman, Echols, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Yeager. Total 31.

Nays: Agee, Billups, Cordell. Total 3.

Absent and not voting: Brook, Brownlee, Davis, Franklin, Goulding, Soldani, Stanford, Stewart, Updegraff, Wynne. Total 10.

President declared the bill passed and signed same in open session.

Senate Bill No. 27 was read third time, at length, the question being, "Shall the bill pass?" The roll was called and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford.

Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager.
Total 37.

Nays: None.

Absent and not voting: Brook, Brownlee, Davis, Goulding, Soldani, Stewart, Updegraff. Total 7.

The roll was called on the emergency Section.

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Russell, Stafford. Total 2.

Absent and not voting: Brook, Brownlee, Davis, Goulding, Soldani, Stanford, Stewart, Updegraff. Total 8.

The President declared the bill passed, and signed the same in open session.

Mr. Williams and Mr. Johnson (15) presented forty petitions in favor of the passage of Senate Bills Nos. 188 and 189, which petitions were read and referred to Committee on Public Health.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 75 do pass.

A. E. AGEE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Federal and Interstate Relations recommend that Senate Bill No. 293 do pass, as amended.

HARPER S. CUNNINGHAM,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 49, by Mr. Russell, "A resolution providing for the election of a Joint Committee to investigate the Torrens land system," was read the first time.

Mr. Brazell was excused until Wednesday, March 19.

The Senate adjourned until 10 A. M., March 15, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTY-EIGHTH DAY

Senate Chamber

Friday, March 13, 1908.

The Senate convened at 10 A. M., pursuant to adjournment with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Absent and excused:

Brazell, Brook, Brownlee, Moore, Russell, Soldani, Stewart. Total 7. Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petition by Mr. Eggerman, one by Mr. Thomas, and telegrams to the President, read and referred to the proper Committees.

Mr. Redwine introduced Senate Concurrent Resolution No. 50, requesting the Governor to return Senate Bill No. 26 for further consideration, was read at length and passed by the Senate.

To the Legislature:

I have the honor to report that I have approved and signed Senate Bill No. 41.

THE GOVERNOR,

C. N. HASKELL.

President Pro Tempore, Mr. Johnston, assuming the duties of the Governor, in the absence of the Governor and Lieutenant Governor, Mr. Graham was called to the chair to preside over the Senate.

Bills on first reading:

Senate Bill No. 295, by Mr. Keys, "An Act providing for the office of County Weigher, providing for Deputy Weighers, defining rules and regulations for the conduct of such officers, and providing penalties for the violation of this Act."

Senate Bill No. 296, by Mr. Russell, Mr. Keys and Mr. Holman, "An Act amending Section 1 of Chapter 8 of the Session Laws of Oklahoma of 1897, relating to conveyances, and declaring an emergency."

The Committee report of Committee Judiciary No. 2, on Senate Bill No. 81, was approved.

Senate Bills Nos. 81-B and 81-A were made special orders for March 18, 1908, at 2 P. M.

Mr. President:

Your Committee on School Lands report Senate Bill No. 237 back to the Senate, with the recommendation that it do pass.

H. S. JOHNSTON,

Chairman.

Mr. Agee moved to refer the bill back to the Committee for further consideration.

Out of order.

The report was referred to the Committee of the Whole.

Senate Concurrent Resolution No. 45, was read the second time, and referred to the Committee on State Affairs.

House Bill No. 46 was read the third time, at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Hatchett, Holman, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Yeager. Total 27.

Nays: Johnson (15), Wynne. Total 2.

Absent and not voting: Brazell, Brook, Brownlee, Davis, Echols, Goulding, Johnston, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Stanford, Stewart. Total 15.

The bill was declared passed.

Senate Bill No. 75 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Echols, Goulding, Johnston, Moore, Russell, Soldani, Stanford, Stewart. Total 11.

On the emergency the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Holman, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Hatchett, Johnson (14). Total 2.

Absent and not voting: Brazell, Brook, Brownlee, Echols, Goulding, Johnston, Moore, Russell, Soldani, Stanford, Stewart. Total 11.

The bill was declared passed, together with the emergency.

The President signed House Bill No. 46 and Senate Bill No. 75 in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 50 correctly engrossed.

The President signed Senate Concurrent Resolution No. 50 in open session.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 217 do pass, as amended, and be placed on third reading this day; that consideration of House Bill No. 241 be postponed until March 17, and that a Special Committee of three be appointed to confer with the author and report back to the Senate.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

House Bill No. 217 was read third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Cunningham, Curd, Davis, Eggerman, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Echols, Goulding, Johnston, Moore, Redwine, Russell, Soldani, Stafford, Stanford, Stewart. Total 13.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Echols, Goulding, Johnston, Moore, Redwine, Russell, Soldani, Stafford, Stanford, Stewart. Total 13.

The President appointed Mr. Smith, Mr. Hatchett and Mr. Cunningham a Special Committee to confer with the author and report on House Bill No. 241.

The President signed House Bill No. 217 in open session.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

Petition by Mr. Franklin was presented and referred to Committee on Public Health.

Mr. President:

Your Committee on Legal Advisory report on Senate Bill No. 103, as follows:

We find that the present Statutes of Oklahoma contain a complete code of laws relating to the organization, operation and control of Building and Loan Associations, said laws being embraced in Statutes as follows: Article 17 of Chapter 17, Statutes of Oklahoma, 1893. Article 5 of Chapter 10, Session Laws of Oklahoma, 1905.

We fail to find any substantial amendments suggested by the bill, and are of the opinion that some of its provisions are objectionable.

Therefore, as we have, in our opinion, ample laws already in force, and believing it the part of wisdom to postpone action on all measures not immediately demanded for the preservation of the public peace, health and safety, recommend that said bill do not pass.

J. ELMER THOMAS,

Chairman.

Mr. Franklin moved to postpone consideration of Senate Bills Nos. 68, 188 and 189 until March 19, and that in the meantime all interested parties be given hearings thereon, which motion was lost.

The Senate went into the Committee of the Whole, with Mr. Morris in the chair.

The President resumed the chair, to receive a message from the Governor.

To the Senate:

Pursuant to Senate Concurrent Resolution No. 60, by Mr. Redwine, entitled "A resolution requesting the Governor to return Senate Bill No. 26, for the purpose of further consideration," the bill is herewith returned to the Senate.

HENRY S. JOHNSTON,

Acting Governor.

Mr. Blair moved to reconsider the vote by which Senate Bill No. 115 was indefinitely postponed.

Mr. Goulding moved to reconsider the vote by which the report of the Legal Advisory Committee on Senate Bill No. 103 was adopted.

Mr. Blair excused for the day.

Mr. Yeager excused until Tuesday.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole have considered Senate Bills Nos.

188 and 293, and report them back to the Senate with the recommendation that they do pass, as amended.

J. S. MORRIS,
Chairman.

The report was adopted.

Mr. Redwine moved to reconsider the vote by which Senate Bill No. 26 was passed. The roll being called resulted as follows:

Yeas: Agee, Billups, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Redwine, Roddie, Strain, Smith, Thomas, Updegraff, Williams, Wynne. Total 26.

Nays: None.

Absent and not voting: Blair, Brazell, Brook, Brownlee, Conn, Eggerman, Echols, Johnston, Mathews, Moore, Russell, Soldani, Sorrells, Stafford, Stanford, Stewart, Taylor, Yeager. Total 18.

Mr. Redwine moved to reconsider the vote by which the Senate agreed to the House amendments to Senate Bill No. 26. The roll being called resulted as follows.

Yeas: Agee, Billups, Cordell, Curd, Cunningham, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Redwine, Roddie, Strain, Smith, Thomas, Updegraff, Williams, Wynne, Davis. Total 25.

Nays: None.

Absent and not voting: Blair, Brazell, Brownlee, Brook, Conn, Eggerman, Echols, Goulding, Johnston, Mathews, Moore, Russell, Soldani, Sorrells, Stafford, Stanford, Stewart, Taylor, Yeager. Total 19.

Mr. Redwine moved that the Senate do not concur in the House amendments to Senate Bill No. 26, and the roll was called and resulted:

Yeas: Agee, Billups, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Redwine, Roddie, Strain, Smith, Thomas, Updegraff, Williams, Wynne. Total 25.

Nays: None.

Absent and not voting: Blair, Brazell, Brownlee, Brook, Conn, Eggerman, Echols, Goulding, Johnston, Mathews, Moore, Russell, Soldani, Sorrells, Stafford, Stanford, Stewart, Taylor, Yeager. Total 19.

On motion by Mr. Redwine the House was requested to recede from its amendments to Senate Bill No. 26.

Special message from the Governor was read and referred to Committee on Privileges and Elections.

Senate Bill No. 297, by Mr. Billups, "An Act amending Sections 9 and 10, of Chapter 84, of the Statutes of Oklahoma for 1893," was read first time.

STATE OF OKLAHOMA.

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The Senate adjourned until Monday, March 16, at 10 A. M.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

EIGHTY-NINTH DAY

Senate Chamber

Saturday, March 14, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINETIETH DAY

Senate Chamber

Sunday, March 15, 1908.

There*was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINETY-FIRST DAY

Senate Chamber

Monday, March 16, 1908.

The Senate convened at 10 A. M., pursuant to adjournment with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Absent and excused:

Brazell, Brook, Echols, Moore, Sorrells, Stanford, Stewart. Total 7.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following petitions were read and referred to proper Committees: Nos. 672, 673 and 674.

Bills on first reading:

Senate Bill No. 298, by Mr. Thomas, "An Act limiting amount of money that may be expended by candidates for office, and declaring an emergency."

Senate Bill No. 299, by Mr. Smith, "An Act to authorize all Cities of the first class and all incorporated Cities, Towns and Villages, to invest the sinking fund in certain securities and to authorize said Cities of the first class and all Cities, Towns and Villages to establish public deposits for all funds of whatsoever kind, and prescribing penalties for failing to do so, and for other purposes."

Mr. President:

Your Committee on Legal Advisory recommend that Senate Bill No. 235 do not pass.

J. ELMER THOMAS,

The report was adopted.

Chairman.

Mr. President:

Your Committee on Commerce and Labor recommend that Senate Bill No. 229 do pass, as amended.

W. M. FRANKLIN,

Chairman.

Mr. Little withdrew Committee report on Senate Bill No. 237.

Mr. Thomas reported three additional rules for the government of employees of the Senate, which rules were read.

Mr. Soldani was excused until afternoon.

The following bills were read the second time, and referred to Standing Committees:

Senate Bill No. 295, by Mr. Keys, to County and County Affairs.

Senate Bill No. 296, by Mr. Holman, to Indian Affairs.

Senate Bill No. 297, by Mr. Billups, to Education.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 220 correctly enrolled.

The report of the Legal Advisory Committee on Senate Bill No. 103 was reconsidered, and the bill referred to Committee on Banks and Banking.

Mr. President:

I have the honor to inform you of the following House action:

By roll call vote, the House of Representatives has agreed to the Senate amendments to House Bill No. 217.

The House has also acceded to the request of the Senate for a conference on House Bill No. 174, and the Speaker has appointed Mr. Rainey, Mr. Murray and Mr. Durham House conferees.

Mr. Agee excused for the morning session.

The Senate went into the Committee of the Whole, with Mr. Thomas in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that on House Bill No. 280 additional time was given the Special Committee having same under consideration to report back to the Committee of the Whole.

Senate Bill No. 115 was passed, on account of the absence of Mr. Stafford.

Senate Bill No. 91 was dropped from the Calendar.

We report progress on Senate Bill No. 189, and beg leave to sit again.

J. ELMER THOMAS,

The report was adopted.

Chairman.

The President signed the engrossed copy of House Bill No. 261 in open session.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., with the Acting President, Mr. Graham, in the chair.

House Bill No. 377 was read the third time at length.

Mr. Roddie offered to amend by changing, on page 4, line 7, "\$2,000" to "\$1,800," and in line 3, "\$166.66 2-3" to "\$150.00."

Mr. Little moved to lay the amendment on the table, which motion prevailed.

Mr. Roddie offered to amend on page 4, line 10, by changing "\$1,500" to "\$1,200," and in line 11, "\$125.00" to "\$100.00," and strike out lines 13 and 14.

Mr. Stafford moved to lay the amendment on the table, which motion prevailed.

Mr. Roddie explained his vote, as follows:
Mr. President:

I vote to reduce the salaries of clerical help in the Secretary of State's Department and the State Examiner's Department for the reason that the Committee has seen fit to allow more money for these various clerks than is allowed for similar clerical help in any of the other Departments of State.

I do not think that special favors should be shown to any Department; neither do I think any Department should be discriminated against.

Mr. Williams offered to amend by reinstating the salaries of the four Assistant Attorney Generals to \$3,000, which amendment Mr. Little moved to lay on the table, and which motion prevailed.

Mr. Hatchett offered the following amendment, which was adopted:

Page 9, lines 13 and 14, after "month" strike out the remainder of the line, and insert: "Four months: Nov. 16th, 1907, to March 16, 1908, \$500.00."

Mr. Hatchett offered the following amendment, which was adopted:

Reduce the contingent expenses of the Oil Inspector from \$600 to \$200.

Mr. Hatchett offered the following amendment, which was lost:

Line 16, page 11, after "court" add "no part of which shall be used to pay employes or salaries."

Mr. Brazell offered the following amendment, which was lost:

Page 14, line 5, change "\$1,200" to "\$900."

Mr. Redwine offered the following amendment, which was lost.

Reinstate Assistant State Printer, at salary of \$1,500 per annum.

Mr. Roddie offered the following amendment:

Page, 15, Section "Examiner and Inspector," line 10, change "\$2,000" to "\$1,800."

Mr. Stafford moved to lay the amendment on the table, which motion prevailed.

Mr. Hatchett offered the following amendment:

Line 13, strike out "two" and insert therefor "one."

Mr. Stafford moved to lay the amendment on the table, which motion prevailed.

Mr. Roddie offered the following amendment:

Strike out the Assistant to the Commissioner of Charities, which amendment was lost.

Mr. Stafford offered a new Section covering miscellaneous items.

Mr. Hatchett moved to strike out the item of mail carrier, which motion was lost.

Mr. Mathews moved to strike out the item of day watchman, which was lost.

Mr. Roddie explained his vote on striking out the appropriation for the Assistant Commissioner of Charities.

On motion by Mr. Hatchett, one of the janitors on second and third floors was stricken out.

Mr. Hatchett offered an amendment to fix the compensation of the two firemen at \$2.00 per day, from Dec. 1, 1907, so long as needed, which amendment prevailed.

Mr. Goulding offered an amendment to strike out the custodian overseer and foreman of the janitors, which amendment was lost.

On motion of Mr. Mathews, the salary of the custodian was reduced from \$100 to \$75 per month.

On motion of Mr. Hatchett, the item of office rent for State Printer was reduced from \$30 to \$15 per month, and the item of \$3.75 for lights was stricken out.

The miscellaneous Section, as amended, was adopted.

On final passage of House Bill No. 377, the roll was called, and resulted:

Yeas: Agee, Blair, Conn, Cordell, Curd, Cunningham, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams. Total 29.

Nays: Brownlee, Hatchett, Mathews. Total 3.

Absent and not voting: Billups, Brazell, Brook, Davis, Eggerman, Echols, Moore, Sorrells, Stanford, Stewart, Wynne, Yeager. Total 12.

Message from the House transmitting enrolled House Bills Nos. 217 and 282, and Senate Bill No. 220; also engrossed copies of House Bills Nos. 31, 284, and 348.

House Bills on first reading:

House Bill No. 31, by Mr. Paschal, "An Act providing for the compulsory education of children between the ages of eight and sixteen years."

House Bill No. 284, by Mr. Murdock, "An Act permitting Cities, Towns and Villages to build sidewalks by special assessment."

House Bill No. 348, by Mr. Ellis and Mr. Tillotson, "An Act defining the powers and duties of the Commissioner of Charities and Corrections; providing for necessary assistants, clerks and stenographers, and for the necessary traveling and contingent expenses to put in operation and maintain the office of said Commissioner of Charities and Corrections, and declaring an emergency.

Message from the House informing the Senate that the House has refused to recede from its amendments to Senate Bill No. 26, and requesting a conference; and that the Speaker had appointed Mr. Cope, Mr. B. F. Harrison and Mr. Evans conferees on the part of the House; returning Senate Bill No. 26; also Senate Bill No. 6 and Senate Bill

No. 9, as amended; and that the House had refused to agree to the Senate amendments to House Bill No. 261, and requesting a conference thereon, Mr. Faulkner, Mr. Durant and Mr. Tillotson having been appointed as House conferees.

The Senate agreed to a conference on Senate Bill No. 26, and the President appointed Mr. Redwine, Mr. Hatchett and Mr. Wynne Senate conferees.

The Senate refused to recede from its amendments to House Bill No. 261, and requested a conference thereon, the President appointed Mr. Russell, Mr. Blair and Mr. Goulding Senate conferees. The Senate ordered Senate Bill No. 69 returned to the House for the reason that it was not properly transmitted to the Senate.

Senate Bill No. 293 was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams. Total 33.

Nays: None.

Absent and not voting: Brazell, Brook, Davis, Eggerman, Echols, Moore, Sorrells, Stanford, Stewart, Wynne, Yeager. Total 11.

On the adoption of the emergency Section the roll was called, and resulted.

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Wynne. Total 33.

Nays: None.

Absent and not voting: Brazell, Brook, Davis, Eggerman, Echols, Moore, Sorrells, Stanford, Stewart, Wynne, Yeager. Total 11.

The bill, together with the emergency, was passed and signed in open session by the President.

Message from the House informing the Senate that the House had agreed to all the Senate amendments to Senate Bill No. 61, except the striking out of the emergency clause, and has amended the emergency clause so as to read as follows:

"Section 30: An emergency is hereby declared, by reason whereof it is necessary for the immediate preservation of the public peace, health and safety, that this Act take effect from and after its passage and approval; Provided, however, that Article 1 shall be referred by the Secretary of State to the people for their approval or rejection at the regular election to be held in the year 1908, as provided by law. If a majority of all the electors voting at said election shall

vote in favor thereof, then said Article 1 shall thereby, upon the official canvass and publication of the vote thereon, be repealed. In the event of such repeal, the money and property in the possession of the Superintendent and the Local Agents shall be disposed of for the benefit of the State, as the Governor shall direct."

And returning Senate Bill No. 61, with House amendments, with the request that the Senate recede from its amendment striking out the emergency clause, and accept Section 30 as above written.

Senate Bill No. 61 was re-referred to Committee on Prohibition Enforcement.

The Senate went into the Committee of the Whole, with Mr. Thomas in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 181 be referred to a Special Committee of five.

J. ELMER THOMAS,

Chairman.

The report was adopted, and the President appointed Mr. Morris, Mr. Johnston, Mr. Roddie, Mr. Johnson (15) and Mr. Blair a Special Committee on said bill.

House Bill No. 282 was read the fourth time and the President signed the same in open session.

Mr. President:

Your Committee on Public Service Corporations recommend that House Bill No. 324 do pass, as amended, and that Senate Bill No. 235 do pass, without amendment.

W. N. REDWINE,

Chairman.

The report was adopted.

The Senate adjourned until 10 A. M., Tuesday, March 17, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

NINEIY-SECOND DAY

Senate Chamber

Tuesday, March 17, 1908.

The Senate convened at 10 A. M., with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Brazell, Echols, Moore, Stanford. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petitions Nos. 675, 676 and 677 were read and referred to proper Committees.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 298, by Mr. Thomas, to Elections and Privileges.

Senate Bill No. 299, by Mr. Smith, to Public Indebtedness.

House Bill No. 31, by Mr. Paschal, to Education.

House Bill No. 284, by Mr. Murdock, to Municipal Corporations.

House Bill No. 348, by Messrs. Ellis-Tillotson, to Hospitals.

The Senate refused to concur in the House amendments to Senate Bill No. 61, and requested a conference thereon.

The President appointed Mr. Billups, Mr. Thomas, Mr. Mathews, Mr. Landrum, Mr. Strain, Mr. Russell and Mr. Blair conferees on the part of the Senate.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 243 be referred to Committee on School and School Organization.

R. P. WYNNE,

Chairman.

The report was adopted and reference made.

The Senate went into the Committee of the Whole, with Mr. Little in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 289 and ask leave to sit again.

J. C. LITTLE,
Chairman.

The report was adopted.

The following bills were introduced and read the first time:

Senate Bill No. 300, by Mr. Hatchett, "An Act making it an offense, punishable by fine and removal from office for any authority, legislative, ministerial or judicial officer of this State, District, County or other municipal subdivision of the State, to appoint or vote for the appointment of any person related to him by affinity or consanguinity within the third degree to any clerkship, office, position or employment in any Department of the Government and providing penalties for the violation of this Act."

Senate Bill No. 301, by Mr. Conn, "An Act creating the Rowland Lowery School for the Blind, making an appropriation for the same, and declaring an emergency."

Senate Bill No. 302, by Mr. Stafford, "An Act in relation to the office of State Examiner and Inspector in compliance with Section 152 of the Constitution of the State of Oklahoma, providing for State Examiner and Inspector, under Article 5, Section 133, entitled 'A system of checks and balances between officials; defining duties and powers of State Examiner and Inspector; providing for appointment of Assistant Deputies and other employes; fixing salaries; providing for expenses; repealing all conflicting Acts, and declaring an emergency.'"

Senate Bill No. 303, by Mr. Yeager, "An Act requiring railroads operating in this State to equip their locomotives with certain kinds of fuel and prescribing penalties for the violation thereof."

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Senate Concurrent Resolution No. 51, by Mr. Landrum, "A resolution memorializing Congress to have the Bust of Sequoyah placed in the Statuary Hall at Washington, D. C."

Mr. Keys excused for the afternoon session.

The Senate went into the Committee of the Whole, with Mr. Little in the chair.

The President resumed the chair to receive a message from the House transmitting House Bill No. 231, House Bill No. 436, Senate Substitute Bill No. 101, Senate Concurrent Resolution No. 47, House Concurrent Resolution No. 21; and requesting the Senate to recede from its

amendment to Senate Bill No. 61 striking out the emergency, or return said bill to the House.

Mr. Russell moved to defer action on the message until the next legislative day, which motion prevailed.

The Committee of the Whole resumed business.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 189 do pass.

J. C. LITTLE,
Chairman.

The report was adopted.

House amendment to Senate Concurrent Resolution No. 47, read and the Senate refused to concur therein.

The President signed the enrolled copy of the special rules.

Mr. President:

Your Committee on Legal Advisory recommend that Senate Bill No. 14 do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 186 do pass; also that Senate Bill No. 256 do pass; that Senate Bill No. 268 do pass; that Senate Bill No. 231 do not pass; that Senate Bill No. 56 do not pass; that House Bill No. 131 do pass, and that Senate Bill No. 185 do not pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

The Senate adjourned until 10 A. M., March 18, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINETY-THIRD DAY

Senate Chamber

Wednesday, March 18, 1908.

The Senate convened at 10 A. M., pursuant to adjournment with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused: Brazell, Echols, Moore, Stanford. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petitions Nos. 678, 679 and 680 were read and referred to proper Committees; also Nos. 681 and 682.

Bills on first reading:

Senate Bill No. 304, by Mr. Brook, "An Act in regard to unfairness in business."

Senate Bill No. 305, by Mr. Brook, "An Act in regard to selling the lands of minors."

Senate Bill No. 306, by Mr. Brook, "An Act in regard to charters by railroad corporations."

Senate Bill No. 307, by Mr. Brook, "An Act giving mechanics and those furnishing material and all those who may sustain any loss by accident a prior lien upon the road-bed, equipment and franchise of railroads."

Mr. President:

Your Committee on Indian Affairs recommend that Senate Bill No. 296 do pass.

J. M. KEYS,
Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

House Bill No. 300, by Mr. Hatchett, to State Affairs.

Senate Bill No. 301, by Mr. Conn, to Hospitals.

Senate Bill No. 302, by Mr. Stafford, to Uniformity of County Records.

Senate Bill No. 303, by Mr. Yeager, to Public Service Corporations.

House Bill No. 231, by Mr. Early, to Municipal Corporations.

House Bill No. 435, by Mr. Wilson, to Commerce and Labor.

Senate Concurrent Resolution No. 51, by Mr. Landrum, to Fees and Salaries.

House Concurrent Resolution No. 21, by Mr. Norvell, to Navigation.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

The President resumed the chair to receive a message from the House informing the Senate that the House refused to concur in the Senate amendments to House Bill No. 377 requesting a conference, and that the Speaker has appointed Mr. Whitehurst, Mr. Durant and Mr. McCalla House conferees.

The Senate refused to recede from its amendments, and a conference was agreed on, the President appointing Mr. Stafford, Mr. Redwine and Mr. Russell Senate conferees.

The Committee of the Whole resumed business.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 81-A and ask leave to sit again.

A. E. AGEE,
Chairman.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

The Senate received a delegation of two hundred citizens from Lincoln County, petitioning the Legislature to pass a law authorizing the sale of school lands. Col. Roy D. Hoffman, Governor Haskell, H. L. Cloud and G. A. Smith addressed the Senate.

Message from the House requesting the return of Senate Bill No. 61.

Mr. Stewart moved to return Senate Bill No. 61; Mr. Russell moved to further postpone action until 4 P. M., which motion prevailed.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The President resumed the chair, and the resignation of Chas. F. Barrett, as Messenger, was read and accepted.

Mr. President:

Your Committee on Hospitals and Charities recommend that Senate Bill No. 283 do pass, as amended.

J. J. WILLIAMS,

Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 254, as amended by the House.

On motion of Mr. Hatchett the Senate agreed to the House amendment to Senate Bill No. 254.

Message from the House informing the Senate that the House had refused to agree to Senate amendments to House Bill No. 46, and requesting a conference, and that the Speaker had appointed Mr. Ellis, Mr. Casteel and Mr. O'Neal House conferees.

The Senate voted not to recede from its amendments, and the President appointed Mr. Holman, Mr. Keys and Mr. Wynne Senate conferees.

The Committee of the Whole resumed.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 81-A and ask leave to sit again.

JESSE M. HATCHETT,

Chairman.

The report was adopted.

Mr. Billups moved to defer action on all messages from the House relative to Senate Bill No. 61 until March 20, at 2 P. M.

Mr. Memminger moved as a substitute that amended Senate Bill No. 61 be re-referred to the Committee on Prohibition Enforcement, with instructions that the same be divided into two bills, one on the subject of Prohibition Enforcement, with the emergency clause, and the other on State Agency.

Mr. Stafford rose to a point of order that the bill is not before the Committee for consideration, which was sustained.

Mr. Williams moved to limit speeches to three minutes, which was lost.

The question being, "Shall the Senate postpone consideration of the various House messages concerning Senate Bill No. 61 until 2 P. M., March 20?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Eggerman, Graham, Holman, Johnston, Johnson (15), Keys, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Thomas, Williams, Wynne, Yeager. Total 23.

Nays: Brownlee, Conn, Cunningham, Davis, Franklin, Goulding, Hatchett, Johnson (14), Landrum, Little, Mathews, Memminger, Morris, Stewart, Taylor, Updegraff. Total 16.

Absent and not voting: Brazell, Echols, Moore, Soldani, Stanford. Total 5.

Points of order by Mr. Hatchett and Mr. Davis that it takes a two-thirds vote to set aside a special order.

Points of order overruled.

Mr. Little moved to make Senate Bill No. 280 a special order at 10 A. M., Thursday, March 19, 1908.

Mr. Graham moved to lay the motion on the table, which motion prevailed.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 81-A and ask leave to sit again.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 54 do pass, as amended.

J. C. GRAHAM,
Chairman.

The report was adopted.

Message from the House transmitting House Concurrent Resolution No. 28.

House Concurrent Resolution No. 28 was read first time.

The Senate adjourned until 10 A. M., Thursday, March 19, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINETY-FOURTH DAY

Senate Chamber

Thursday, March 19, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Frankling, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Echols, Brazell, Stanford. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petition No. 683, by Mr. Stafford, was read.

Mr. President:

Your Committee on the Uniformity of County Records recommend that Senate Bill No. 302 do pass.

D. M. SMITH,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Hospitals and Charities recommend that House Bill No. 348 do pass.

J. J. WILLIAMS,
Chairman.

The report was adopted.

Mr. President:

Your Committee on State Affairs recommend that Senate Concurrent Resolution No. 49 do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

The President requested the Committee on Senate and Legislative Affairs to investigate the laws and ascertain whether there were any State offices created by the Constitution not provided for by law, and if such existed to report any bills covering the same.

Mr. President:

Your Joint Conference Committee on House Bill No. 46, recommend that the same do pass, with the following amendments:

That the Senate recede from its first amendment, that requires that the County Superintendent endorse second grade certificates issued in any other County, and that the House agree to the amendment inserted by the Senate, striking out the words "on the payment of the fee of \$1.00."

JAMES M. KEYS,
R. P. WYNNE,
H. H. HOLMAN,
Senate Committee.

A. H. ELLIS,
G. W. O'NEAL,
F. L. CASTEEL,
House Committee.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Substitute Bill No. 101 correctly enrolled.

Senate Substitute Bill No. 101 was read at length the fourth time, and the President signed the same in open session.

Senate Substitute Bill No. 188 was read third time at length.

Section 1 was referred to the Special Committee, consisting of Mr. Williams, Mr. Conn, Mr. Johnson (15), Mr. Franklin, Mr. Russell and Mr. Cunningham to redraft said Section, and any other portion of the bill necessary to harmonize with Section 1.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess with the President Pro Tempore, Mr. Johnston, in the chair.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 304, by Mr. Brook, to Commerce and Labor.

Senate Bill No. 305, by Mr. Brook, to Judiciary No. 2.

Senate Bill No. 306, by Mr. Brook, to Public Service Corporations.

Senate Bill No. 307, by Mr. Brook, to Public Service Corporations.

House Concurrent Resolution No. 28, to Committee on State Library, Statistics.

Senate Bill No. 254 was signed by the President in open session.

The Senate went into the Committee of the Whole with Mr. Hatchett in the chair.

Message from the House informing the Senate that the House of Representatives had adopted the Joint Conference Committee report on House Bill No. 46, by Mr. Ellis.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 182 do pass, as amended; and that House Bill No. 348 do pass as amended.

JESSE M. HATCHETT,

Chairman.

The report was adopted.

Mr. Johnston was excused until 10 A. M. Friday.

House Bill No. 348 was read at length the third time.

Mr. Russell moved to strike out Section 15.

The question being, "Shall the amendment prevail?" The roll was called, and resulted:

Yeas: Billups, Blair, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Hatchett, Holman, Landrum, Little, Mathews, Morris, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Yeager. Total 23.

Nays: Agee, Brook, Conn, Franklin, Goulding, Johnson (14), Johnson (15), Keys, Memminger, Soldani, Taylor, Williams. Total 12.

Absent and not voting: Brazell, Echols, Graham, Johnston, Moore, Redwine, Stanford, Updegraff, Wynne. Total 9.

Mr. Blair moved to strike out all of line 6 of Section 7 after the word "and" and all of lines 7, 8, 9, and 10, up to and including the word "corrections."

On the amendment the roll was called, and resulted:

Yeas: Blair, Brownlee, Cordell, Curd, Cunningham, Landrum, Little, Mathews, Morris, Roddie, Russell, Stafford, Smith, Stewart, Thomas. Total 15.

Nays: Agee, Billups, Brook, Conn, Davis, Eggerman, Franklin, Goulding, Holman, Johnson (14), Johnson (15), Keys, Memminger, Soldani, Sorrells, Taylor, Williams, Yeager. Total 18.

Absent and not voting: Brazell, Hatchett, Echols, Graham, Johnston, Moore, Redwine, Strain, Stanford, Updegraff, Wynne. Total 11.

Mr. Billups moved to amend page 2, Section 7, line 9, as follows: After "certificate" add "Provided, such certificate may be revoked by the

Commissioner of Charities, for cause, notice of such revocation being first given."

The question being on the adoption of the amendment, the roll was called, and resulted:

Yeas: Billups, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Roddie, Soldani, Sorrells, Smith, Taylor, Thomas, Williams. Total 20.

Nays: Agee, Blair, Brook, Brownlee, Cunningham, Little, Mathews, Morris, Russell, Stafford, Stewart, Yeager. Total 12.

Absent and not voting: Brazell, Echols, Graham, Hatchett, Johnston, Memminger, Moore, Redwine, Strain, Stanford, Updegraff, Wynne. Total 12.

Mr. Russell explained his vote on the Billups amendment:

Mr. President:

I vote "No" on the Billups amendment because I do not believe that it is intended, or will be held, that these certificates give authority for these institutions to run for one year; but are only intended for a recommendation.

The question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Taylor, Thomas, Williams, Yeager. Total 30.

Nays: Blair, Little, Mathews, Stewart. Total 4.

Absent and not voting: Brazell, Echols, Graham, Hatchett, Johnston, Moore, Strain, Stanford, Updegraff, Wynne. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Roddie, Russell, Sorrells, Soldani, Stafford, Strain, Smith, Taylor, Thomas, Williams, Yeager. Total 30.

Nays: Blair, Little, Mathews, Stewart. Total 4.

Absent and not voting: Brazell, Echols, Graham, Hatchett, Johnston, Moore, Redwine, Stanford, Updegraff, Wynne. Total 10.

The bill was declared passed, and the President signed the same in open session.

The Special Committee to consider and report a new Section to Senate Bill No. 188, to be known as Section 1, reported; the report was adopted, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd,

Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Brazell, Echols, Graham, Johnston, Moore, Strain, Stanford, Updegraff. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Little, Stafford. Total 2.

Absent and not voting: Brazell, Echols, Graham, Johnston, Moore, Stanford, Updegraff. Total 7.

Bills on first reading:

Senate Bill No. 308, by Mr. Stewart, "An Act providing for the government of the incorporated Towns in the State of Oklahoma."

Senate Bill No. 309, by Mr. Stewart, "An Act providing that County Commissioners shall provide separate cells for white and colored prisoners."

Senate Joint Resolution No. 2, by Mr. Goulding, "A Resolution submitting to the people the question of local option and high license."

The Senate went into the Committee of the Whole, with Mr. Wynne in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 302, and ask leave to sit again.

R. P. WYNNE,

Chairman.

The report was adopted.

The President signed Senate Resolution No. 27, in open session.

The Senate adjourned until 9 A. M., Friday, March 20, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

NINETY-FIFTH DAY

Senate Chamber

Friday, March 20, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Strain, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Stanford, Echols Total 2.

Prayer by the Chaplain.

Senate Joint Resolution No. 4, by Mr. Goulding, was withdrawn.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 308, by Mr. Stewart, to Municipal Corporations.

Senate Bill No. 309, by Mr. Stewart, to Penal Institutions.

Mr. Little excused until Monday.

The Senate went into the Committee of the Whole, with Mr. Sorrells in the chair.

Message from the House transmitting Senate Bill No. 101, and Senate Bill No. 254, as enrolled and signed by the Speaker of the House; enrolled House Bill No. 46, and House Bill No. 364.

House Bill No. 364, by Mr. Chastain, "An Act to provide for the division of Seminole County into two County Court Districts and designating the Court Town, terms of the Court and class of cases to be tried in each District," was read the first time.

House Bill No. 46 was read the fourth time at length, and signed in open session by the President.

The Committee of the Whole resumed.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 324 do pass, as amended; that House Bill No. 131 do pass. We report progress on Senate Bill No. 81-A and ask leave to sit again.

E. T. SORRELLS,

Chairman.

The report was adopted.

House Bill No. 324 was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Echols, Little, Mathews, Stanford. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: Stafford. Total 1.

Absent and not voting: Echols, Little, Mathews, Roddie, Moore, Stanford. Total 6.

House Bill No. 131 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Memminger, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Echols, Little, Mathews, Stanford. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: Stafford. Total 1.

Absent and not voting: Echols, Little, Mathews, Stanford. Total 4.

House Bills Nos. 324 and 131 were passed, with the emergency, and signed in open session by the President.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

The Senate went into the Committee of the Whole, with Mr. Brownlee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 255 do pass; that Senate Bill No. 54 do pass, as amended.

E. D. BROWNLEE,
Chairman.

The report was adopted.

Mr. Billups moved to reconsider the vote by which the Senate refused to concur in the House amendments to Senate Bill No. 61, said amendment being the emergency Section of said bill.

Motion by Mr. Johnson (14) to lay the motion to reconsider on the table was lost.

The question being, "Shall the motion to reconsider the Senate's action in refusing the concurrence in the House amendment to Senate Bill No. 61?" The roll was called, and resulted.

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Brazell, Brownlee, Cunningham, Davis, Johnson (14), Updegraff. Total 6.

Absent and not voting: Echols, Hatchett, Little, Memminger, Redwine, Stanford. Total 6.

Mr. Davis offered the following amendment to Senate Bill No. 61:

Amend the amendment to Article 3, Section 30, by inserting in lieu thereof the following:

"Section 30. Articles 1 and 2 of this Act shall be submitted as a proposition to the qualified electors of this State for their adoption or rejection at the general election to be held in November, 1908. And on the official ballot shall be printed 'For the State Dispensary System' and 'Against the State Dispensary System' and if a majority of the votes cast be for the State Dispensary, then said Articles 1 and 2 shall be and become the law of the State and be in full force and effect from and after the official declaration of the result of the vote on such proposition; Provided, however, that if a majority of the votes cast upon said proposition shall not be for the State Dispensary System, then said Articles 1 and 2 shall not become the law."

Mr. Davis moved the adoption of the amendment, seconded by Mr. Brownlee.

Mr. Billups moved to lay the amendment on the table, which motion was carried.

Mr. Billups offered the following amendment as an amendment to the House amendment to Section 30 of Senate Bill No. 61:

"Section 30. For the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect from and after its passage and approval: Provided, however, that Article 1 shall be referred by the Secretary of State to the people for their rejection or approval at the regular election to be held in the year 1908, in the manner provided by law; and if a majority of all the electors voting at said election shall vote in favor thereof, then said Article 1 shall thereby, upon the official canvass and publication of the vote thereon, become a part of the Constitution, until otherwise provided by law. But if a majority of the electors voting thereon at said election shall vote against said Article 1, the same shall thereupon, upon the official canvass and publication of the vote, be repealed; Provided, however, that that part of Section 5, Article 1, of this Act, which provides that 'An agency for the sale of intoxicating liquors for lawful purposes may be established by the Superintendent, subject to the approval of the Governor, in any incorporated Town within this State of one thousand population or more, or at any other place in this State where a public necessity exists therefor,' shall not take effect or be in force prior to December 1st, 1908. In the event of such repeal, the money and property in the possession of the Superintendent and local agents shall be disposed of for the benefit of the State, as the Governor shall direct."

Mr. Billups moved the adoption of the amendment, and the question being, "Shall the Amendment prevail?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Brazell, Brownlee, Cunningham, Davis, Johnson (14), Little, Mathews, Updegraff. Total 8.

Absent and not voting: Echols, Hatchett, Memminger, Stanford. Total 4.

Mr. Brownlee explains his vote as follows:

Mr. President:

In explanation of my vote I desire to say that the people of this State voted on September 17, 1907, for State wide prohibition. On the

ballots was printed "For State Wide Prohibition" and "Against State Wide Prohibition." When the people by their votes declared for prohibition, they did not intend to put private persons out of the saloon business for the purpose of putting the State into that business. The original Billups Bill No. 61 provided for the enforcement of the constitutional prohibition, and had an emergency clause attached putting the same into effect immediately upon its approval by the Governor. I voted for the bill on final passage and also voted for the emergency Section. The emergency section of the original bill was defeated in the House. It was generally understood at that time that the bill providing for the dispensary or State agency would be an entirely separate matter. It was ascertained, however, that the dispensary measure could not become a law unless it was placed as a "rider" on the prohibition enforcement measure. In the Conference Committee, an entirely new bill was drafted, with three Articles. Articles 1 and 2 were the dispensary provisions, and the third and last was the enforcement provisions. It was "whiskey" first to the people of this State—"whiskey" first and "enforcement" last. The Democratic party says to the people of this State "If you want prohibition enforcement, you will have to swallow the dose and take 'State saloons with it.'" It refuses to trust the people, and the old campaign slogan of "Let the people rule" is made a farce. This monstrosity came back to the Senate. I voted for the Davis amendment to divide the two propositions, and submit the State agency to a vote of the people for ratification or rejection. When this proposition was defeated and the bill came up for final passage I voted for the bill. On the emergency clause, I voted for an amendment putting the enforcement into operation on its approval by the Governor; but submitting the agency proposition to a vote of the people. I opposed the dispensary provisions because it simply puts the State in the saloon business. Under the bill the maximum amount of liquor any one person can purchase in one day from any State agent is one-half gallon of whiskey, or spiritous liquors and three gallons of beer or malt liquors. If a hard drinker is economical during the day he might possibly have sufficient left at night for a "night cap." It will put the "booze" doctor in the saloon business instead of the licensed saloon keeper. It puts the State in competition with the "bootlegger." There is no demand for the State going into the saloon business excepting by a class of office-seekers whose insatiable appetites keep them crowding around the pie counter. Sixteen members of this Senate voted against the proposition to apply the emergency clause to the dispensary. Twenty-four voted for it. Four members were absent who were opposed to the dispensary. Four members who voted for the emergency clause did so under protest against their convictions. So a majority of this Senate believe that the dispensary features of the bill should be left to a

vote of the people. The Democratic executive caucus was held in the Senate Chamber on this 20th day of March, just prior to the time set for the reconsideration of the vote on the emergency clause. What took place in that caucus we are only to imagine but the result shows that something fearful happened to some of those who had been most bitter in their denunciation of the dispensary. In my opinion this dispensary law will make prohibition enforcement mere buffoonery, and when the people do finally get a vote on the same they will speak in no uncertain tones. When votes are being solicited by the Democratic party in the next campaign will the people be cajoled by bellowing demagogues shouting "Let the people rule?"

Mr. President, I vote "No" and I sincerely believe that those responsible for attempting to place the State in the saloon business against the expressed wish of the people or without giving them a chance to express their wishes, will be called to an accounting.

Mr. Franklin explains his vote as follows:

I vote "Yes" on the amended emergency clause to Senate Bill No. 61, for the following reasons:

At the time the emergency clause failed on a previous vote, I offered a substitute thereto which is almost word for word the same as the one which I now vote for, so I am only acting consistently with the position I have maintained from the start. Before assuming my duties here I took an oath to "support, obey and defend" the Constitution of Oklahoma. Certain features of said bill goes beyond the constitutional limitations providing for the establishment of dispensaries by the Legislature, hence I could not conscientiously vote to put into immediate effect a provision which is clearly in contravention of the supreme law of this State. If the dispensing system is a good thing, I think it should not be limited to towns of two thousand population or where a County has no Town of two thousand population to one place in such County, and, for that reason, in view of the constitutional limitation, I favored the entire dispensary proposition being submitted to the people at the next general election, under the "referendum" power of the Legislature, so that the Constitution could be amended to conform to the necessity demanded by such system, in case the people, in expressing their sovereign will, believed that a dispensary system would aid in prohibition enforcement. Since all legislation is the result of concession on the part of some one, I have pursued what I believe to be the next best course, believing that the short time between now and the election will give the people an opportunity to judge the merits of dispensary system knowing that they will ultimately have the power under the amended provision, to ratify or repeal the law providing for the same, thus giving emphasis to the motto of our party "Let the people rule."

Motion to reconsider Section 30 was laid on the table.
To the Legislature:

I have the honor to report that I have this day approved and signed Senate Bill No. 254.

THE GOVERNOR,
C. N. HASKELL.

Mr. President:

Your Committee on Legal Advisory recommend that Senate Joint Resolution No. 3, by Mr. Thomas, do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

The rules were suspended, and Senate Joint Resolution was placed on third reading and final passage, said resolution being Senate Joint Resolution No. 3, by Mr. Thomas:

Be it Resolved by the Senate, the House of Representatives Concurring therein:

That the following proposition, entitled "Article 1 of Senate Bill Number Sixty One" be submitted as a proposed amendment to the Constitution of the State of Oklahoma, for ratification or rejection, at the general election to be held in November, 1908; at said election, and on which ballot the proposed amendment shall be submitted, separately, and in the following form:

SHALL ARTICLE 1 OF SENATE BILL NO. 61 BE ADOPTED?

.....	:	:	YES.
.....	:	:	
.....	:	:	NO.
.....	:	:	

And ballots used in voting for or against the proposed amendment shall contain no other matters to be voted on at such elections and shall be prepared, printed, furnished and distributed by the Board of Election Commissioners for the State as required by the laws for elections therein: Provided, That if a majority of all the electors voting at said election shall vote in favor thereof, then said Article 1, of Senate Bill No. 61, shall thereby, upon the official canvass and publication of the vote thereon, become a part of the Constitution; And Provided, further that if a majority of all the electors voting thereon at said election shall vote against said Article 1, of Senate Bill No. 61, the same shall thereby, upon the official canvass and publication of the vote thereon be repealed.

(PROPOSED AMENDMENT.)

ARTICLE 1 OF SENATE BILL NO. 61.

Section 1. A State Agency is hereby created and established at the Capital of the State. It shall be under the charge, supervision and management of a Superintendent, who shall be appointed by, and hold office during the pleasure of, the Governor. He shall take and subscribe the oath prescribed by law and shall give bond in a sum to be fixed by the Governor of not less than twenty-five thousand dollars, conditioned for the faithful discharge of his duties, and shall receive a salary, to be fixed by the Governor, not to exceed eighteen hundred dollars per annum, payable monthly. He shall, under the direction of the Governor, employ such assistants, clerical help and laborers as may be necessary to carry out the provisions of this Act.

As soon as said Superintendent shall have been appointed and qualified, he shall procure a place suitable for the State Agency where shall be received and kept, packed, sealed, labeled, numbered, and shipped out all liquors purchased or acquired for the use of the State under the provisions of this Act. He shall estimate, as nearly as can be, the quantity and kind of intoxicating liquors, and other supplies, necessary for the use of the State Agency for a period of not more than three months, and shall invite, and by all reasonable means seek to procure, by advertisement and otherwise, bids from manufacturers and whole sale dealers for furnishing the same. He shall establish a standard of quality to which all purchases made for the State Agency shall conform, and upon which all bids shall be based; shall establish suitable rules and regulations for testing and determining the quality of all liquors purchased or acquired for the State Agency under the provisions of this Act.

He shall also, within the first five days of each succeeding month after the first purchase of liquor, as the needs of the State Agency may require, make out and keep open for public inspection a list of all liquors and other supplies to be purchased during the ensuing month, stating the kind, grade, quality and quantity, and fixing a date for the purchase thereof. No purchase of any kind of liquor shall be made at one time more than is estimated to be necessary for the use of the State Agency for the period of three months. All contracts for the purchase of such liquors shall be executed in duplicate by the seller or his agent, and by the Superintendent, and approved by the Governor. All bids shall be opened, the terms of all purchases discussed, and all contracts executed, publicly; Provided, however, that the Governor, and the Superintendent may reject any and all bids. A copy of every such contract shall be kept in the office of the Superintendent, and the original thereof filed with the Governor. No contract shall be made for the purchase of any liquors, with or through any person who is related to the Superintendent, or the Governor, within the third degree.

Section 2. At the end of each month the Superintendent shall, until otherwise provided by law, make out, in duplicate, an itemized statement, under oath, for such month, showing the amount of liquor or other property purchased or otherwise acquired; the amount disposed of; the amount on hand, the amount of cash expended, received and on hand. One copy of such monthly statement shall be filed with the Governor and the other with the State Auditor. He shall also make an annual report at the end of each fiscal year. He shall deposit all cash received from the sales of liquor, or from other sources, in such bank or banks as the Governor shall designate and shall require security therefor to be deposited with the State Treasurer of like kind and amount as required for deposits of public funds. He shall from time to time, purchase such additional liquors as may be required to supply the demand of local agents and otherwise use the funds in his possession as may be necessary in carrying out the provisions of this Act: Provided, that all checks drawn on deposits by the Superintendent shall be countersigned by the Governor.

Section 3. Until otherwise provided by law, the Superintendent shall cause all spiritous liquors except alcohol for pharmaceutical, scientific or industrial purposes received at the State Agency where the same are purchased in bulk, to be put up in suitable vessels or packages of uniform size and full measure, containing not less than one-half pint nor more than one-half gallon. The maximum size for packages of vinous liquors so put up shall not exceed one gallon. Each vessel shall be securely sealed, safely to enclose and preserve the liquors against leakage, and each seal shall have an impression thereon, of a design to be prescribed by the Superintendent, so that the vessel cannot be opened without destroying the seal. Each package of liquor of any kind, before shipping from the State Agency, shall have placed thereon a label bearing a serial number, and correctly stating the kind, quantity and quality, or standard of liquor therein contained, and such other matter as the Superintendent may direct, and shall have plainly printed thereon the price at which the package is to be sold. Said label shall also have printed thereon the following:

"This package was sealed and labeled at the State Agency and if sold for any different price than that printed on this label, or if the seal on this package be broken when sold, the buyer or his assigns may, on proof thereof, recover judgment against the local agent selling the same on his official bond, for the sum of one hundred (\$100.00) dollars."

Section 4. Until otherwise provided by law, the selling price to be marked upon each package of liquor and to be charged by local agents for all liquors sold under the provisions of this Act, shall be computed by counting the cost of all liquors purchased or acquired for the State Agency, to which shall be added the salaries, printing, freight, special

taxes, and all other necessary expenses lawfully incurred, and to the cost so computed shall be added not to exceed fifty per centum; Provided, however, that the price so fixed shall be uniform throughout the State for packages of like size and kind; And provided further, that alcohol for pharmaceutical, scientific or industrial purposes shall not be sold at a higher price than the cost to the State Agency, plus the cost of container and freight, with a charge for handling not exceeding three per centum.

Section 5. One agency only for the sale of intoxicating liquors for lawful purposes is hereby established in each incorporated Town, within this State, of two thousand population or more, and in each County having no such incorporated Town of two thousand population, at some place to be designated by the Superintendent; Provided, however, that one agency for the sale of intoxicating liquors for lawful purposes may be established by the Superintendent, subject to the approval of the Governor, in any incorporated Town, within this State, of one thousand population or more, or one such agency at any other place in this State where a public necessity exists therefor. Provided, further, the Superintendent may prescribe rules and regulations, subject to the provisions hereinafter contained, or that may be hereafter provided by law, under which he shall furnish such liquors to apothecaries, or pharmacists, who are actually and in good faith engaged in business as such, from the State Agency, or from such convenient warehouse as he may, in his discretion, establish.

Section 6. Until otherwise provided by law, a local agent shall be appointed by the Governor, at each local agency, who shall be not less than twenty-one years of age, shall not be addicted to the use of intoxicating liquors as a beverage and shall not have been engaged in the manufacture or sale of any vinous, spirituous, or malt liquors, or any imitation thereof or substitute therefor, within five years next preceeding his appointment, and who shall not be a practicing physician. He shall take the oath prescribed by law and shall execute a bond in the sum of not less than one thousand (\$1,000.00) dollars, conditioned that he will not sell any such liquors except in the manner provided by law, and that he will faithfully account for all moneys or property that may come into his hands, and do and perform all things required to be done or performed, by him as such agent, and shall well and truly perform all judgments, and pay all fines and penalties adjudged against him.

The resolution was read the third time, at length, and on the passage of the same, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie,

Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Brazell, Cunningham, Johnson (14), Updegraff. Total 4.

Absent and not voting: Echols, Hatchett, Little, Memminger, Stanford. Total 5.

The resolution was passed and signed in open session by the President.

Senate Bill No. 255 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Russell, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Echols, Hatchett, Little, Memminger, Stanford. Total 5.

The bill was passed.

Senate Bill No. 54 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 28.

Nays: Agee, Cunningham, Holman, Moore, Stanford. Total 5.

Absent and not voting: Brownlee, Davis, Eggerman, Echols, Franklin, Hatchett, Little, Memminger, Soldani, Stanford, Updegraff. Total 11.

The bill was passed.

The Committee on Enrolled and Engrossed Bills report Senate Bill No. 182 correctly engrossed.

Senate Bill No. 182 read at length the third time, and on final passage, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Soldani, Updegraff. Total 2.

Absent and not voting: Brook, Davis, Eggerman, Echols, Hatchett, Little, Memminger, Stanford. Total 8.

The bill passed, and the President signed in open session engrossed Senate Bills. Nos. 182, 54 and 255.

The Senate went into the Committee of the Whole, with Mr. Landrum in the chair.

The President resumed the chair to receive a message from the House informing the Senate that the House of Representatives had passed Senate Joint Resolution No. 2; and Senate Bill No. 259, and that the House had agreed to the Senate amendments to House Bills Nos. 348 and 324, and Senate Substitute Bill No. 79, by Mr. Taylor, had passed.

The question being on the concurrence with House amendments to Senate Bill No. 79, and the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brook, Brownlee, Cunningham, Echols, Goulding, Hatchett, Holman, Johnson (14), Little, Memminger, Soldani, Stanford, Updegraff. Total 13.

Senate Joint Resolution No. 2 was referred to Committee on Senate and Legislative Affairs, to consider the House amendments thereto.

The question being on the concurrence in House amendments to Senate Bill No. 259, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brook, Brownlee, Cunningham, Echols, Goulding, Hatchett, Holman, Johnson (14), Little, Memminger, Soldani, Stanford, Updegraff. Total 13.

Mr. President:

Your Committee on Privileges and Elections recommend that Senate Bill No. 234 do pass, as amended.

CLARENCE DAVIS,
Chairman.

The report was adopted.

Mr. President:

Your Special Committee recommends that Senate Bills Nos. 39, 211 and 212 do not pass; that Senate Bill No. 221, as amended and consoli-

dated with Senate Bills Nos. 39, 211 and 212, to be known as the Smith-Memminger-Cordell Bill, do pass.

D. M. SMITH,
Chairman.

The report was adopted.

Senate Bill No. 221 was made a special order for Monday, at 11 A. M.

The Senate went into the Committee of the Whole, with Mr. Landrum in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 81-A and ask leave to sit again.

E. M. LANDRUM,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Privileges and Elections recommend that Senate Bill No. 168 do pass, as amended.

CLARENCE DAVIS,
Chairman.

The report was adopted.

Senate Bill No. 259 was read at length the fourth time, and the President signed the enrolled copy in open session.

Senate Bill No. 168, as amended, was made a special order for 2 P. M., Monday, March 23.

The Senate adjourned until 9 A. M., Monday, March 23, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINETY-SIXTH DAY

Senate Chamber

Saturday, March 20, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINETY-SEVENTH DAY

Senate Chamber

Sunday, March 21, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINETY-EIGHTH DAY

Senate Chamber

Monday, March 22, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present.

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Echols, Memminger, Soldani, Sorrells, Updegraff. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative Day was read and approved. To the Legislature:

I have the honor to report to your Honorable Body that I have approved and signed House Bill No. 46, and Senate Bill No. 259.

THE GOVERNOR,

C. N. HASKELL.

House Bill No. 364, by Mr. Chastain, was read the second time, and referred to Committee on Judiciary No. 2.

The President signed Senate Bill No. 188 in open session.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 40 do pass; that Senate Bill No. 180 be recommitted to the Committee on Fish and Game, to be considered with a House Bill on same subject.

TOM MOORE,

Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 302 do pass, as amended; we further report progress on Senate Bill No. 221, and ask leave to sit again.

TOM MOORE,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

Bills on first reading:

Senate Bill No. 310, by Mr. Russell, "An Act to provide for the location of additional Court Towns in large Counties."

Senate Bill No. 311, by Mr. Cordell, "An Act fixing compensation for expert witnesses."

Senate Bill No. 312, by Mr. Stafford, "An Act to define the powers and duties of the Board of Regents for the State Normal Schools."

Senate Bill No. 313, by Mr. Brownlee, "An Act defining the powers and duties of the Geological Survey Commission."

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 61, correctly enrolled.

The fourth reading of Senate Bill No. 61 was suspended by a vote of 25 ayes, Mr. Hatchett, Mr. Johnson (14), Mr. Little, Mr. Mathews, Mr. Morris and Mr. Moore voting "No."

The President signed enrolled Senate Bill No. 61 in open session.

Mr. President:

Your Committee on Penal Institutions have considered Senate Bill No. 309 and recommend that it do pass.

W. H. JOHNSON,

Chairman.

The report was adopted.

The report of the Conference Committee on House Bill No. 261 was read, and adopted by the following roll-call vote:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brook, Brownlee, Echols, Holman, Memminger, Soldani, Sorrells, Stafford, Stanford, Updegraff. Total 10.

Two petitions, by Mr. Thomas, were read and referred to Committee on Insurance.

Message from the House transmitting House Bill No. 348 enrolled and signed by the Speaker of the House.

House Bill No. 348 was read at length the fourth time, and signed by the President in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 54 correctly engrossed.

The President signed Senate Bill No. 54 in open session.

Message from the House informing the Senate that the House had concurred in the conference report on House Bill No. 261, and had passed said bill, as amended by the conference report.

The Committee of the Whole resumed.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 221, and ask leave to sit again.

TOM MOORE,
Chairman.

The report was adopted.

On the adoption of House amendments to Senate Concurrent Resolution No. 2, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell Stafford, Strain, Stanford, Smith, Stewart, Taylor, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Billups, Brook, Conn, Echols, Holman, Memminger, Soldani, Sorrells, Thomas, Updegraff, Williams. Total 11.

Mr. President:

Your Committee on Judiciary No. 2 have considered Senate Bill No. 4 and recommend that it do pass.

W. P. STEWART,
Chairman.

The report was adopted.

The Senate adjourned until 9 A. M., Tuesday, March 23, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

NINETY-NINTH DAY

Senate Chamber

Tuesday, March 24, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stanford. Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Hatchett, Soldani, Sorrells, Thomas. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petitions by Mr. Davis, referred to Public Service Corporations; one to Prohibition; one to Oil and Gas.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 310, by Mr. Redwine, to County Affairs.

Senate Bill No. 311, by Mr. Cordell, to Fees and Salaries.

Senate Bill No. 312, by Mr. Stafford, to Education.

Senate Bill No. 313, by Mr. Brownlee, to Geological Survey.

Senate Bill No. 40 was read third time at length, and on final passage of the bill the roll was called, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Eggerman, Franklin, Hatchett, Johnston, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Stafford, Strain, Smith, Taylor, Williams, Wynne. Total 23.

Nays: Agee, Brazell, Brownlee, Curd, Cunningham, Davis, Graham, Goulding, Johnson (14), Johnson (15), Stewart, Yeager. Total 12.

Absent and not voting: Brooks, Echols, Holman, Redwine, Soldani, Sorrells, Stanford, Thomas, Updegraff. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Eggerman, Franklin, Hatchett,

Keys, Landrum, Mathews, Memminger, Morris, Roddie, Strain, Williams, Wynne. Total 16.

Nays: Agee, Brazell, Brownlee, Curd, Cunningham, Davis, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Little, Moore, Russell, Stewart, Taylor, Yeager. Total 17.

Absent and not voting: Brook, Echols, Holman, Redwine, Soldani, Smith, Sorrells, Stafford, Stanford, Thomas, Updegraff. Total 11.

The bill was passed, without the emergency, and signed by the President in open session.

Message from the House transmitting House Bill No. 131 and House Bill No. 324, transmitted for the signature of the President.

House Bill No. 324 was read at length the fourth time, and signed in open session by the President. House Bill No. 131 was read at length the fourth time, and signed in open session by the President.

Mr. President:

Your Committee on Privileges and Elections recommend that Senate Bills Nos. 20, 21, 34, 94, 197 and 298 do not pass.

CLARENCE DAVIS,
Chairman.

The report was adopted.

Senate Bill No. 302 was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Stafford, Strain, Stanford, Wynne. Total 25.

Nays: Hatchett, Roddie, Smith, Williams. Total 4.

Absent and not voting: Brook, Blair, Cunningham, Echols, Graham, Holman, Redwine, Russell, Soldani, Sorrells, Stewart, Taylor, Thomas, Updegraff, Yeager. Total 15.

The roll was called on the emergency Section, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Russell, Redwine, Stafford, Strain, Stanford, Stewart, Taylor, Wynne, Yeager. Total 33.

Nays: Hatchett, Johnson (14), Roddie, Smith, Williams. Total 5.

Absent and not voting: Echols, Holman, Soldani, Sorrells, Thomas, Updegraff. Total 6.

The bill was passed, together with the emergency, and signed in open session by the President.

Five telegrams to Mr. Billups and three to Mr. Johnston urging the passage of Senate Bill No. 115 were read.

Mr. President:

Your Committee on Codes recommend that Senate Bill No. 277, by Mr. Smith, do pass; and that Senate Bills Nos. 272 and 273 do pass.

D. M. SMITH,

Chairman.

The report was adopted.

The report of the Conference Committee on Senate Bill No. 26 was read, and on the adoption of the report the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Stanford, Smith, Stewart, Taylor, Williams, Wynne, Yeager. Total 33.

Nays: Cunningham. Total 1.

Absent and not voting: Echols, Franklin, Holman, Russell, Soldani, Sorrells, Stafford, Strain, Thomas, Updegraff. Total 10.

On the passage of Senate Bill No. 26, as amended by the Conference Committee, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Williams, Wynne, Yeager. Total 34.

Nays: Cunningham. Total 1.

Absent and not voting: Billups, Brownlee, Echols, Holman, Soldani, Sorrells, Stanford, Thomas, Updegraff. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Williams, Wynne, Yeager. Total 35.

Nays: Cunningham. Total 1.

Absent and not voting: Billups, Echols, Holman, Soldani, Sorrells, Stanford, Thomas, Updegraff. Total 8.

The President signed the engrossed copy of Senate Bill No. 26, as amended, and passed.

The Committee on Enrolled and Engrossed Bills reported Substitute Bill No. 79 correctly enrolled.

Senate Bill No. 79 was read the fourth time at length and the President signed the same in open session.

Mr. Smith, Mr. Mathews and Mr. Eggerman were appointed a Special Committee to consider and report on Senate Bill No. 221.

The Senate went into the Committee of the Whole, with Mr. Roddie in the chair.

The Committee of the Whole arose and reported that Senate Bill No. 249 do pass, as amended.

R. M. RODDIE,
Chairman.

The report was adopted.

To the Legislature:

I beg leave to report to your Honorable Body that I have this day signed and approved Senate Bill No. 101, the same being an Act entitled "An Act for the protection of persons in the employ of railroad corporations, etc."

I have held this bill several days, for consideration, feeling that the language was too indefinite, wherein it said in substance "It shall be unlawful for an officer or manager to order, direct or insist upon the employe entering the fore box while the boiler is under steam pressure."

I would have recommended going further and making it unlawful for the officer or manager to permit the employe to so enter the fire box, but it is probable that this is included, and the representatives of the employes who perform engine service are content with the bill as it is written, and they being informed on the subject better than myself, I therefore approve this bill, and House Bill No. 348, the same being an Act entitled "An Act defining the powers and duties of the Commissioner of Charities and Corrections, etc."

THE GOVERNOR,
C. N. HASKELL.

Senate Bill No. 314, by Mr. Redwine, "An Act providing for the punishment of any corporation, person or firm for contempt for the violation of any orders or requirements of the Corporation Commission of this State," was read first time.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Mr. Brazell moved that none of the proceedings of the Committee of the Whole be transcribed, which motion was lost.

Message from the House transmitting Senate Bill No. 79, bearing the signature of the Speaker, and House Bill No. 192, as passed and engrossed by the House.

The Senate went into the Committee of the Whole, with Mr. Roddie in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 168 and recommend that the same be postponed until 10 A. M. on the next Legislative day.

R. M. RODDIE,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 52, by Mr. Billups, "A resolution providing for the printing and distributing by the Secretary of State for three thousand copies of Senate Bill No. 61," was read.

Mr. Brownlee moved to lay the resolution on the table, after which the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Curd, Cunningham, Franklin, Johnston, Johnson (14), Little, Memminger, Morris, Moore, Stafford, Strain, Stanford, Stewart, Taylor, Updegraff, Wynne, Yeager. Total 22.

Nays: Billups, Cordell, Davis, Eggerman, Echols, Graham, Keys, Landrum, Redwine, Roddie, Russell, Smith, Williams, Yeager. Total 14.

Absent and not voting: Conn, Goulding, Hatchett, Johnson (15), Mathews, Soldani, Sorrells, Thomas. Total 8.

The Committee on Enrolled and Engrossed Bills reported Senate Joint Resolution No. 2 correctly enrolled.

Senate Joint Resolution No. 2 read the fourth time at length, and signed by the President in open session.

Senate Concurrent Resolution No. 52 was taken from the table.

Mr. Agee moved that 1,500 copies of Senate Bill No. 61 be furnished to the House and 1,500 copies to the Senate, which motion was lost.

The question being, "Shall Senate Concurrent Resolution No. 52 pass?" The roll was called, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Holman, Johnston, Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Williams, Wynne. Total 25.

Nays: Agee, Brazell, Brook, Brownlee, Curd, Cunningham, Johnson (14), Little, Mathews, Stanford, Yeager. Total 11.

Absent and not voting: Goulding, Hatchett, Johnson (15), Soldani, Sorrells, Taylor, Thomas, Updegraff. Total 8.

The House amendments to Senate Bill No. 27 were read, and the Senate refused to concur therein, and asked the House to recede therefrom.

Senate Bill No. 277 was ordered printed and made a special order for April 13, at 2 P. M.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 81A and ask leave to sit again.

R. M. RODDIE,
Chairman.

The report was adopted.

Mr. Russell, Mr. Billups and Mr. Cunningham were excused from the next Legislative day.

Mr. Johnston excused for two days.

The Senate adjourned until 9 A. M., Wednesday, March 25, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDREDTH DAY

Senate Chamber

Wednesday, March 25, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Strain, in the chair.

The roll was called and the following Members were present:

Agee, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Billups, Brazell, Cunningham, Johnston, Sorrells. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved. To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Bill No. 61.

C. N. HASKELL,

The Governor.

The following bills were introduced and read the first time:

Senate Bill No. 315, by Mr. Hatchett, "An Act requiring the removal of all Probate cases to the Court of the County where the same properly belong."

Senate Bill No. 316, by Mr. Keys, "An Act relating to libel and slander."

Senate Bill No. 317, by Mr. Smith, "An Act authorizing the District and County Courts and all Clerks thereof and Justices of the Peace to issue writs of sequestration for the protection of property in certain cases."

Petition, by Mr. Landrum, referred to Public Buildings.

Mr. President:

Your Committee on School Lands recommend that House Bill No. 414 do pass, as amended.

HENRY S. JOHNSTON,

Chairman.

The report was adopted.

Senate Bill No. 314, by Mr. Redwine, was read second time, and referred to Judiciary No. 2.

House Bill No. 102 was read second time, and referred to Fees and Salaries.

The Senate went into the Committee of the Whole, with Mr. Roddie in the chair.

Message from the House transmitting House Bill No. 261 for the signature of the President of the Senate.

House Bill No. 261 was read the fourth time, at length, and the President signed the same in open session.

Two petitions by Mr. Johnston were read and referred to Committee on Fish and Game.

The Committee of the Whole arose and reported.

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 168, and ask leave to sit again.

R. M. RODDIE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Geological Survey recommend that Senate Bill No. 315 do pass, as herein amended, and be printed.

E. D. BROWNLEE,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Strain, in the chair.

The Senate went into the Committee of the Whole, with Mr. Holman in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 168 do pass, as amended by the Committee of the Whole.

H. H. HOLMAN,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 249 correctly engrossed.

Senate Bill No. 249 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Holman, Johnson (14), Johnson (15), Landrum, Morris,

Roddie, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 25.

Nays: None.

Absent and not voting: Agee, Billups, Brook, Brownlee, Cunningham, Echols, Graham, Hatchett, Johnston, Keys, Little, Mathews, Memminger, Moore, Redwine, Russell, Sorrells, Stanford, Updegraff. Total 19.

The bill was passed.

The Senate adjourned until 9 A. M., Thursday, March 26, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIRST DAY

Senate Chamber

Thursday, March 26, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Strain, in the chair.

Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Johnson (14), Sorrells. Total 2.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Three petitions by Mr. Thomas, two by Mr. Brook, read.

Mr. Johnson (14) excused for the day.

Bills on first reading:

Senate Bill No. 318, by Mr. Brook, "An Act providing for the establishment and maintenance of a State fair."

Senate Bill No. 319, by Mr. Taylor, "An Act classifying corporations within this State; prescribing restrictions upon the special classes, and depriving foreign corporations of all the rights under the statute of limitations."

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 315, by Mr. Hatchett, to Judiciary No. 2.

Senate Bill No. 316, by Mr. Keys, to Judiciary No. 2.

Senate Bill No. 317, by Mr. Smith, to Codes.

The President signed Senate Bill No. 249 in open session.

The Senate went into the Committee of the Whole with Mr. Stewart in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 4. and ask leave to sit again.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Legal Advisory recommend that House Bill No. 223 be placed on the Calendar and considered by the Committee of the Whole in conjunction with Senate Bill No. 3, by Mr. Eggerman.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Two petitions, by Mr. Echols, were referred to Judiciary No. 2 and Committee on Insurance.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

The Senate went into the Committee of the Whole, with Mr. Stewart in the chair.

Message from the House transmitting Senate Joint Resolution No. 2, bearing the signature of the respective presiding officers; also Senate Concurrent Resolution No. 52, as amended and passed by the House of Representatives; also Senate Bill No. 27, and the House does not recede from its amendments to said bill, and requests a conference thereon, the Speaker having appointed Mr. McCalla, Mr. Banks and Mr. Martin as conferees.

Senate Concurrent Resolution No. 52 was referred to Committee on Senate and Legislative Affairs.

The Senate agreed to a conference on Senate Bill No. 27, and the President appointed Mr. Johnston, Mr. Little and Mr. Thomas conferees on the part of the Senate.

Senate Bill No. 168 was read at length the third time, and Mr. Davis offered the following amendment:

Page 29, add the following Section by transposition from Article 3, to Article 1, numbered as Section . . : "This Article shall be liberally construed, so that the real intent of the elector or electors shall not be defeated."

Mr. Thomas offered the following amendment:

"Every newspaper, journal, magazine or other publication accepting and printing political advertisements of, or for any candidate or candidates for any nomination for political office, shall publish, to-

gether with such political advertisement at the top thereof, the name of the person, firm, association or corporation ordering said political advertisement printed, and the price charged or to be charged therefor; Provided, that if such article or political advertisement is printed free, then said notice as printed therewith shall so state. The manager of any newspaper, journal, magazine or other publication failing to comply with the provisions of this Section shall be guilty of a misdemeanor."

The question being on the adoption of the amendment the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Hatchett, Holman, Johnston, Little, Memminger, Moore, Redwine, Roddie, Russell, Strain, Thomas, Williams, Wynne, Yeager. Total 23.

Nays: Echols, Graham, Goulding, Johnson (15), Keys, Morris, Soldani, Stafford, Stewart, Taylor, Updegraff. Total 11.

Absent and not voting: Agee, Brownlee, Eggerman, Franklin, Johnson (14), Landrum, Mathews, Sorrells, Stanford, Smith. Total 10.

Mr. Davis offered the following amendment to the title, which prevailed:

Page 1, insert after "provided" in fourth line of the title the following: "Prohibiting corrupt practices by candidates for office."

Mr. Williams offered the following amendment: Strike out all that part of the bill requiring candidates for office to file petitions before their names can be placed on the ballot.

On the adoption of the amendment the roll was called, and resulted:

Yeas: Billups, Brazell, Brook, Echols, Goulding, Hatchett, Johnson (15), Little, Soldani, Stafford, Williams, Yeager. Total 12.

Nays: Blair, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Holman, Johnston, Keys, Memminger, Morris, Moore, Redwine, Roddie, Russell, Strain, Stewart, Taylor, Thomas, Updegraff, Wynne. Total 24.

Absent and not voting: Agee, Brownlee, Johnson (14), Landrum, Mathews, Sorrells, Stanford, Smith. Total 7.

Mr. Stafford offered the following amendment: Page 3, Section 6, line 11, strike out the first word of the line and insert therefor "Thirty."

The question being on the adoption of the amendment the roll was called, and resulted:

Yeas: Brook, Curd, Echols, Graham, Goulding, Johnson (15), Keys, Mathews, Morris, Moore, Soldani, Stafford, Stanford, Updegraff. Total 14.

Nays: Agee, Billups, Blair, Brazell, Conn, Cordell, Cunningham, Davis, Eggerman, Hatchett, Holman, Johnston, Landrum, Little, Roddie,

Russell, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 24.

Absent and not voting: Brownlee, Franklin, Johnson (14), Memminger, Redwine, Sorrells. Total 6.

On the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Brownlee, Johnson (14), Sorrells. Total 3.

On the emergency the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moors, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Nays: Stanford, Updegraff. Total 2.

Absent and not voting: Brownlee, Johnson (14), Sorrells. Total 3.

Senate Bill No. 4 was read at length the fourth time, and on final passage the roll was called.

Mr. Taylor offered to amend as follows: "Be It Enacted By the People of the State of Oklahoma: Section 1: Any person, firm, company or corporation, having money or other thing of value, invested in mining or manufacturing any article which is bought, sold or transported, or which is consumed by the people in general, or any person, firm, company or corporation, acting for any such investor, or any person, firm, company or corporation having money or other thing of value, invested in buying, selling or transporting, for general consumption, any article mined or manufactured, or any product of the soil, or any person, firm, company or corporation, acting for any such investor, who, by their act or by agreement, combination or conspiracy regulate or attempt to regulate the price of any such article or the volume of its production or who, by such methods, hinder or delay or attempt to hinder or delay the transportation of any such article, by unreasonable transportation charge, or otherwise, shall be deemed guilty of a restraint of trade, and such restraint shall be unlawful if such person, firm, company or corporation has, by any method above described, caused or attempted to cause, any purchaser, transporter or consumer of any such article, to pay a greater price therefor than would yield a reasonable profit upon the capital actually invested in the mining, the manufacturing, the trans-

portation or the purchasing, as the case may be of such article. Also such restraint shall be unlawful, if such person, firm, company or corporation by any of the methods aforesaid, cause or attempt to cause any purchaser or consumer, or any transporter, to pay a greater or a different price for said article or for its transportation, than is the usual price charged therefor, or than is charged to some other person in the same locality, with reasonable allowances for the difference in surrounding circumstances.

Section 2. When any prosecution is attempted hereunder, the defendant shall have the right to show that the prices complained of are essential to the end that a reasonable profit, upon the actual capital invested, may be earned, and in all such cases this question shall be submitted to a jury, and when this question is determined in favor of the defendant, an acquittal shall be ordered. Provided, however, that no such defense or justification shall ever be allowed to a complaint charging a discrimination in prices."

The question being, "Shall the Amendment prevail?" The roll was called and resulted:

Yeas: Blair, Johnson (14), Russell, Stanford, Taylor, Updegraff. Total 6.

Nays: Agee, Billups, Brazell, Brook, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Soldani, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 28.

Absent and not voting: Brownlee, Cordell, Hatchett, Johnston, Johnson (14), Redwine, Roddie, Sorrells, Stafford, Strain. Total 10.

The roll was called on the final passage of the bill.

Yeas: Agee, Billups, Blair, Brook, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Brownlee, Johnson (14), Sorrells. Total 3.

The roll was called on the emergency section and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Brownlee, Holman, Sorrells, Stafford, Johnson (14). Total 5.

The bill was passed.

Senate Bill No. 189 was read third time at length.

Mr. Williams offered the following amendment to Section 7, to reinstate all that part of said section which was stricken out by the Committee of the Whole.

The question being, "Shall the Amendment prevail?" The roll was called.

Yeas: Agee, Billups, Curd, Cunningham, Eggerman, Echols, Graham, Goulding, Johnston, Johnson (15), Keys, Landrum, Memminger, Roddie, Russell, Stafford, Stanford, Smith, Stewart, Thomas, Williams. Total 21.

Nays: Blair, Brazell, Brook, Conn, Cordell, Davis, Franklin, Hatchett, Little, Mathews, Morris, Moore, Redwine, Soldani, Strain, Taylor, Updegraff, Wynne, Yeager. Total 19.

Absent and not voting: Holman, Johnson (14), Sorrells, Brownlee. Total 4.

Mr. Williams offered an amendment to Section 10, to restore that part of the bill stricken out in Committee of the Whole, requiring diplomas in practicing medicine.

The question being, "Shall the Amendment prevail?" The roll was called, and resulted:

Yeas: Agee, Billups, Brook, Cordell, Cunningham, Eggerman, Echols, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Stafford, Strain, Stewart, Taylor, Thomas, Williams. Total 26:

Nays: Blair, Brazell, Conn, Davis, Franklin, Hatchett, Little, Russell, Soldani, Stanford, Wynne, Yeager. Total 12.

Absent and not voting: Brownlee, Curd, Johnston (14), Sorrells, Smith, Updegraff. Total 6.

Mr. Eggerman moved to amend Section 19, as follows:

Strike out all of Section 19, to and including line 14, page 21, and substitute the following:

"Section 19. It shall be unlawful for any person to sell or offer for sale by peddling, or to offer for sale from house to house, or to offer for sale by public outcry, or to be vending in the streets, any drug or medicine, pharmaceutical preparation, chemical, or any composition or combination thereof, or any implement or appliance or other agency for the treatment of disease, injury or deformity, or by writing or printing or any other method, to publicly profess to cure or treat any disease, injury or deformity by any drug, nostrum manipulation, or other expedient, without previously obtaining a license therefor, as herein provided. An annual county license fee of fifty dollars (\$50.00) is hereby

levied upon all such itinerant vendors doing business in any County in this State. Said sum shall be paid to the County Clerk who shall pay the same over to the County Treasurer for the use of the County road and bridge fund of said County. The County Clerk shall thereupon issue a license showing the applicant has paid his license fee and is authorized to do business, as above described in this Section, in that County for one year. Any person who shall violate this Section shall upon conviction, be fined not less than fifty dollars nor more than one hundred dollars, said fine to be turned over to the County Treasurer for the use of the County road and bridge fund."

Mr. Yeager offered the following amendment to the amendment:

"After the word year" Providing, however, that this shall not prevent incorporated Towns or Cities from levying an additional license on such vendors of aforesaid article or goods.

The amendment to the amendment was adopted.

The amendment as amended was adopted.

Mr. Williams offered the following amendment which prevailed:

Sections 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 of Chapter 5, of the Session Laws of the Territory of Oklahoma of 1893, and Sections 1, 2, 3, 4, 5, 6, 7, and 8 of Chapter 22, of the Session Laws of the Territory of Oklahoma of 1893, and Section 15 of Chapter 28 of the Session Laws of the Territory of Oklahoma of 1897, together with all Acts and parts of Acts in conflict with this Act are hereby repealed.

Mr. Eggerman moved to amend title by adding after the word "license," in third from last line, the following: "To require itinerant vendors to procure a County license."

The question being on the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Stanford, Taylor, Thomas, Williams, Wynne. Total 31.

Nays: Cordell, Hatchett, Landrum, Little, Strain, Updegraff, Stewart, Yeager. Total 8.

Absent and not voting: Brownlee, Conn, Johnson (14), Smith, Sorrells. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Curd, Cunningham, Davis, Eggerman, Echois, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Redwine, Roddie, Russell, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Brazell, Cordell, Hatchett, Little, Memminger, Moore, Soldani, Stafford, Strain, Stanford, Updegraff. Total 11.

Absent and not voting: Brownlee, Johnson (14), Sorrells. Total 3.

The bill was declared passed, together with the emergency.

Mr. Cordell explained his vote:

Section 7 of this bill provides that each applicant for a license to practice medicine shall undergo an examination in certain branches of medical science and make an average grade therein of 70 per cent and excludes all persons from taking such examination except those who hold a diploma from some medical college. As I am opposed to all kinds of trusts, I cannot cast my vote for a measure that creates a medical trust in this State. I therefore vote "No."

S. A. CORDELL.

Senate Concurrent Resolution No. 53, by Mr. Taylor, requesting the Governor to return Senate Bill No. 79 for further consideration was passed.

Message from the House informing the Senate that the House had concurred in the conference report upon Senate Bill No. 26.

The Committee of the Whole resumed.

The Committee of the Whole arose and reported progress on Senate Bill No. 234.

H. E. P. STANFORD,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Health recommends that House Concurrent Resolution No. 24 do pass, as amended.

GEO. O. JOHNSON,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Municipal Corporations recommend that House Bill No. 231 do pass, as amended.

R. E. ECHOLS,
Chairman.

The report was adopted.

To the Legislature:

I beg leave to report to your Honorable Body that I have this day signed and approved House Bill No. 261.

THE GOVERNOR,
C. N. HASKELL.

The Senate adjourned until Friday, March 27, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED SECOND DAY

Senate Chamber

Friday, March 27, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Brownlee, Echols, Sorrells, Stanford. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was approved.

Senate Bill No. 301 was withdrawn from the Committee on Hospitals and Charities and referred to Committee on School and School Organization.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 318, by Mr. Brook, to Public Buildings.

Senate Bill No. 319, by Mr. Taylor, to Private Corporations.

To the Legislature:

I have the honor to report that I have approved and signed Senate Joint Resolution No. 2.

THE GOVERNOR,
C. N. HASKELL.

Senate Bill No. 180 was restored to the Calendar.

Message from the House transmitting Senate Concurrent Resolution No. 53, as passed by the House of Representatives. Senate Concurrent Resolution No. 53 was signed by the President in open session.

Thursday, April 2nd, at 2 P. M., was fixed as the day and hour for the drawing by the Senators for the long and short terms under the provisions of Senate Joint Resolution No. 2. The Sergeant-at-Arms was instructed to notify all Senators affected by said drawing of the said time and place, and all of the Senators affected by said drawing accepted

service of the notice, of the time and place in open session of the Senate, except Mr. Echols and Mr. Johnson (15), who were absent.

The Senate went into the Committee of the Whole, with Mr. Thomas in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No 414, and ask leave to sit again.

J. ELMER THOMAS,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Petition by Mr. Johnston, to Fish and Game.

Message from the Governor returning Senate Bill No. 79, in accordance with the request contained in Senate Concurrent Resolution No. 53, was received, and the bill reinstated on the Calendar for further consideration by the Senate.

Message from the House transmitting House Bill No. 464, as passed by the House of Representatives.

House Bill No. 464, by Mr. Whitehurst, "An Act making an appropriation for the payment of printing election tickets and furnishing election supplies," was read first time.

Message from the House transmitting House Concurrent Resolution No. 29, as passed by the House of Representatives.

House Concurrent Resolution No. 29 was read at length, and on passage of the resolution the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Curd, Cunningham, Davis, Eggerman, Goulding, Hatchett, Holman, Johnson (14), Keys Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne. Total 32.

Nays: None.

Absent and not voting: Brownlee, Cordell, Echols, Franklin, Graham, Johnston, Johnson (15), Mathews, Sorrells, Stanford, Williams, Yeager. Total 12.

The President signed Enrolled House Concurrent Resolution No. 29, and Senate Bill No. 189, in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 189 correctly engrossed.

The Senate went into the Committee of the Whole, with Mr. Thomas in the Chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 380 do pass, as amended; House Bill No. 231 do pass, as amended; that House Bill No. 270 do pass, and that House Concurrent Resolution No. 24 do pass.

The report was adopted.

Mr. Davis offered the following substitute:

"House Concurrent Resolution No. 24.

Empowering the Board of Health or Medical Examiners to perform certain duties.

Whereas, It is claimed that by mistake or otherwise, injustice has been done physicians of certain school or schools of medicine in the administration of the Territorial Laws governing the admission of such physicians to practice in their profession, as well as in the attempt to cancel the license of those previously admitted to practice,

Therefore, Be It Resolved, by the House of Representatives, the Senate Concurring Therein, That the State Board of Health or Medical Examiners be, and is hereby empowered to correct any mistake or mistakes and right any injustice, if in its judgment any mistake, injustice or fraud had been done any applicant of any school of medicine for admission to practice, and restore to practice any person who, by mistake or otherwise has been deprived of the right to practice his or her profession through mistake, injustice or fraud, without further cost; that all physicians who have been granted license previous to Statehood, regardless of school or schools, shall be placed on an equal footing with the graduates of the same school who have been granted license by the State Board of Health or Medical Examiners.

This resolution to be in full force and effect from and after its passage and approval."

(Introduced by Mr. Ashby).

The question being on the substitute the roll was called, and resulted:

Yeas: Davis, Williams. Total 2.

Nays: Agee, Billups, Blair, Brazell, Conn, Curd, Cunningham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne, Yeager. Total 31.

Absent and not voting: Brook, Brownlee, Cordell, Eggerman, Echols, Franklin, Graham, Johnson (15), Soldani, Sorrells, Stanford. Total 11.

The question being on the passage of the resolution, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Curd, Cunningham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne, Yeager. Total 31.

Nays: Davis, Williams. Total 2.

Absent and not voting: Brook, Brownlee, Cordell, Eggerman, Echols, Franklin, Graham, Johnson (15), Soldani, Sorrells, Stanford. Total 11.

The President signed House Concurrent Resolution No. 24 in open session.

House Bill No. 380 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brook, Brownlee, Cordell, Echols, Johnson (15), Sorrells, Stanford. Total 7.

The roll was called on the emergency section, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Morris, Memminger, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Brownlee, Echols, Johnson (15), Sorrells, Stanford. Total 5.

The bill was passed, together with the emergency.

House Bill No. 270 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brownlee, Echols, Sorrells, Stanford.
Total 4.

House Bill No. 231 was read at length the third time.

Mr. Cunningham moved to amend page 3, Section 2, line 14, as follows: "Provided, further, that in any case where parallel streets one block apart have been or may hereafter be improved, the cross streets connecting the improved portions of said streets may, by resolution of the Mayor and Council, be ordered improved, and the cost of such improvements may be assessed as herein provided, and no petitions therefor shall be necessary and no protest against such improvement shall be considered."

The question being, "Shall the Amendment prevail?" The roll was called.

Yeas: Agee, Brazell, Cunningham, Johnston, Keys, Little, Mathews, Russell, Strain, Smith, Thomas, Updegraff, Yeager. Total 13.

Nays: Billups, Blair, Conn, Curd, Davis, Franklin, Goulding, Hatchett, Johnson (14), Johnson (15), Memminger, Morris, Roddie, Stafford, Stewart, Taylor, Williams, Wynne. Total 18.

Absent and not voting: Brook, Brownlee, Cordell, Eggerman, Echols, Graham, Holman, Landrum, Moore, Redwine, Soldani, Sorrells, Stanford. Total 13.

The question being, "Shall the Bill pass?" The roll was called.

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 34.

Nays: None.

Absent and not voting: Brownlee, Cordell, Echols, Graham, Johnson (15), Redwine, Soldani, Sorrells, Stanford, Yeager. Total 10.

The roll was called on the emergency Section.

Yeas: Billups, Blair, Brazell, Brook, Conn, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 34.

Nays: Agee. Total 1.

Absent and not voting: Brownlee, Cordell, Echols, Graham, Johnson (15), Soldani, Sorrells, Stanford, Yeager. Total 9.

The bill was passed, together with the emergency.

Mr. President:

Your Committee on Senate and Legislative Affairs to whom was referred Senate Concurrent Resolution No. 52, recommend that the Sen-

ate do concur in the amendment offered by the House increasing the number of printed copies of Senate Bill No. 61 from 3,000 to 10,000 copies.

J. S. MORRIS,
Chairman.

The report was adopted.

The question being on the concurrence of the Senate in the House amendments to Senate Concurrent Resolution No. 52, the roll was called, and adopted:

Yeas: Agee, Billups, Blair, Conn, Curd, Cunningham, Davis, Goulding, Holman, Johnston, Keys, Landrum, Mathews, Memminger, Morris, Moore, Roddie, Stafford, Strain, Smith, Stewart, Thomas, Wynne. Total 23.

Nays: Brazell, Franklin, Hatchett, Johnson (14), Little, Russell, Taylor, Updegraff, Williams. Total 9.

Absent and not voting: Brook, Brownlee, Cordell, Eggerman, Echols, Graham, Johnson (15), Redwine, Soldani, Sorrells, Stanford, Yeager. Total 12.

Bills on first reading:

Senate Bill No. 320, by Mr. Mathews, "An Act providing for the organization of Justices of the Peace District, and prescribing fees for Justices of the Peace and Constables, and repealing that part of Section 3, Chapter 81, of the Statutes of 1893, providing for the election of Justices of the Peace and Constables, Sections 44, 45, 46, Chapter 15 of the Session Laws of 1897, and declaring an emergency."

The Senate adjourned until 9 A. M., Monday, March 31, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRD DAY

Senate Chamber

Saturday, March 28, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FOURTH DAY

Senate Chamber

Sunday, March 29, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTH DAY

Senate Chamber

Monday, March 30, 1908..

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Cyrd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brownlee, Johnston, Little. Total 3.

Prayer by the Chaplain.

The Journal of the previous day was approved.

Mr. Keys presented petition against Senate Bill No. 45.

Mr. President:

Your Committee on Judiciary No. 2 recommend that Senate Bill No. 253, by Mr. Stafford, do pass.

W. P. STEWART,
Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 302, as amended, and passed by the House of Representatives.

C. H. PITTMAN.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed House Bill No. 324.

C. N. HASKELL,
The Governor.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 320, by Mr. Mathews, to Judiciary No. 2.

House Bill No. 464, by Mr. Whitehurst, to Appropriations.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 312 do pass, as amended; that House Bill No. 51 do pass, consolidated with Senate Bill No. 191, and that same take the place on the Calendar occupied by No. 191, and that Senate Bill No. 191 do not pass.

R. P. WYNNE,

Chairman.

The report was adopted.

The House was requested to recede from its amendments to Senate Bill No. 302.

The Senate went into the Committee of the Whole, with Mr. Blair in the chair.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 4, and amended Senate Bill No. 168 correctly engrossed.

The President signed House Bills Nos. 231, 270, 380 and Senate Bills Nos. 4 and 158, in open session.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 234, and ask leave to sit again.

H. S. BLAIR,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Graham, in the chair.

Communication from the State Auditor relative to State printing, referred to Special Committee for consideration.

Mr. President:

Your Committee on Banks and Banking recommend that Senate Bill No. 103 do pass, as amended by Committee; Senate Bill No. 238 do pass, as amended, and that Senate Bill No. 290 do pass, as amended.

R. M. RODDIE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Insurance recommend that Senate Bill No. 204 do pass, as amended.

P. J. GOULDING,

Chairman.

The report was adopted.

A message from the Governor was read, and ordered printed for the use of the Members; and referred to the Committee on Rules for proper classification and assignment to the Standing Committees for consideration and report on the subject matter.

Message from the House informing the Senate that the House adheres to its amendments to Senate Bill No. 302, and requesting a conference thereon. The Speaker having appointed Mr. Harrison of Hughes, Mr. Crouch and Mr. Brown House conferees.

Notice of the appointment of Mr. Martin, Mr. Rainey and Mr. Smith of Delaware, Mr. Hart and Mr. Skeen as a Committee on Legislative Reference.

The Senate agreed to a conference on Senate Bill No. 302, and the President appointed Mr. Stafford, Mr. Redwine and Mr. Russell Senate conferees.

The Senate went into the Committee of the Whole, with Mr. Blair in the chair.

The Committee of the Whole arose and reported:
Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 234 do pass, as amended; that Senate Bill No. 81-A do pass, as amended, and be placed on third reading this day; further report progress on Senate Bill No. 115, and ask leave to sit again.

H. S. BLAIR,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 52 correctly enrolled and the President signed the same in open session.

The Senate adjourned until 9 A. M., Tuesday, March 31, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED SIXTH DAY

Senate Chamber

Tuesday, March 31, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brownlee, Johnston, Soldani. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. President:

Your Committee on Revenue and Taxation recommend that Senate Bill No. 245 do pass, and be considered in conjunction with Senate Bill No. 192; and that Senate Bill No. 178 do pass.

FRANK MATHEWS,

Chairman.

The report was adopted.

The following petitions were received and referred to Standing Committees:

Six by Mr. Landrum, two by Mr. Russell, five by Mr. Brook, one by Mr. Brazell and one by Mr. Johnston, seven by Mr. Stewart.

Bills on first reading:

Senate Bill No. 321, by Mr. Sorrells, "An Act relating to the compensation of County Commissioners and distribution of the Statutes."

Senate Bill No. 322, by Mr. Hatchett, "An Act prohibiting the transportation of persons out of the State."

Senate Bill No. 323, by Mr. Cordell, "An Act relating to liens on domestic animals."

Senate Bill No. 324, by Mr. Franklin, "An Act to regulate the fees to be charged by the Secretary of State for filing articles of incorporation and for other purposes."

Senate Bill No. 325, by Mr. Billups, "An Act creating a Board of Pardons."

Mr. Russell moved that the minority report on Senate Bill No. 115 be adopted.

Mr. Johnson (14) moved, as a substitute, that the majority report be adopted.

The roll was called, with the following result:

Yeas: Blair, Brook, Cordell, Curd, Cunningham, Eggerman, Graham, Johnson (14), Keys, Landrum, Mathews, Morris, Redwine, Sorrells, Strain, Taylor, Thomas, Updegraff, Wynne. Total 19.

Nays: Brazell, Agee, Conn, Goulding, Hatchett, Holman, Johnson (15), Moore, Roddie, Russell, Smith, Stewart, Williams, Yeager. Total 14.

Absent and not voting: Billups, Brownlee, Davis, Echols, Franklin, Johnston, Memminger, Soldani, Stafford, Stanford. Total 10.

Mr. Wynne excused for two Legislative days.

Mr. President:

Your Committee on Senate and Legislative Affairs recommend that House Bill No. 220, by Mr. Norville, do pass.

J. S. MORRIS,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Landrum in the chair.

Message from the House transmitting Joint Memorial No. 8, as passed by the House of Representatives.

House Joint Resolution No. 8 Memorializing Congress relative to the segregated coal and asphalt lands of the Choctaw and Chickasaw Nations, was read and referred to the Committee on Timber, Oil and Gas Lands.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 414 do pass, as amended; further report progress on House Bill No. 31, and ask leave to sit again

E. M. LANDRUM,
Chairman.

The report was adopted.

Senate Bill No. 318 was withdrawn from the Committee on Public Buildings, and referred to the Committee on Agriculture.

The Joint Conference Committee on Concurrent Resolution No. 29 reported as follows:

To the Honorable Senate and House of Representatives:

Your Joint Conference Committee recommend:

First: As to the rights claimed by certain persons as lessees of Section 16, Township 19, Range 2 North, situated in Payne County, Oklahoma, the same being school land and heretofore granted by an Act of

Congress approved February 8, 1905, to the Agricultural and Mechanical College of this State at Stillwater.

We find that certain persons hereinafter named entitled to recompense for their preference right as school land lessees upon said section in the amounts set opposite their names, and recommend to your Honorable Bodies that appropriations in said sums be made to said persons, in the following amounts:

H. W. Nichols and Marguerite Nichols (his wife), Southwest quarter, Section 16, Township 19, Range 2 East.....	\$ 870.00
B. Jacob, John Jacob and Delia Jacob, (his wife), Northeast Quarter and the East half of the Southeast quarter of Section 16, Township 19, Range 2 East.....	705.00
Robert Easley, West half of Southeast quarter Section 16, Township 19, Range 2 East.....	300.00
Frank Popisal and Agnus Popisal (his wife), the Northwest quarter of Section 16, Township 19, Range 2 East.....	400.00
Total	\$2,275.00

FIRE INSURANCE.

On buildings and contents of Agricultural and Mechanical College:
Insurance in force on buildings.....\$90,700.00
Insurance in force on contents..... 29,800.00

We recommend that the insurance on buildings be increased \$45,000.00, and the insurance on contents be increased \$30,000.00.

We had a test run made by the fire department of Stillwater, to Morrill Hall, a distance of one mile and a quarter, and the run was made in six minutes and a half, counting from the time of the telephone call from the building to the time the hose was attached to the hydrant in front of the building—an excellent run, everything considered. The water mains now on ground will only permit throwing one stream of water of the required pressure and height for the proper protection of said buildings. The pressure of one stream of water is unusually good, water being thrown easily on top of the building a distance of some seventy feet.

We are of the opinion that the City of Stillwater ought to lay an additional main to the edge of the college grounds, and in that event the Board of Regents of such institution would only have to lay four hundred feet of main and when such was accomplished two streams of water with four-inch hose at high pressure would be available for use for fire protection upon **all** parts of the grounds except as to the stock barn. This would not necessitate the expenditure of any large sum of money upon the part of the State.

We are advised that said City will hold an election on the 7th of April to vote on the question of issuing bonds to extend their water-

works system by laying additional mains, including the one herein mentioned. We have little doubt but what such question will carry and in the near future the necessary equipment for fighting fire at such institution will be supplied. We also recommend that the riser on the second floor of Morrill Hall at the West be extended up to the third story, and hose be provided for use on that floor as additional fire protection in such buildings.

All of which is respectfully submitted.

CLARENCE DAVIS,
W. H. JOHNSON,
E. T. SORRELLS,
H. G. STETTMUND,
W. B. BECK,
W. H. HARRISON.

The report was referred to Committee on Appropriations.
The Senate recessed until the hour of 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Graham, in the chair.

Mr. President:

Your Committee on State Affairs recommends that Senate Bill No. 300 do pass, as amended; that Senate Concurrent Resolution No. 51 do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

The Special Committee to whom was referred House Bill No. 241 reported:

Mr. President:

Your Special Committee recommend that House Bill No. 241, by Mr. Branson, do pass.

The report was adopted.

Mr. President:

Your Committee on Revenue and Taxation recommend that Senate Bill No. 171 do pass, as amended.

FRANK MATHEWS,
Chairman.

The report was adopted.

Conference Committee on House Bill No. 185 reported:
To the Senate and House of Representatives:

We, your Conference Committee, report as follows: Senate Amendment No. 1, that the Senate recede; Senate Amendment No. 2, that the Senate recede; Senate Amendment No. 3, that the Senate recede; Senate Amendment No. 4, that the Senate recede; That said House Bill No.

185 be amended by adding to Section 1 the following:

"Provided, that upon the petition of twenty-five per cent of the qualified electors of any County, as shown by the vote cast for the head of the State ticket for the last preceding general election, the Board of County Commissioners of said County shall cause an enumeration thereof to be made at the expense of the County, and when the same shall have been ascertained in such manner as they may direct, and the same shall be spread upon the records of the Board of County Commissioners, and a certificate thereof filed in the office of the Secretary of State, and the same shall thereafter be taken as the official census of said County.

Respectfully submitted,

WHITEHURST,
ARMSTRONG,
CARSON,
J. ELMER THOMAS,
E. T. SORRELLS,
J. C. GRAHAM.

The report was adopted.

Message from the House transmitting Senate Concurrent Resolution No. 52, as passed by the House of Representatives.

It was ordered that all the printing for the Senate shall be done through the State Printer.

Mr. Blair moved to reconsider the vote by which Senate Bill No. 189 was passed.

On this motion the roll was called, and resulted:

Yeas: Blair, Brazell, Conn, Cordell, Cunningham, Franklin Hatchett, Johnson (14), Memminger, Morris, Moore, Russell, Sorrells Stafford, Strain, Stanford, Taylor, Updegraff. Total 18.

Nays: Agee, Billups, Brook, Curd, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnson (15), Keys, Landrum, Mathews, Roddie, Smith, Stewart, Thomas, Williams, Yeager. Total 20.

Absent and not voting: Brownlee, Johnston, Little, Redwine, Soldani, Wynne. Total 6.

The Senate went into the Committee of the Whole, with Mr. Russell in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 131 do pass, as amended.

CAMPBELL RUSSELL,

The report was adopted.

Chairman.

The Senate adjourned until 9 A. M., April 1, 1908.

Attest:

GEORGE W. BELLAMY,

J. I. HOWARD,

President.

Secretary.

ONE HUNDRED SEVENTH DAY

Senate Chamber

Wednesday, April 1, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Johnston (acting as Governor), Soldani. Total 2.

Prayer by the Chaplain.

The Journal of the previous Legislative day was approved.

Bills on first reading:

Senate Bill No. 326, by Mr. Eggerman, "An Act defining the jurisdiction and powers of the District Courts of the State of Oklahoma and Judges thereof at chambers."

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 321, by Mr. Sorrells, to Fees and Salaries.

Senate Bill No. 322, by Mr. Hatchett, to Judiciary No. 2.

Senate Bill No. 323, by Mr. Cordell, to Judiciary No. 2.

Senate Bill No. 324, by Mr. Franklin, to State Affairs.

Senate Bill No. 325, by Mr. Billups, to Judiciary No. 1.

Petition from Modern Woodmen of Weatherford against the Roddie Insurance Bill.

House Bill No. 414 was read at length the third time, and on passage of the bill the roll was called, and resulted:

Yeas: Agee, Blair, Brook, Conn, Cordell, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 31.

Nays: Brazell, Curd, Eggerman. Total 3.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brook, Conn, Curd, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie,

Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 32.

Nays: Brazell, Cordell, Eggerman. Total 3.

Absent and not voting: Billups, Brownlee, Cunningham, Davis, Johnston, Soldani, Stafford, Stanford, Wynne. Total 9.

The bill, together with the emergency, was declared passed.

Senate Bill No. 234 was read at length the third time.

Mr. Echols offered an amendment to strike out all that portion of the bill providing for non-residents as Inspectors of Elections.

On the amendment the roll was called, and resulted:

Yeas: Blair, Conn, Curd, Eggerman, Echols, Graham, Johnson (15), Little, Mathews, Memminger, Morris, Stafford, Strain, Williams. Total 14.

Nays: Agee, Brazell, Cordell, Davis, Hatchett, Holman, Johnson (14), Keys, Landrum, Moore, Redwine, Roddie, Russell, Smith, Stewart, Taylor, Thomas, Updegraff, Yeager. Total 19.

Absent and not voting: Billups, Brownlee, Brook, Cunningham, Franklin, Goulding, Johnston, Soldani, Sorrells, Stanford, Wynne. Total 11.

On the passage of the bill the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 37.

Nays: None.

Absent and not voting: Billups, Brownlee, Franklin, Johnston, Soldani, Sorrells, Wynne. Total 7.

Mr. Davis moved to reconsider the vote by which Senate Bill No. 234 was passed, which motion was laid on the table.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 37.

Nays: None.

Absent and not voting: Billups, Brownlee, Franklin, Johnston, Soldani, Sorrells, Wynne. Total 7.

Message from the House informing the Senate that the House does not agree to the Senate amendments to House Bill No. 380, and requests a conference thereon; the Speaker having appointed Mr. Anthony, Mr. Hart and Mr. Smith conferees on the part of the House.

The Senate agreed to a conference, and the President appointed Mr Russell, Mr. Taylor and Mr. Strain Senate conferees.

The President signed Senate Bill No. 234 in open session; also House Bill No. 414.

The Senate went into the Committee of the Whole, with Mr. Williams in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No 221, and ask leave to sit again.

J. J. WILLIAMS,

The Senate recessed until 1:30 P. M.

Chairman.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Graham, in the chair.

Senate Concurrent Resolution No. 28, by Mr. Mathews, "A resolution providing for the election of a Steering Committee," was read.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 81-A correctly engrossed.

Senate Bill No. 81-A was read at length the third time.

Mr. Russell offered the following amendment as a substitute for Section 1, Article 2

"A State Board of Arbitration and Conciliation is hereby created to be composed of six qualified electors of this State to be appointed by the Governor, by and with the advice and consent of the Senate, who shall be selected in the manner, and possess the qualifications, as hereinafter provided, and who shall hold office for a term of two years or until their successors are selected and qualified; Provided, however, that the term of those first selected shall end on February 1st, 1909.

The Governor shall make two of these appointments upon recommendation of the Commissioner of Labor, one of whom shall, for the three years last past, have been an employer of labor in transportation, mining, mechanical, or manufacturing industries, and one of whom shall for the three years last past have been an employee in one of the industries above mentioned, and who shall be selected from an accredited labor organization: Two, who shall be farmers of at least five years' experience after reaching the age of twenty-one years, shall be appointed upon recommendation of the President of the Board of Agriculture: Two, who shall be business men of at least five years' experience after reaching the age of twenty-one years shall be appointed by the Governor upon his own motion.

Each member of said Board, before entering upon the duties of his office, shall be sworn to a faithful discharge of the same.

The Board shall at once organize at the call of the Labor Commissioner who, by virtue of his office is ex-officio chairman, and they shall,

as soon as practicable establish rules and procedure for the government thereof. The Assistant Commissioner of Labor shall be Secretary to said Board. Any vacancy occurring in said Board shall be filled in the same manner as the original appointment."

Mr. Franklin made a point of order that the amendment was not offered in the Committee of the Whole nor considered.

The President ruled that inasmuch as the record showed that the amendment was offered in the Committee of the Whole, was filed and written notice given that same would be offered on third reading it was in order to be considered at this time.

The question being, "Shall the Amendment prevail?" The roll was called and resulted:

Yeas: Billups, Brazell, Cordell, Cunningham, Eggerman, Echols, Hatchett, Holman, Johnson (14), Johnson (15), Landrum, Little, Memminger, Redwine, Roddie, Russell, Sorrells, Stanford, Stewart, Williams. Total 20.

Nays: Agee, Blair, Brook, Conn, Curd, Davis, Franklin, Graham, Goulding, Keys, Mathews, Morris, Stafford, Strain, Smith, Taylor, Thomas, Wynne, Yeager. Total 19.

Absent and not voting: Brownlee, Johnston, Moore, Soldani, Updegraff. Total 5.

Mr. Russell offered to amend Section 2 of Article 2, by striking out the last line, and adding the following: "arbitration; and if any such employer or his employes shall agree to submit the question or questions at issue to the State Board of Arbitration, the Board shall be at once convened and proceed to carefully investigate, determine and report upon all matters at issue between the contending parties; Provided, however, that nothing in this Act shall be construed to interfere with the right of the parties directly concerned in any strike, lock-out, or other difference, to themselves select a Board of Arbitration to settle any dispute or differences that may arise between them."

Article 2, page 4, Section 4, line 3, strike out from the word "neither" the letter "n."

Line 6, change "consent" to "refuse."

Line 7, after "controversy" insert "arbitrators selected by the contending parties themselves; or."

On the amendment the roll was called, and resulted:

Yeas: Billups, Brazell, Cordell, Cunningham, Eggerman, Johnson (14), Johnson (15), Little, Memminger, Roddie, Russell, Stanford. Total 12.

Nays: Agee, Blair, Brook, Conn, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Keys, Mathews, Morris, Sorrells, Strain, Smith, Stewart, Williams, Wynne, Yeager. Total 20.

Absent and not voting: Brownlee, Echols, Holman, Johnston, Landrum, Moore, Redwine, Stafford, Soldani, Taylor, Thomas, Updegraff. Total 12.

On the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Brownlee, Holman, Johnston, Moore, Soldani, Updegraff. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnson (15), Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Little, Stanford. Total 2.

Absent and not voting: Brownlee, Holman, Johnston, Moore, Soldani, Updegraff. Total 6.

House Bill No. 31 was read the third time.

Mr. Billups and Mr. Blair moved to amend Article 1, Section 1, line 6, as follows: Strike out "of from three to six months in the discretion of the School Board," and insert "of three months."

The question being on the passage of the amendment the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Hatchett, Johnson (15), Keys, Landrum, Little, Memminger, Redwine, Russell, Sorrells, Strain, Stanford, Smith, Stewart. Total 16.

Nays: Agee, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (14), Mathews, Morris, Roddie, Stafford, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 24.

Absent and not voting: Brownlee, Johnston, Moore, Soldani. Total 4.

Mr. Taylor offered an amendment to restore Section 5 which was stricken out in the Committee of the Whole.

The question being on the prevailment of the amendment, the roll was called, and resulted:

Yeas: Brazell, Curd, Davis, Eggerman, Franklin, Holman, Johnson (14), Landrum, Morris, Roddie, Russell, Stafford, Strain, Taylor, Thomas, Williams, Wynne, Yeager. Total 18.

Nays: Billups, Blair, Brook, Conn, Cordell, Cunningham, Echols, Graham, Hatchett, Johnson (15), Keys, Little, Mathews, Memminger, Moore, Redwine, Sorrells, Stanford, Smith, Stewart. Total 20.

Absent and not voting: Agee, Brownlee, Echols, Goulding, Johnston, Soldani, Updegraff. Total 6.

The question being on the passage of the bill the roll was called,

and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Brazell, Davis, Moore, Stewart. Total 4.

Absent and not voting: Brownlee, Goulding, Johnston, Soldani, Updegraff. Total 5.

Message from the House transmitting House Bill No. 270 and Senate Concurrent Resolution No. 24, enrolled, which were transmitted for the signature of the President; also information that the House of Representatives had agreed to the Senate amendments to Senate Bill No. 231.

Mr. Agee moved that Mr. Smith be directed to notify the printers and the State Printing Board that the printing on Senate Bill No. 277 was not accepted, which motion prevailed.

The Senate went into the Committee of the Whole, with Mr. Williams in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 221, and ask leave to sit again.

J. J. WILLIAMS,

The report was adopted.

Chairman.

Message from the House transmitting House Bill No. 16, as passed by the House.

House Bill No. 16, by Mr. Jones, "An Act providing for leasing certain lands to the State Fair Association of Oklahoma and providing the terms and conditions of such lease," was read the first time.

Mr. Franklin moved to reconsider the vote by which Senate Bill No. 81-A was passed.

The question being, "Shall the vote be reconsidered?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Curd, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Wynne, Yeager. Total 27.

Nays: Brazell, Hatchett, Little, Mathews, Roddie, Russell, Stanford, Stewart, Williams. Total 9.

Absent and not voting: Cordell, Cunningham, Davis, Echols, Johnston, Redwine, Soldani, Updegraff. Total 8.

Mr. Thomas moved to reconsider the vote by which the conference report House Bill No. 185 adopted, which motion prevailed, and a further conference on House Bill No. 185 was requested.

Mr. Eggerman moved to reconsider the vote by which the Russell

amendment to Article 2, Section 1, of Senate Bill No. 81-A was adopted.

Mr. Agee moved, as a substitute, to strike out the Russell amendment to Section 1, Article 2, and substitute therefor the original Section 1.

The question being, "Shall the Russell Amendment be stricken out?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Davis, Eggerman, Franklin, Graham, Goulding, Memminger, Morris, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Wynne, Yeager. Total 21.

Nays: Brazell, Cordell, Curd, Echols, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Moore, Redwine, Roddie, Sorrells, Stanford, Stewart, Williams. Total 19.

Absent and not voting: Johnston, Russell, Soldani, Updegraff. Total 4.

Point of order by Mr. Russell that it requires 23 votes, or a majority; which was not sustained.

Senate Bill No. 81-A was placed on third reading and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: Brazell, Little. Total 2.

Absent and not voting: Four.

On the emergency section the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 29.

Nays: Brazell, Brook, Brownlee, Davis, Hatchett, Johnson (14), Little, Moore, Russell, Stanford, Stewart. Total 11.

Absent and not voting: Cunningham, Johnston, Soldani, Updegraff. Total 4.

Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bill No. 120 do pass, as amended.

E. M. LANDRUM,

Chairman.

Mr. Memminger objected to the report, and action was laid over for one day.

The Senate adjourned until 9 A. M., Thursday, April 2, 1908.

Attest:

GEORGE W. BELLAMY,

J. I. HOWARD,

President.

Secretary.

ONE HUNDRED EIGHTH DAY.

Senate Chamber

Thursday, April 2, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 43.

Absent:

Henry S. Johnston, Acting Governor.

Prayer by the Chaplain.

The Journal of the previous Legislative day was approved.

Two petitions by Mr. Thomas, and two by Mr. Conn, protesting against the Roddie Insurance Bill, read.

Bills on first reading:

Senate Bill No. 327, by Mr. Franklin, "An Act to vitalize Section 7 of Article 7 of the Constitution by defining the duties of the Clerk of the Supreme Court."

Senate Bill No. 328, by Mr. Cordell, "An Act relating to the time of holding annual school meetings."

Senate Bill No. 329, by Mr. Williams, "An Act providing for the creation and incorporation of trades insurance companies."

Senate Bill No. 330, by Mr. Brownlee, "An Act providing for penalties for failure to pay for work or labor performed after the expiration of the time during which such labor was performed."

Senate Concurrent Resolution No. 54, by Mr. Brownlee and Mr. Redwine, "A Resolution relative to printing the laws passed by the First Legislature of the State of Oklahoma."

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 326, by Mr. Eggerman, to Judiciary No. 1.

House Bill No. 16 was read.

Mr. Brook moved to refer said bill to Committee on Agriculture.

The motion was laid on the table, and House Bill No. 16 was referred to Committee on School Lands.

Senate Resolution No. 28, by Mr. Mathews, was read and adopted, as amended.

Mr. Davis moved a reconsideration of the vote by which the emergency section of Senate Bill No. 81-A was lost, which motion prevailed, and the section was reconsidered.

Mr. Roddie moved a reconsideration of the vote by which Senate Bill No. 81-A was passed.

The question being, "Shall the Senate reconsider the vote by which Senate Bill No. 81-A was passed?" The roll was called, and resulted:

Yeas: Blair, Brazell, Cordell, Curd, Cunningham, Hatchett, Johnston, Johnson (14), Johnson (15), Little, Roddie, Russell, Stanford, Stewart, Williams. Total 15.

Nays: Agee, Brook, Brownlee, Conn, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Keys, Landrum, Mathews, Memminger, Morris, Redwine, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Wynne, Yeager. Total 26.

Absent and not voting: Billups, Moore, Soldani. Total 3.

Mr. Roddie made the point of order that bills must be reconsidered before they can be amended or changed, which was overruled.

The question being on the passage of the emergency section to Senate Bill No. 81-A, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Cunningham, Johnson (14), Little, Roddie, Total 4.

Absent and not voting: Moore, Soldani. Total 2.

Mr. Williams moved to reconsider the vote by which House Bill No. 31 was passed, and the question being, "Shall the vote be reconsidered?" The roll was called, and resulted:

Yeas: Agee, Brazell, Brownlee, Davis, Eggerman, Johnson (15), Keys, Mathews, Roddie, Stafford, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 16.

Nays: Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Landrum, Little, Memminger, Morris, Redwine, Russell, Sorrells, Strain, Stanford, Smith, Stewart. Total 25.

Absent and not voting: Johnston, Moore, Soldani. Total 3.

The President signed Senate Bill No. 81-A and House Bill No. 31, in open session.

The Senate went into the Committee of the Whole, with Mr. Williams in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 221 and ask leave to sit again.

J. J. WILLIAMS,

Chairman.

Mr. President:

Your Joint Committee on Conference, recommend that the substitute for all bills pending upon the question of a division of assets and liabilities of all divided Counties, and numbered Committee Substitute for Senate Bill No. 169 do pass, as amended, which amendments are as follows:

Section 1, page 2, line 15, add thereto the following words:

"Provided, that the Supreme Court shall have exclusive or original jurisdiction of all actions involving the custody of or the right to transcribe the tax rolls or other records of any such County or Counties and the ownership and distribution of the taxes assessed and collectable therein; and provided, further, that for the purpose of hearing and reporting evidence and reporting findings of law and facts the Supreme Court may appoint a special Master in Chancery in such case."

Section 2, page 4, line 3, after "Counties" insert "as."

Section 2, page 4, line 15, after "of" insert "such of."

Section 2, page 5, line 13, after "nature" insert "as mentioned herein."

Section 4, page 8, add: "and exclusive original jurisdiction is hereby conferred upon the Supreme Court to hear and determine all actions authorized by this Act."

Add the following to be known as a new Section numbered 5 ½: "Section 5 ½. All Acts and parts of Acts in conflict herewith are hereby repealed."

Substitute the following for the emergency: "Section 6. For the preservation of the public peace and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in force from and after its passage and approval."

Respectfully submitted,

J. ELMER THOMAS,

FRANK MATHEWS,

J. C. GRAHAM,

Senate Committee.

H. R. KING,

J. RAY WILLIAMS,

E. J. EARL,

House Committee.

The report was read, and the question being, "Shall the report be adopted?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Brazell, Eggerman, Johnston, Johnson (14), Keys, Stanford. Total 6.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Graham, in the chair.

House Bill No. 436 was withdrawn from the Committee on Commerce and Labor and re-referred to Committee on Agriculture.

Mr. President:

Your Committee on Agriculture recommend that Senate Bill No. 318 do pass.

H. S. BLAIR,

Chairman.

The report was adopted.

Mr. Keys, Mr. Mathews and Mr. Russell were excused until Monday.

Mr. President:

Your Committee on Municipal Corporations recommend that Senate Bill No. 134 do pass.

R. E. ECHOLS,

Chairman.

The report was adopted.

Mr. President:

Your Conference Committee, having had under consideration amendments to Senate Bill No. 302, report:

House amendment in line 24, Section 1, after the word "examine" and before the word "all" the insertion of the words "without notice" and in line 28, Section 1, where the words "without notice" are stricken out, are agreed to.

House amendment in line 29, Section 1, inserting after the words "examine" the words "books and accounts," is agreed to.

House amendment in line 19, Section 1, page 2, striking out after the word "officers" the following words: "payment for such examination shall be made out of the contingent fund of the County at the same salary and expense provided for Field Deputy Examiners in this Act," is agreed to, with the exception of the word "field" in line 23, which is stricken out.

After the word "act" in line 24, Section 1, page 2, we recommend the following words be added: "The State Examiner and Inspector shall have power to appoint additional Special Deputies for this purpose only."

House amendment at the end of Section 1, adding the following words: "Provided that no Deputy shall examine the books or records of any County of his residence," is agreed to.

House amendment in line 15, Section 3, page 4, striking out the following words: "or at his discretion to take such action for the public securities as the exigencies demand, and if in his opinion the public interest requires it, he may suspend any officer from further performance of duty, until examination is had, or such security obtained as may be demanded for protection of the public funds," is agreed to, and the following amendment added at the end of Section 3, in these words: "Provided that no County officer shall be required to discard any books or supplies on hand at the time of the passage of this Act," is also agreed to.

In line 14, Section 4, page 5, strike out the word "Article" and insert the word "Act."

In line 29, Section 4, page 4, strike out the word "Article" and insert in lieu thereof the word "Act."

In line 31, page 4, Section 4, strike out the word "Article" and insert in lieu thereof the word "Act."

In line 10, Section 4, page 6, strike out the word "Article" and insert in lieu thereof the word "Act."

House amendment in line 10, Section 4, page 6, inserting the words "records and books of the" after the word "the" and before the words "officers" is agreed to.

House amendment at the end of Section 4, adding the following words: "or by both such fine and imprisonment in the discretion of the Court," is agreed to.

House amendments, substitute for Section 5, transposing the language to read as follows: "The State Examiner and Inspector shall report to the Governor the result of his examinations on the first day of November of each year; and shall embody in such report, statistics of the State institutions, of the County and State finances ascertained by him, which report shall be printed to the number of five hundred copies, and shall be included with other officers' reports in the column of Executive Documents. He shall also make a report upon any particular need at any time when required by the Governor," is agreed to.

House amendment in line 12, Section 6, page 7, striking out after the word "constitution" the following words: "He is authorized to appoint two Deputies at the salaries of eighteen hundred (\$1,800) dollars each per annum" and inserting in lieu thereof the following words: "Whenever in the opinion of the State Examiner and Inspector it shall be necessary for the good of the public service, he is authorized to ap-

point not to exceed two Deputies at a salary not to exceed eighteen hundred (\$1,800) dollars per annum," is agreed to.

House amendment in line 17, Section 6, page 7, inserting after the word "traveling" the word "expenses" and in the line 17, Section 6, page 7, after the word "expenses" at the end of the line and preceding the word "while" inserting the words "not to exceed two dollars (\$2.00) per day," is agreed to.

House amendment in line 19, Section 6, page 7, striking out the words "and Clerk" after the word "stenographer" adding the words "who shall act as Clerk," is agreed to.

House amendment in line 18, Section 6, page 7, after the word "while" and before the word "in" inserting the words "absent from the office," is agreed to; and in line 18, Section 6, page 7, and before the word "and" add the following words: "Provided, that receipted vouchers shall be submitted before said accounts are paid," is agreed to.

House amendment in line 20, Section 6, page 7, after the word "of" and before the word "nine hundred" inserting the words "not to exceed," is agreed to.

House amendment in line 20, Section 6, page 7, striking out the following words: "and such other Deputies and Clerks as shall be necessary to perform the duties of his office," is agreed to.

House amendment in line 28, Section 6, page 7, adding the following words to the end of the Section: "False reports knowingly made by the State Examiner and Inspector, or any assistant or Deputy authorized by this Act, of the financial condition of any office or institution required or authorized to be examined by this Act, shall constitute a felony; and any failure to perform the duties required of them to be performed by this Act shall constitute a misdemeanor."

Respectfully submitted,

MR. STAFFORD,

MR. RUSSELL,

MR. REDWINE,

Senate Conferees.

The hour of 2 o'clock having arrived and same being a special order fixed for the day, for the drawing of the long and short terms of the Senators as provided in Senate Joint Resolution No. 2, all other business was suspended and on motion of Mr. Hatchett the roll of the districts having two members was called and it was ordered that all of the Senators affected by said resolution and who would participate in the drawing of the long and short terms upon the division thereof, were present, excepting Mr. Soldani.

The President being notified that Mr. Soldani was in the City, the Sergeant-at-Arms was instructed to see that he came to the Senate and the drawing proceeded.

The Senate ordered that the drawing be made in numerical order, commencing with the lowest and proceeding until the highest and last was drawn and that the Senators should draw according to their alphabetical order.

The Second District being the lowest numerical district was called and the President directed Mr. Agee and Mr. Echols to draw for the long and short term for the said district and the Secretary prepared two slips of paper of equal size and shape and placed them in the hat, one of which had written thereon "short term" and the other had "long term" written thereon, and the said hat being held by the Secretary so it could not be seen into by any one the President directed that Mr. Agee should draw first. Mr. Agee drew one of the slips of paper from said hat upon which was written "short term." It was ordered by the Senate that the term of office as Senator from the Second District, for which Mr. Agee was elected, should expire on the 15th day succeeding the regular State election in the year 1908, as provided by law.

The President then directed that Mr. Echols should draw, whereupon he drew the slip of paper from the hat with the words "long term" written thereon, and it was ordered by the Senate that Mr. Echols should hold the office of Senator from the Second District, until the 15th day succeeding the regular State election held in the year 1910 as provided by law.

The Sixth District being next in numerical order, the President ordered that Mr. Billups and Mr. Williams should draw for the long and short terms of said district, and the Secretary prepared two slips of paper of equal size and shape and placed same in the hat, one of which had written thereon "short term" and the other had written thereon "long term" and the same being held by the Secretary so that no one could see into it, the President directed that Mr. Billups should draw first. Mr. Billups then drew one of the slips of paper from the hat upon which was written "long term." It was then ordered by the Senate that the term of office for which Mr. Billups was elected as Senator, should expire on the 15th day succeeding the regular State election in the year 1910, as provided by law.

The President then directed that Mr. Williams should draw, whereupon he drew the slip of paper from the hat with the words "short term" written thereon. It was then ordered by the Senate that Mr. Williams should hold the office of Senator from the Sixth District until the 15th day succeeding the regular election in the year 1908, as provided by law.

The Ninth District being the next in order, was passed until Mr. Soldani should arrive.

The Thirteenth District being the next in numerical order, the President directed that Mr. Cordell and Mr. Eggerman should draw for the long and short term from said district and the Secretary prepared two

slips of paper of equal size and shape and placed same in the hat, one of which had written thereon "long term" and the other had written thereon "short term" and same being held by the Secretary so that no one can see into it, the President directed that Mr. Cordell should draw first. Mr. Cordell drew one of the slips of paper from the hat upon which was written "long term." It was ordered by the Senate that the term of office for which Mr. Cordell was elected Senator from the Thirteenth District, should expire on the 15th day succeeding the regular State election held in the year 1910, as provided by law.

The President then directed that Mr. Eggerman should draw, whereupon he drew the slip of paper from the hat upon which was written the words "short term." It was ordered by the Senate that Mr. Eggerman should hold the term of office as Senator from the Thirteenth District until the 15th day succeeding the regular State election in the year 1908, as provided by law.

The Fourteenth District being next in numerical order, the President directed that Mr. Johnson and Mr. Stafford draw for the long and short term from said district and the Secretary prepared two slips of paper of equal size and shape and placed same in the hat, one of which was written thereon "long term" and the other "short term," and said hat being held by the Secretary so that no one could see into it, the President directed that Mr. Johnson should draw first. Mr. Johnson drew one of the slips of paper from the hat, upon which was written "short term." It was ordered by the Senate that the term of office for which Mr. Johnson was elected Senator from the Fourteenth District, should expire on the 15th day succeeding the regular State election in the year 1908, as provided by law.

The President directed that Mr. Stafford should draw, whereupon he drew the slip of paper from the hat upon which the words "long term" were written. It was ordered by the Senate that Mr. Stafford should hold the term of office as Senator from the Fourteenth District until the 15th day succeeding the regular State election in the year 1910, as provided by law.

The Fifteenth District being next in numerical order, the President directed that Mr. Johnson and Mr. Taylor draw for the long and short term and the Secretary prepared two slips of paper of equal size and shape and placed same in the hat; one of which had written thereon "short term" and the other had written thereon "long term," the said hat being held by the Secretary so that no one could see into it, the President directed that Mr. Johnson draw first. Mr. Johnson drew one of the slips of paper from said hat upon which was written the words "short term." It was ordered by the Senate that the term of office for which Mr. Johnson was elected Senator should expire on the 15th day succeeding the next State election in the year 1908, as provided by law.

The President directed that Mr. Taylor should draw, whereupon he drew the slip of paper from the hat with the words "long term" written thereon and it was ordered by the Senate that Mr. Taylor should hold the office as Senator from the Fifteenth District until the 15th day succeeding the regular State election in the year 1910, as provided by law.

The Seventeenth District being next in numerical order, the President directed that Mr. Smith and Mr. Thomas should draw for the long and short term from the Seventeenth District. The Secretary prepared two slips of paper of equal size and shape and placed same in the hat, one of which had written the "long term" and the other "short term," and the same being held by the Secretary so that no one could see into it, the President directed that Mr. Smith should draw first. Mr. Smith drew one of the slips of paper from said hat upon which was written the words "long term" and it was ordered by the Senate that the term of office for which Mr. Smith was elected Senator from the Seventeenth District should expire on the 15th day succeeding the regular State election in the year 1910, as provided by law.

The President directed that Mr. Thomas should draw, whereupon he drew the slip of paper from the hat upon which the words "short term" were written thereon. It was ordered by the Senate that Mr. Thomas should hold the office of Senator from the Seventeenth District until the 15th day succeeding the regular State election in the year 1908, as provided by law.

The Eighteenth District being next in numerical order, the President directed that Mr. Graham and Mr. Little should draw for the long and short term and the Secretary prepared two slips of paper of equal size and shape and placed same in a hat, one of which had written thereon the words "long term" and the other "short term" and said hat being held so that no one could see into it, the President directed that Mr. Graham should draw first. Mr. Graham drew one of the slips of paper from said hat upon which was written the words "long term." It was ordered by the Senate that the term of office for which Mr. Graham was elected Senator from the 18th district should expire on the 15th day succeeding the regular State election in the year 1910, as provided by law.

The President directed that Mr. Little should draw, whereupon he drew the slip of paper from the hat with the words "short term" written thereon. It was ordered by the Senate that Mr. Little should hold the office of Senator from the Eighteenth District until the 15th day succeeding he regular State election in the year 1908, as provided by law.

The Nineteenth District being the next in numerical order, the President directed that Mr. Blair and Mr. Wynne should draw for the long and short term and the Secretary prepared two slips of paper of equal size and shape and placed same in a hat, one of which had written

thereon the words "short term" and the other "long term." The Secretary holding said hat so that no one could see into it, the President directed that Mr. Blair should draw first. Mr. Blair drew one of the slips of paper from said hat upon which the words "long term" were written. It was ordered by the Senate that the term of office for which Mr. Blair was elected from the Nineteenth District should expire the 15th day succeeding the regular State election in the year 1910, as provided by law.

The President directed that Mr. Wynne should draw, whereupon he drew the slip of paper from the hat with the words "short term" written thereon. It was ordered by the Senate that Mr. Wynne should hold the office of Senator from the Nineteenth District until the 15th day succeeding the regular State election in the year 1908, as provided by law.

The Twentieth District being next in numerical order, the President directed that Mr. Hatchett and Mr. Memminger should draw for the long and short terms from the Twentieth District. The Secretary prepared two slips of paper of equal size and shape and placed same in a hat, one of which had written thereon the words "short term" and the other the words "long term." The said hat being held by the Secretary so that no one could see into it, the President directed that Mr. Hatchett should draw first. Mr. Hatchett drew one of the slips of paper from said hat upon which the words "short term" were written. It was ordered by the Senate that the term of office as Senator for which Mr. Hatchett was elected from the Twentieth District should expire the 15th day succeeding the regular State election in the year 1908, as provided by law.

The President directed that Mr. Memminger should draw, whereupon he drew the slip of paper from the hat upon which the words "long term" were written. It was ordered by the Senate that Mr. Memminger should hold the office as Senator from the Twentieth District until the 15th day succeeding the regular State election in the year 1910, as provided by law.

The Twenty-seventh District being the next in numerical order, the President directed that Mr. Brook and Mr. Russell should draw for the long and short term from said district. The Secretary prepared two slips of paper of equal size and shape and placed the same in a hat, one of which had written thereon "short term" and the other "long term." Said hat being held by the Secretary so that no one could see into it, the President directed that Mr. Brook should draw first. Mr. Brook drew one of the slips of paper from said hat upon which the words "short term" were written thereon. It was ordered by the Senate that the term of office for which Mr. Brook was elected from the Twenty-seventh District should expire on the 15th day succeeding the regular State election in the year 1908, as provided by law.

The President then directed that Mr. Russell should draw, whereupon he drew one of the slips of paper from the hat upon which the words "long term" were written. It was ordered by the Senate that Mr. Russell should hold the office of Senator from the Twenty-seventh District until the 15th day succeeding the regular State election in the year 1910, as provided by law.

Mr. Soldani, from the Ninth District, being present in open session, the President directed that Mr. Brazell and Mr. Soldani should draw for the long and short terms from said district. The secretary prepared the slips of paper of equal size and shape, and placed same in the hat, one of which had written thereon the words "long term" and the other "short term," said hat being held so that no one could see into it, the President directed that Mr. Brazell should draw first. Mr. Brazell drew one of the slips of paper from the hat, with the words "short term" written thereon. It was ordered by the Senate that the term of office for which Mr. Brazell was elected Senator from the Ninth District should expire on the 15th day succeeding the regular State election in the year 1908, as provided by law.

The President directed that Mr. Soldani should draw, whereupon he drew the slip of paper from the hat with the words "long term" written thereon. It was ordered by the Senate that Mr. Soldani should hold the office as Senator from the Ninth District until the 15th day succeeding the regular State election in the year 1910, as provided by law.

Mr. Conn was excused.

Message from the House transmitting House Bill No. 79, and House Bill No. 515, as passed by the House of Representatives; also that the House of Representatives does not agree to the Senate amendments to House Bill No. 414, by Mr. Durant, and request a conference thereon, and the Speaker had appointed Mr. Durant, Mr. Casteel and Mr. Murdock as conferees; also that the House does not agree to the Senate amendments to House Bill No. 31, by Mr. Paschal, and requests a conference thereon, and the Speaker has appointed Mr. Paschal, J. Roy Williams and Mr. Rider as House conferees.

The Senate agreed to a conference on House Bill No. 31, and the President appointed Mr. Williams, Mr. Hatchett and Mr. Little conferees on the part of the Senate.

The Senate appointed Mr. Davis, Mr. Roddie and Mr. Echols conferees on the part of the Senate on House Bill No. 414.

House Bill No. 515, was read the first time, being "An Act appropriating funds to pay for furniture and supplies for the House of Representatives and Senate."

House Bill No. 79, "An Act defining and providing for the control, treatment and education of dependent and delinquent children; creating a Juvenile Court and defining powers and duties of same," was read first time.

The conference report on Senate Bill No. 302 was adopted, by the following roll-call vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (15), Landrum, Little, Mathews, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Hatchett. Total 1.

Absent and not voting: Curd, Johnston, Johnson (14), Keys, Memminger, Roddie, Stanford. Total 7.

The motion by which the conference report on Senate Bill No. 302 was adopted was reconsidered, and said motion was laid on the table.

The Senate went into the Committee of the Whole, with Mr. Williams in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 221, and ask leave to sit again.

J. J. WILLIAMS,
Chairman.

The report was adopted.

The Senate adjourned until 9 A. M., Friday, April 3, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED NINTH DAY

Senate Chamber

Friday, April 3, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stafford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Brazell, Conn, Keys, Mathews, Soldani. Total 5.

Prayer by the Chaplain.

The Journal of the previous day was approved.

Mr. Keys excused for one day.

One petition by Mr. Strain, one by Mr. Russell, one by Mr. Johnson (14), three by Mr. Yeager, one by Mr. Thomas, one by Mr. Roddie, two by Mr. Smith, one by Mr. Williams, read and referred to Insurance Committee.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 224 do pass.

J. C. GRAHAM,

Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 recommends that Senate Bill No. 286 do pass, as herein amended; that Senate Bill No. 287 do not pass; that Senate Bill No. 251 do pass, as amended.

J. C. GRAHAM,

Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 327, by Mr. Franklin, to Judiciary No. 2.

Senate Bill No. 328, by Mr. Cordell, to Education.

Senate Bill No. 329, by Mr. Williams, to Insurance.

Senate Bill No. 330, by Mr. Brownlee, to Judiciary No. 2.

Senate Concurrent Resolution No. 52, to Codes.

House Bill No. 79, by Mr. Riddle, to Judiciary No. 1.

House Bill No. 575, by Appropriation Committee, to Appropriations.

Mr. Graham excused for Friday and Saturday, and designated Mr. Strain to act as President of the Senate for this Legislative day.

Mr. Johnson (14) excused for Monday and Tuesday.

All Members residing in Cities of the first class, who desired to vote, were excused on Tuesday, April 7.

Mr. President:

Your Committee on Judiciary No. 2 recommend that House Bill No. 364 do pass.

W. P. STEWART,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Yeager in the chair.

The Committee of the Whole arose and reported progress on Senate Bill No. 221.

The Senate recessed until 1:30 P. M. this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Strain, in the chair.

On motion by Mr. Taylor, Senate Bill No. 51 was recalled from Judiciary Nos. 1 and 2 and referred to a Special Committee consisting of Mr. Taylor, Mr. Redwine and Mr. Yeager.

Senate Resolution No. 29, by Mr. Hatchett. "A Resolution providing for reducing the clerical force of the Senate," was read first time.

Thirty petitions from various Senators protesting against the Roddie Insurance Bill read and referred to Insurance Committee.

Senate Bill No. 331, by Mr. Little, "An Act providing for the method of disconnecting parts of incorporated Towns and Cities," was read first time.

Senate Resolution No. 30, by Mr. Little, "Providing for a Committee to investigate the advisability of working convicts in the granite works of the State, for the purpose of procuring material for public buildings," was read.

Senate Bill No. 332, by Mr. Redwine, "An Act creating a lien on the property of any corporation or any judgment that may be recovered against it, by any person for injuries, suffered as a result of negligence of the corporation," read first time.

Senate Bill No. 333, by Mr. Hatchett, "An Act providing for the designation of County and City depositories," read first time.

Message from the House transmitting House Bill No. 231 for signature of the President.

The fourth reading of House Bill No. 231 was dispensed with by a roll-call vote of 35 ayes and no nays, and signed by the President, in open session.

The Senate went into the Committee of the Whole, with Mr. Yeager in the chair.

Message from the House transmitting House Bill No. 543, as passed by the House of Representatives.

House Bill No. 543, by Mr. Murley, "An Act to extend the time in which penalties are attached for the non-payment of taxes," was read first time.

Message from the House informing the Senate that it had concurred in the Conference Committee report on House Bill No. 377; also Senate Bill No. 302, and transmitting said report, together with the bill.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 221 do pass, and be mimeographed, as amended, and laid on the desks of the Members before third reading and final passage; that Senate Bill No. 285 do pass, as amended; Senate Bill No. 274 do pass, as amended, further report progress on Senate Bill No. 109, and ask leave to sit again.

P. J. YEAGER,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 285 correctly engrossed.

Senate Bill No. 285 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brownlee, Cordell, Davis, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Moore, Redwine, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 29.

Nays: None.

Absent and not voting: Agee, Brazell, Brook, Conn, Curd, Cunningham, Eggerman, Echols, Graham, Goulding, Keys, Mathews, Roddie, Soldani, Stafford. Total 15.

The Senate adjourned until 10 A. M., Saturday, April 4th, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TENTH DAY

Senate Chamber

Saturday, April 4, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the Acting President, Mr. Taylor, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Absent and excused:

Blair, Brazell, Conn, Eggerman, Graham, Holman, Mathews, Soldani, Strain. Total 9.

Prayer by the Chaplain.

The Journal of the previous Legislative day was approved.

Fifty petitions from Senators and different parts of the State against the Roddie Insurance Bill filed.

Senate Resolution No. 30, by Mr. Little, read and passed.

The President appointed Mr. Little, Mr. Brook, Mr. Stewart, Mr. Russell, Mr. Sorrells, on the Committee, as provided in Senate Resolution No. 30.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 331, by Mr. Little, to Municipal Corporations.

Senate Bill No. 332, by Mr. Redwine, to Public Service Corporations.

Senate Bill No. 333, by Mr. Hatchett, to County Affairs.

Senate Resolution No. 29, by Mr. Hatchett, to Senate and Legislative Affairs.

House Bill No. 543, by Mr. Murley, to Revenue and Taxation.

Senate Bill No. 109 was read and considered in open session, Section by Section, passed to engrossment and third reading, as amended.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, and was called to order by the Secretary, in the absence of the President and President Pro Tempore, Mr. Stewart, was elected Acting President of the Senate.

Senate Bill No. 165 was considered, Section by Section, and passed to engrossment and third reading.

Senate Bill No. 274 was considered, Section by Section, and passed to engrossment and third reading.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 104, and Senate Bill No. 293 correctly enrolled.

The rules were suspended on the fourth reading of Senate Bill No. 104, by a roll-call vote of 28 ayes and no nays, and the President signed the same in open session.

The rules were suspended on the fourth reading of Senate Bill No. 293, by roll-call vote of 30 ayes and no nays, and the President signed the same in open session.

Senate Bill No. 233 was considered, Section by Section, and passed to engrossment and third reading, as were also Senate Bills Nos. 121, 216, 32 and Senate Concurrent Resolution No. 49, and Senate Bill No. 233.

Mr. Stanford was excused for Monday and Tuesday.

The Senate adjourned until 9 A. M., Monday, April 6th, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED ELEVENTH DAY

Senate Chamber

Sunday, April 5, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

ONE HUNDRED TWELFTH DAY

Senate Chamber

Monday, April 6, 1908.

The Senate convened at 9 A. M., pursuant to adjournment with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Absent and excused:

Brazell, Conn, Eggerman, Graham, Mathews, Strain, Stanford, Stewart, Soldani. Total 9.

Prayer by the Chaplain.

The Journal of the previous Legislative day was approved.

Seventeen petitions by Mr. Johnston, two by Mr. Cordell, two by Mr. Landrum, and three by Mr. Smith, read and referred to Committee on Insurance, and one by Mr. Billups, to Banks and Banking.

Bills on first reading:

Senate Bill No. 334, by Mr. Williams and Mr. Billups, "An Act authorizing the Board of Regents of the Normal Schools of the State of Oklahoma to construct an additional building at the Southwestern Normal School at Weatherford, Oklahoma."

Senate Bill No. 335, by Mr. Hatchett, "An Act fixing the number and compensation of Legislative employees."

Senate Bill No. 336, by Mr. Redwine, "An Act providing for the time and method of electing the Chief Justice of the Supreme Court."

Senate Joint Resolution No. 5, by Mr. Billups, "Soliciting propositions for the best disposition of school lands by offering a bonus therefor."

Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bill No. 311 do not pass, and that Senate Bill No. 321 do pass.

E. M. LANDRUM,

The report was adopted.

Chairman.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 215, 233 and 274 correctly engrossed.

Senate Bill No. 216 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Cordell, Curd, Cunningham, Davis, Echols, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Taylor,

Thomas, Williams, Wynne, Yeager. Total 27.

Nays: Agee, Hatchett, Memminger, Updegraff. Total 4.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Franklin, Graham, Johnson (14), Mathews, Soldani, Stafford, Strain, Stanford, Updegraff. Total 13.

Senate Bill No. 274 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Curd, Davis, Echols, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Cunningham. Total 1.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Franklin, Graham, Johnson (14), Mathews, Soldani, Stafford, Strain, Stanford, Updegraff. Total 13.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Curd, Davis, Echols, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Cunningham. Total 1.

The bill was passed, together with the emergency.

The President signed Senate Bills Nos. 216 and 274 in open session.

Senate Bill No. 233 was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Curd, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Conn, Cunningham, Eggerman, Graham, Mathews, Soldani, Stafford, Strain, Stanford, Johnson (14), Total 13.

The roll was called on the emergency section, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Curd, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 30.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Conn, Cunningham, Graham, Eggerman, Johnson (14), Mathews, Soldani, Stafford, Strain, Stanford, Wynne. Total 14.

Senate Bill No. 169 was read at length the fourth time, and the President signed the same in open session.

On the emergency clause of Senate Bill No. 169 the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 31.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Conn, Eggerman, Graham, Johnson (14), Mathews, Soldani, Stafford, Strain, Stanford, Wynne. Total 13.

The original bill was passed on April 3.

Mr. Redwine made the following motion, which prevailed:

I move that a Committee of five, consisting of Mr. Williams, Mr. Stewart, Mr. Little, Mr. Yeager and Mr. Russell be appointed as a Special Committee to investigate all persons who have violated and are now violating Rule 13 of the Senate, the same being against lobbying, and that said Committee have full power and authority to subpoena witnesses, take testimony, and investigate each such person in violation of Rule 13, and report back to the Senate, with such recommendation as they may deem advisable.

Mr. Agee requested information as to the purchase of supplies by the Reading Clerk, which matter was referred to Committee on Judiciary No. 2.

Mr. Brook filed three petitions, Mr. Agee two, and Mr. Williams one, which were referred to the Committee on Insurance.

Mr. Brook presented one petition, which was referred to the Committee on Oil, Timber and Gas.

The President signed Senate Bill No. 233 in open session.

The Senate went into the Committee of the Whole, with Mr. Blair in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report that Senate Bill No. 103 was referred to a Special Committee of five for consideration.

H. S. BLAIR,

The report was adopted.

Chairman.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 121 correctly engrossed.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 109 correctly engrossed.

Message from the House transmitting enrolled copies of Senate Bill No. 104, Senate Bill No. 169, Senate Bill, No. 293, and Senate Bill No. 26, as signed by the Speaker.

Senate Bill No. 140 was considered, Section by Section, and placed on third reading and final passage, after which the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Cunningham, Echols, Franklin, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 27.

Nays: Davis, Hatchett, Russell, Yeager. Total 4.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Echols, Graham, Goulding, Johnson (14), Mathews, Soldani, Stafford, Strain, Stanford. Total 13.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Echols, Franklin, Holman, Johnston, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Sorrells, Smith, Stewart, Thomas, Updegraff, Williams, Wynne. Total 25.

Nays: Davis, Hatchett, Little, Memminger, Russell, Taylor, Yeager. Total 7.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Graham, Goulding, Johnson (14), Mathews, Soldani, Stafford, Strain, Stanford. Total 12.

Senate Bill No. 109 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Graham, Johnson (14), Mathews, Soldani, Strain, Stanford. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Cunningham, Davis, Echols, Franklin, Goulding, Holman, Johnson (15), Keys, Morris, Moore, Redwine, Roddie, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 26.

Nays: Curd, Johnston, Landrum, Little, Memminger, Russell, Hatchett, Sorrells. Total 8.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Graham, Johnson (14), Mathews, Soldani, Strain, Stanford. Total 10.

Senate Bill No. 121 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Brook, Cordell, Curd, Davis, Echols, Franklin, Goulding, Johnston, Johnson (15), Keys, Landrum, Redwine, Roddie, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Wynne. Total 21.

Nays: Agee, Blair, Cunningham, Hatchett, Holman, Little, Memminger, Morris, Moore, Russell, Updegraff, Yeager. Total 12.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Graham, Johnson (14), Mathews, Soldani, Strain, Stanford, Williams. Total 11.

Mr. Agee moved to reconsider the vote by which Senate Bill No. 109 was lost, and moved to lay that motion on the table.

Points of order by Mr. Davis, Mr. Roddie and Mr. Johnston overruled, and motion to lay on the table prevailed.

House Bill No. 241 was read, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Little, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Conn, Eggerman, Graham, Johnson (14), Mathews, Soldani, Strain, Stanford. Total 11.

The roll was called on the emergency, and resulted

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Graham, Johnson (14), Mathews, Soldani, Strain, Stanford. Total 10.

Message from the House informing the Senate that the House had concurred in the Conference Committee report on House Bill No. 414.

The Senate went into the Committee of the Whole, with Mr. Stafford in the chair.

Message from the House transmitting House Bill No. 165, as passed by the House of Representatives; and Senate Bill No. 302, bearing the signature of the Speaker.

House Bill No. 165, "An Act to prohibit the sale, use or giving away of cigarettes or cigarette papers," was read the first time.

Message from the House informing the Senate that it had concurred in the supplemental report of the Conference Committee on House Bill No. 377, and transmitting House Bill No. 358, by Mr. Faulkner, which is offered as a substitute for Senate Bill No. 109, on the same subject, for the reason that said House Bill No. 508 is a fuller bill, and carries with it the necessary appropriations to carry into effect the provisions of the bill.

The Secretary was directed to send a message to the House requesting that House Bill No. 377, together with the conference report thereon, be transmitted to the Senate for consideration.

House Bill No. 358, by Mr. Faulkner, read the first time, "An Act to protect cotton against theft while in transit between the producer and the factory."

Message from the House transmitting House Bill No. 377, together with all conference reports thereon.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 177 do pass, as amended; that Senate Bill No. 162 do pass, as amended, that Senate Bill No. 192 has been considered, and we report progress thereon and ask leave to sit again.

R. M. RODDIE,

The report was adopted.

Chairman.

Mr. President:

Your Committee on Judiciary No. 2 have investigated the charges with reference to Ham P. Bee, Reading Clerk, and report:

That he purchased \$900.00 worth of supplies in Oklahoma City, Omaha, or some other place recently, without authority from the Senate, and we report that we find nothing in said charges; that he had made no such purchase, and we exonerate him wholly from the charges preferred.

We find there is no evidence to support the charge that Ham P. Bee has been guilty of any misconduct pertaining to the purchase of supplies.

Senator Memminger, who made this charge, made it in good faith, and upon information received from hearsay, and was doing his duty as a Senator in calling the attention of the Senate to the rumor that had been circulated.

We further find that the statement made by Senator Memminger on the floor of the Senate to the effect that he had been informed that this \$900 purchase had been made by Ham P. Bee was true, and that he had been told this from a source which justified him in making the statement on the floor of the Senate.

W. P. STEWART,

Chairman.

The Special Committee, to whom was referred Senate Bill No. 152, by Mr. Stafford, reported that the bill do pass.

Mr. Franklin moved to appoint a Committee of three to look after House Bill No. 508, which was lost.

House Bill No. 508, by Mr. McCalla, Mr. Rainey and Mr. Faulkner, "An Act to put into force Section 17 of Article 13, of the Oklahoma Constitution requiring the teaching of the elements of agriculture, horticulture, stock feeding and domestic science in the common schools," was read the first time.

The Senate adjourned until 9 A. M., Tuesday, April 7th, 1908.

Attest:

GEORGE W. BELLAMY,

J. I. HOWARD, Secretary.

President.

ONE HUNDRED THIRTEENTH DAY

Senate Chamber

Tuesday, April 7, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Brazell, Johnson (14), Soldani, Stanford, Taylor. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was approved.

Two petitions by Mr. Billups, read and referred to Insurance Committee.

To the Legislature:

I have the honor to report that I have approved and signed House Bill No. 270.

C. N. HASKELL,

The Governor.

The following bills were read the second time, and referred Standing Committees:

Senate Bill No. 334, by Mr. Williams and Mr. Billups, to Public Service Corporations.

Senate Bill No. 335, by Mr. Hatchett, to Senate and Legislative Affairs.

Senate Bill No. 336, by Mr. Redwine, to Judiciary No. 2.

Senate Bill No. 337, by Mr. Hatchett, to Judiciary No. 1.

Senate Joint Resolution No. 5, by Mr. Billups, to School Lands.

House Bill No. 168, by Mr. Snelson, to Pharmacy.

House Bill No. 358, by Mr. Faulkner, to Public Service Corporations.

House Bill No. 508, by Mr. McCalla, Mr. Rainey and Mr. Faulkner, to Committee on Agriculture.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 49, and Senate Bill No. 165 correctly engrossed.

Senate Concurrent Resolution No. 49 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Brook, Franklin, Hatchett, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Russell, Strain, Smith, Thomas, Williams, Wynne, Yeager. Total 21.

Nays: Cunningham, Graham, Goulding, Holman, Redwine, Roddie, Sorrells, Stewart, Updegraff. Total 9.

Absent and excused: Brazell, Blair, Brownlee, Curd, Conn, Cordell, Davis, Eggerman, Echols, Johnson (14), Soldani, Stafford, Stanford, Taylor. Total 12.

Mr. Smith explained his vote: "I vote 'Yes' on the adoption of this resolution, but do not endorse the 'whereases' in it."

Mr. Johnston explains his vote: "I know but little of the premises on which Senate Resolution No. 49, by Senator Russell, is founded, but my judgment is not in favor of the premises and grounds embraced in the reasons assigned for the passage of this resolution.

"I wish in no way to be bound to them, and I voted 'Aye' for the reason that there is merit in the Torrens Land System of title registrations, and out of this system may evolve—and indeed should evolve—the true system of registration of titles. In this, as in all other matters, the legal fiction of notice of record is the outgrowth of notice by possession and, in my judgment, it will evolve a system of title by prescription of record.

"The disturbing of a person who had been in open and notorious possession of land for a period of twenty-one years was forbidden at common law and by Statute at the expiration of fifteen years, for the reason that the long continuance of the possession, is, in itself, the highest evidence of the rightness of that possession, and the weakness and frailty of human memory, the mortality of human life, makes it expedient that when men have forgotten, witnesses are scattered and contracting parties deceased, the lapse of time should, and does, interpose its just defense to title on the question of possession by raising a conclusive presumption against the world and all comers and in favor of the occupant and possessor of the tract of land.

"If a record is to operate as notice in like manner by man-made law as actual possession operates as notice by natural law, then the burden of that record and its enormous expense and the cumbersome details of it should also be exterminated and ousted by man-made law, to-wit: By enacting a period of limitation upon the running of which the right to challenge a record title and to dig up and discover latent defects in the instruments of conveyance should be conclusively barred to all the world. My suggestion would be that when a title deed or an instrument of mortgage or lien or other document affecting real estate shall have been of record for a period of, say fifteen years; or, if you wish, twenty-one years, that thereafter it obtained the right of its mature years to perpetuate itself for what it purports to be—and in fact is—as conclusively as prescriptive possession.

"Out of this should grow a second fiction of law in the system of

procedure, making all proof of any antecedent matter of record incompetent and irrelevant and estoppel in favor of the record and against all attack, direct or collateral, except where the same might be made to the question of possession, to-wit: First: Is it true; Second: Is it public; Third: Is it exclusive; Fourth: Is it adverse; or, in other words, did it rest what it purported to in the grantee only?

"The appointment of this Committee should be made, and this resolution should carry. It will constitute a direct authority for digesting the various Statutes, analyzing and explaining them; and bringing their history to bear on the question of title.

"I believe a correct and unbiased examination of the application of this system to the United States, as well as abroad, will suggest important modifications of our present system of land titles.

"HENRY S. JOHNSTON."

Senate Bill No. 165 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Curd, Cunningham, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Brazell, Brownlee, Conn, Cordell, Davis, Eggerman, Johnson (14), Keys, Soldani, Stafford, Stanford, Taylor. Total 12.

The bill was passed, and signed in open session by the President.

Mr. President:

Your Committee on Public Service Corporations, recommend that Senate Bill No. 139 do pass, as amended.

W. N. REDWINE,

The report was adopted.

Chairman.

Message from the House transmitting House Bill No. 414, with the conference report thereon.

The report of the Conference Committee on House Bill No. 377 was read.

Mr. President:

Your Conference Committee beg leave to report as follows, with reference to House Bill No. 377:

Senate amendment to Section 1, reading as follows:

"Provided, that any assistant deputy or employee mentioned in this Act shall only receive pay from the time they enter the service of such office, said time to be determined by the Auditor before issuing the warrant for such assistant deputy or employee," is agreed to.

Senate amendment increasing the amount of contingent expenses allowed State Auditor to \$2,000.00 is agreed to.

Senate amendment to the item of contingent expenses for the Attorney General, increasing the amount to \$6,000.00 is agreed to.

Senate amendment to the item of contingent expenses for State Auditor, increasing the amount from \$1,000.00 to \$2,000.00, is agreed to.

We recommend that the salaries of the four assistant Attorney Generals be fixed at \$2,750.00 annually.

Senate amendment to the item of contingent expenses for the Attorney General, increasing the fund from \$5,000.00 to \$8,000.00 is agreed to.

Senate amendment to the item of actuary services under the sub-heading of Insurance Commissioner, increasing the amount of same from \$2,000.00 to \$3,000.00 is agreed to.

The Senate amendment to the item of contingent fund for the Insurance Commissioner, increasing the same from \$2,000.00 to \$2,500.00, is agreed to.

We recommend that the Senate recede from its amendment to the item of First Assistant Mine Inspector, otherwise known as the Oil Inspector, so that the item as adopted by the House shall stand.

We recommend that the Senate amendment providing for three Assistant Mine Inspectors for a period of fourteen and one-half months, at a salary of \$1,500.00 each per annum, be agreed to.

We recommend that the Senate recede from its amendment striking out the item of salary for a Clerk for the Chief Mine and fixing the salary of \$1,500.00 per annum, for a period of nineteen and one-half months.

We recommend that the Senate recede from its amendment to the item of Stenographer for the Chief Mine Inspector at a salary of \$900.00 per annum, so that the item as adopted by the House shall stand.

We recommend that the item of contingent expenses for the Chief Mine Inspector be fixed at \$1,950.00, for a period of nineteen and one-half months.

We recommend that the item of contingent expenses for three Mine Inspectors as adopted by the Senate be agreed to, providing a total fund of \$2,400.00, be agreed to.

We recommend that the contingent expenses for the Oil Inspector be fixed at \$600.00, instead of \$200.00, adopted by the Senate.

We recommend that the Senate amendment to the item of salary for a Secretary to the Corporation Commission, fixing the same at \$2,000.00 per year, be agreed to.

We recommend that the salary of the Corporation Clerk, Chief of Bureau on Private Corporations, be fixed at \$2,200.00 per annum.

We recommend that the Senate amendment to the item of salary of the Civil Engineer, fixing the same at \$2,000.00 per year, be agreed to.

We recommend that the Senate amendment to the item of salary to the State Librarian, fixing the same at \$1,500.00 per annum, be agreed to.

We recommend that the Senate amendments to the item of salaries for special Judges providing the manner in which the sum be expended, be agreed to.

We recommend that the Senate amendments to the item of First Assistant for the State Superintendent, fixing the salary of said officer at \$1,800.00 per annum, be agreed to.

We recommend that the Senate recede from its amendment to the item of salary for Clerk's salary in State Superintendent's office, so that the amount of \$1,500 per annum, as fixed by the House, be agreed to.

We recommend that the salary of the First Assistant State Examiner and Inspector be fixed at \$1,800.00 per annum.

We recommend that the position of office deputy of the State Examiner and Inspector be fixed at a salary of \$1,500.00 per annum be abolished, and that no appropriation for this item be made.

We recommend that the Senate amendment which provides for two deputies for the State Examiner and Inspector at a salary of \$1,800.00 per annum each for a period of nineteen months, from December 1st, 1907, to June 30th, 1909, be agreed to.

We recommend that the Senate amendment providing for one Stenographer and Clerk for the office of State Examiner and Inspector at a salary of \$900.00 per annum for nineteen and one-half months, from November 16th, 1907, to June 30th, 1909, be agreed to.

We recommend that the item of contingent expenses for the office of State Examiner and Inspector as provided in the Senate amendments be reduced from \$10,000.00 to \$5,000.00.

We recommend that the Senate amendment providing a fund of \$11,375.00 for the payment of rent on the State House building as per contract at the rate of \$7,000.00 per annum, from November 16th, 1907, to June 30th, 1909, nineteen and one-half months, be agreed to.

We recommend that the Senate amendment providing a fund of \$3,350.00 for lights for the State House (estimated) \$2,000.00 per year, from November 16th, 1907, to June 30th, 1909, nineteen and one-half months, be agreed to.

We recommend that the Senate amendment providing a fund of \$1,950.00 for coal for State House (estimated) \$1,200.00 per year from November 16th, 1907, to June 30th, 1909, nineteen and one-half months, be agreed to.

We recommend that the Senate amendment providing a fund of \$325.00 for water for State House (estimated) \$200.00 per annum, from November 16th, 1907, to June 30th, 1909, nineteen and one-half months, be agreed to.

We recommend that the Senate amendment providing a fund of \$499.00 for the payment of salary of general Mail Carrier, \$30.00 per month, from February 11th, 1908, to June 30th, 1909, sixteen months, be agreed to.

We recommend that a fund of \$1,150.00 for the payment of the salary of Day Watchman for State Building, at \$60.00 per month, from November 26th, 1908, to June 30th, 1909, nineteen months and five days, be adopted.

We recommend that the Senate amendment providing a fund of \$1,435.00 for the payment of the salary of Night Watchman for State House building at \$75.00 per month, from November 27th, 1907, to June 30th, 1909, nineteen months, four days, be agreed to.

We recommend that the Senate amendment providing a fund of \$948.34, for the payment of salary of Janitor, first floor State House, at \$50.00 per month, from December 2nd, 1907, to June 30th, 1909, eighteen months, twenty-nine days, be agreed to.

We recommend that the Senate amendment providing a fund of \$846.66 for the payment of salary of Janitor for the second and third floors of State House, at \$50.00 per month, from December 2nd, 1907, to June 30th, 1909, be agreed to.

We recommend that the Senate amendment providing a fund of \$173.35 for the payment of salary of one Janitor on second and third floors at \$50.00 per month, three months, fourteen days, be agreed to.

We recommend that the Senate amendment providing a fund of \$720.00 for the payment of salary of two Firemen, State House Building day and night, at \$60.00 per month each, from December 1st, 1907, so long as needed, is agreed to.

We recommend that the Senate amendment providing a fund of \$1,460.00 for the payment of the salary of State Custodian from November 16th, 1907, to June 30th, 1909, at \$75.00 per month, be fixed at \$7,950.00, at \$100.00 per month, salary for said employe, be agreed to.

We recommend that the Senate amendment providing a fund of \$1,625.00 for the payment of contingent expenses for supplies, repairs and general uses in State Building (estimated) \$1,000.00 per year, from November 16th, 1907, to June 30th, 1909, nineteen and one-half months, be agreed to.

We recommend that the Senate amendment providing a fund of \$1,450.00 for the payment of rent for the Mine Inspector's offices, two rooms at \$25.00 per month, from January 1st, 1908, to June 30th, 1909, eighteen months, be agreed to.

We recommend that the Senate amendment providing a fund of \$155.00 for the payment of rent of office of Inspector, one room, at McAlester, at \$10.00 per month, from March 16th, 1908, to June 30th, 1909, fourteen months, fifteen days, be agreed to.

We recommend that the Senate amendment providing a fund of \$1,148.00 for the payment of rent for rooms for Corporation Commission, four rooms, at \$60.00 per month, from December 1st, 1907, to June 30th, 1909, nineteen months, be agreed to.

We recommend that the Senate amendment providing a fund of

\$1,462.50 for the payment of rent on Supreme Court room, \$75.00 per month, from November 16th, 1907, to June 30th, 1909, nineteen and one-half months, be agreed to.

We recommend that the Senate amendment providing a fund of \$900.00 for the payment of rent on court room in Ione Hotel at \$75.00 per month, (use for one year), be agreed to.

We recommend that the Senate amendment providing a fund of \$270.00 for the payment of rent on offices of State Printer's office room at \$15.00 per month, from January 1st, 1908, to June 30th, 1909, be agreed to.

We recommend that the following amendment "Provided, that all employees needed for the State House Building shall be employed by and under the supervision of the Secretary of State," be incorporated in the bill under the sub-heading of "Secretary of State's Office."

(Signed) G. C. WHITEHURST,

W. A. DURANT,

J. R. McCALLA,

On part of the House.

ROY STAFFORD,

CAMPBELL RUSSELL,

W. H. REDWINE,

On part of the Senate.

Mr. Echols moved that the Senate do not agree to said conference report on page 2, Article 2, pertaining to the appropriation for Oil Inspector.

Mr. Mathews moved to reconsider the report item by item.

Point of order by Mr. Billups that a conference report could not be considered item by item, but must be considered as a whole.

The Chair reserved the ruling.

Mr. Agee moved as a substitute for all pending motions that the conference report be adopted.

Point of order by Mr. Mathews that the Conference Committee exceeded its authority in bringing in and submitting a supplementary report, which point of order was sustained.

The President ruled that the Conference Committee exceeded its authority in bringing in a supplementary report, but that the main conference report was before the Senate for consideration.

Motion being, "Shall the Senate reject the conference report?" The roll was called, and resulted:

Yeas: Blair, Brook, Cordell, Curd, Cunningham, Davis, Echols, Hatchett, Holman, Little, Mathews, Memminger, Morris, Moore, Roddie, Strain, Smith, Thomas, Updegraff, Yeager. Total 20.

Nays: Agee, Billups, Goulding, Johnsohn, Johnson (15), Landrum, Redwine, Russell, Sorrells, Stewart, Williams, Wynne. Total 12.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Franklin, Graham, Johnson (14), Keys, Soldani, Stafford, Stanford, Taylor. Total 12.

Mr. Davis moved to send communication to the House of Representatives that the Senate had refused to concur in the report of the conference report on House Bill No. 377 and request a new conference, which prevailed.

The President appointed Mr. Echols, Mr. Stafford and Mr. Russell conferees on the part of the Senate.

Conference report on House Bill No. 414 was read.

We, your Conference Committee, to whom was referred House Bill No. 414, by Mr. Durant, beg leave to report as follows:

We recommend that the Senate do recede from its amendment to Section 3 of said bill, and substitute in lieu thereof a new Section drawn by your Conference Committee, as follows:

"Section 3. It shall be the duty of the Commissioners of the Land Office, to make a detailed and summarized report of all statistics obtained under the provisions of this Act, to the next Legislature, on or before the fifth Legislative day thereof."

We further agree to an amendment to the amendments of the Senate to said bill, by inserting in Section 2, line 7, after "1907" the words and figures "and 1908."

We further recommend that the House of Representatives do agree to all of the other Senate amendments to said bill.

W. A. DURANT,
WM. MURDOCK,
FRANK CASTEEL,

House Committee.

CLARENCE DAVIS,
R. E. ECHOLS,
R. M. RODDIE,

Senate Committee.

On motion of Mr. Davis to concur in the conference report, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Holman, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Hatchett, Johnston, Johnson (14), Soldani, Stafford, Stanford, Taylor. Total 11.

The Senate went into the Committee of the Whole, with Mr. Holman in the Chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 364, and ask leave to sit again.

H. H. HOLMAN,

Chairman.

Message from the House transmitting Joint Resolution No. 6, House Bill No. 415, House Bill No. 465 and House Bill No. 185, with the Conference Committee report thereon, which has been concurred in by the House of Representatives; also transmitting report of Conference Committee on Senate Bill No. 302.

House Joint Resolution No. 6, by Mr. Jones, "Memorializing Congress to amend Section 2 of the Act of June 16, 1906," was read the first time.

House Bill No. 465, by Mr. Ellis, "An Act providing for the making of reports by Clerks of the District Courts to the Clerks of the Supreme Court," was read the first time.

House Bill No. 415, by Mr. Durant, "An Act authorizing the transfer of seals, records and other papers to the Oklahoma Historical Society in certain cases," was read the first time.

Conference report on House Bill No. 185 was read and adopted.

On the passage of House Bill No. 185 the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Hatchett, Little. Total 2.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Graham, Johnson (14), Keys, Redwine, Soldani, Stanford, Taylor. Total 11.

The roll was called on the emergency Section, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Hatchett, Little. Total 2.

Absent and not voting: Brazell, Brownlee, Conn, Eggerman, Graham, Johnson (14), Keys, Redwine, Soldani, Stanford, Taylor. Total 11.

Senate Bill No. 338, by Mr. Agee, "An Act authorizing the Commissioners of the Land Office to lease public mineral lands."

Senate Bill No. 339, by Mr. Brook and Mr. Cunningham, "An Act to provide for City depositories," read first time.

Mr. Redwine was excused.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

The Secretary was directed to furnish postage and mail out seventy-five copies of Senate Bill No. 221 to the various County Judges of the State.

The Senate went into the Committee of the Whole, with Mr. Davis in the chair.

Message from the House transmitting House Bill No. 510, by Mr. Baldwin, and Joint Resolution No. 3, by Mr. Thomas, and informing the Senate that the House had agreed to a second conference on House Bill No. 377.

House Bill No. 510, by Mr. Baldwin, "An Act providing for the holding of sessions of the County Court of Bryan County at Bennington in said County," was read first time.

Mr. President:

We, your Committee on Agriculture, Quarantine and Animal Industry, to whom was referred House Bill No. 508, by Mr. McCalla, Mr. Rainey and Mr. Faulkner, entitled "An Act to put into force Section 7, Article 13, of the Constitution of Oklahoma, requiring the teaching of the elements of agriculture in the common schools," etc., have had the same under consideration, and beg leave to report as follows:

The history of said bill as shown by the endorsements thereon and message of transmission, discloses two parallel conditions, which are confusing and are as follows:

First, said bill is number 508 and is named and entitled a House Bill, by Mr. McCalla, Mr. Rainey and Mr. Faulkner, and was placed on first and second readings as such, referred and considered by the House Committee as such, placed on the House Calendar as such House Bill, and while pending final consideration in the House, Senate Bill No. 109, by Mr. Franklin, on the same subject matter, which had prior thereto passed the Senate, was received by the House by Senate messenger in due form and in accordance with the rules of both the Senate and the House of Representatives and after being so received then said House Bill was offered as a substitute for Senate Bill No. 109. It therefore happened that it lost its character as a House Bill, and attained the parliamentary status of a House Substitute for a Senate Bill, to-wit: A House Substitute to Senate Bill No. 109, and in so doing House Bill No. 508 died upon the House Calendar and thereafter became identified with and subordinate to the parliamentary status of the bill for which it became a substitute, Senate Bill No. 109 essentially retaining its name, number, title and parliamentary status, and as such, whether a substitute was offered thereto on its reception in the House, or upon its first reading or upon its second reading or at any other subsequent

stage thereto must necessarily have passed through the House by its three regular readings and regular consideration therein.

We find that the following condition therefor obtains: That the substitute had no parliamentary status at the time of its transmission to the Senate, and that as such its consideration in this body would be the consideration by the Senate of a substitute for the Senate's own bill, which the Senate has heretofore passed through its first and second readings, its consideration in Committee and finally its third reading, and which, after being sent to the House, is returned back amended by this substitute without having passed the first, second and third readings in the House, as prescribed by the Constitution. It is therefore the opinion of your Committee that even though the Senate would concur in the House amendments word for word and adopt the same in the most binding form known to the Senate or to parliamentary law, that the bill would go on record as Senate Bill No. 109, by Mr. Franklin, but would be null and void for the reason that the Constitutional requirements of the first and second and third readings in the House had not been conformed to.

We, therefore, recommend that the bill be transmitted back to the House, either for certification of correct history thereof to the Senate, or, if the history we now have be correct, that the same pass through the Constitutional requirements as in the case of other bills.

TOM MOORE,
CAMPBELL RUSSELL,
JAMES M. KEYS,
WM. M. FRANKLIN.

Mr. Blair presented the minority report as follows:

Mr. President:

We, your Committee on Agriculture, Quarantine and Animal Industry, to whom was referred House Bill No. 508, by Mr. McCalla, Mr. Rainey and Mr. Faulkner, entitled "An Act to put into force Section 7, Article 15, of the Oklahoma Constitution requiring the teaching of agriculture in the common schools," etc., which has been offered as a substitute for Senate Bill No. 109, by Mr. Franklin, on the same subject, beg leave to report that we have had said bill under consideration and, after due consideration, recommend that the same do pass for the reason that Senate Bill No. 109, by Mr. Franklin, covering the same subject, was before the Honorable House of Representatives before House Bill No. 508 was transmitted to the Senate; that Senate Bill No. 109, is word for word the same as House Bill No. 508, except a few amendments.

We further recommend that House Bill No. 508 be returned to the Honorable House of Representatives together with the foregoing reasons therefor.

H. S. BLAIR,
Chairman.

Mr. Davis moved the adoption of the majority report.

Mr. Graham moved, as a substitute, that the minority report be substituted for the majority report, which motion prevailed.

Message from the House transmitting House Bill No. 389, by Mr. Hudson; House Bill No. 425, by Mr. Wilson; House Bill No. 446, by Mr. Whitson, and amended Committee Substitute for House Bills Nos. 21, 74 and 365.

House Bills on first reading:

House Bill No. 389, by Mr. Hudson, "An Act relating to fences along railways."

House Bill No. 425, by Mr. Wilson, "An Act permitting a jury in all criminal cases to assess the punishment."

House Bill No. 446, by Mr. Whitson, "An Act to carry into effect Section 13, Article 9, of the Constitution."

Amended Committee Substitute for House Bills Nos. 21, 74 and 365, "An Act providing for separate schools for white and colored races," etc.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 364 be referred to Committee on Legal Advisory; Senate Bill No. 292, be indefinitely postponed, further report progress on Senate Bill No. 221, and ask leave to sit again.

CLARENCE DAVIS,

The report was adopted.

Chairman.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 32 correctly engrossed.

Senate Bill No. 32 was read at length the fourth time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 31.

Absent and not voting: Brazell, Cunningham, Eggerman, Jonhston, Johnson (14), Keys, Moore, Redwine, Roddie, Soldani, Stanford, Taylor, Updegraff. Total 13.

The bill was passed.

Senate Bill No. 152 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Brazell, Cunningham, Eggerman, Johnston, Johnson (14), Keys, Moore, Redwine, Soldani, Stanford, Taylor, Updegraff. Total 12.

The bill was passed, and the President signed the same, together with Senate Bill No. 32, in open session.

Mr. President:

Your Committee on State Affairs recommend that Senate Bill No. 324, by Mr. Franklin, do pass, as amended.

JESSE M. HATCHETT,

The report was adopted.

Chairman.

Mr. Mathews moved to discharge the Conference Committee and appoint a new Committee on House Bill No. 377, requesting the House to do likewise, which motion prevailed, and the President appointed Mr. Strain, Mr. Graham and Mr. Thomas, Senate conferees.

Mr. Russell moved to reconsider the vote by which Senate Concurrent Resolution No. 49 was lost, and the question being, "Shall the motion prevail?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Hatchett, Holman, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Stafford, Strain, Thomas, Williams, Wynne, Yeager. Total 29.

Nays: Cunningham, Graham, Goulding, Sorrells, Smith, Stewart. Total 6.

Absent and not voting: Brazell, Johnston, Johnson (14), Keys, Redwine, Soldani, Stanford, Taylor, Updegraff. Total 9.

The resolution was declared reconsidered, and the question being on the passage of Senate Concurrent Resolution No. 49, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Davis, Eggerman, Echols, Franklin, Hatchett, Holman, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Russell, Stafford, Strain, Thomas, Williams, Wynne, Yeager. Total 25.

Nays: Conn, Curd, Cunningham, Graham, Goulding, Moore, Roddie, Sorrells, Smith, Stewart. Total 10.

Absent and not voting: Brazell, Johnston, Johnson (14), Keys, Redwine, Soldani, Stanford, Taylor, Updegraff. Total 9.

The resolution was declared passed, and the President signed the same in open session.

House Bill No. 327 was withdrawn from the Committee on School Organization and referred to Committee on Education.

The Senate adjourned until 10 A. M., Wednesday, April 8, 1908.

Attest:

GEORGE W. BELLAMY,

J. I. HOWARD, Secretary,

President.

ONE HUNDRED FOURTEENTH DAY

Senate Chamber

Wednesday, April 8, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Soldani, Redwine, Updegraff Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was approved.

Petitions by Mr. Echols, Mr. Russell, Mr. Strain, Mr. Cordell, Mr. Eggerman, Mr. Sorrells, Mr. Conn, Mr. Brownlee and Mr. Agee were read and referred to Committee on Insurance.

Petition by Mr. Russell read and referred to Committee on Fish and Game.

Senate Concurrent Resolution No. 55, by Mr. Eggerman, requesting the return of House Bill No. 231 from the Governor, was read and passed the Senate.

Message from the House informing the Senate that it had passed Senate Bill No. 40, as amended; also House Bill No. 414, which is presented for the signature of the President; that the House had, by roll call vote, concurred in the report of the Conference Committee on House Bill No. 31, and transmitting same.

Senate Bill No. 40 was referred to Judiciary No. 2 to consider and report on House amendments.

House Bill No. 414 was read the fourth time, and the President signed the same in open session.

House Bill No. 185 was read the fourth time, and the President signed the same in open session.

The conference report on House Bill No. 31 was read and adopted, and the question being, "Shall the Bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brook, Cunningham, Davis, Taylor, Johnson (14), Keys, Redwine, Soldani, Stanford. Total 9.

The following bills were read the second time, and referred to Standing Committees:

Senate Bill No. 338, by Mr. Agee, to School Lands.

Senate Bill No. 339, by Mr. Brook and Mr. Cunningham, to Judiciary No. 1.

House Bill No. 414, by Mr. Durant, to Library.

House Bill No. 465, by Mr. Ellis, to Judiciary No. 1.

House Bill No. 510, by Mr. Baldwin, to Legal Advisory.

House Joint Resolution No. 6, by Mr. Jones, to Federal Relations.

House Substitute for Senate Bills Nos. 21, 74 and 365, to Education.

House Bill No. 389, by Mr. Hudson, to Public Service Corporations.

House Bill No. 425, by Mr. Wilson, to Judiciary No. 1.

House Substitute Bill No. 446, by Mr. Whitson, to Public Service Corporations.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 162 and Senate Bill No. 140 and Senate Bill No. 152 correctly engrossed.

Senate Bill No. 162 was read at length the third time.

Mr. Hatchett moved to amend by striking out the words "three days" and inserting "forty-eight hours," which was lost.

Mr. Johnston offered an amendment, at the end of Section 2, that the passage of this Act shall not affect any action heretofore commenced, which was accepted.

Mr. Yeager moved to strike out Section 2, which was lost.

The question being on the passage of Senate Bill No. 162, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Updegraff, Wynne. Total 31.

Nays: Brazell, Curd, Eggerman, Hatchett, Yeager. Total 5.

Absent and not voting: Johnson (14), Keys, Redwine, Soldani, Stanford, Taylor, Thomas, Williams. Total 8.

The President signed Senate Bill No. 162 and Senate Concurrent Resolution No. 55, in open session.

Mr. President:

I hereby tender my resignation as Clerk of the Committee on Appropriations, and respectfully ask that it be accepted, same to take effect from date.

BRUCE L. OTT.

The resignation was accepted.

Mr. President:

Your Committee on Education recommend that House Bill No. 321 do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Timber, Oil and Mineral Lands recommend that Joint Memorial No. 8 do pass.

P. J. YEAGER,
Chairman.

The report was adopted.

Senate Bill No. 340, by Mr. Williams, "An Act to exchange a section of land granted to the common schools of Oklahoma for a section of land of equal value to the Normal schools of this State," was read first time.

On motion by Mr. Sorrells, the Senate refused to concur in the House amendments to Senate Concurrent Resolution No. 47, and the House was requested to recede therefrom.

Speaker Johnson of the House of Representatives of Minnesota addressed the Senate, by invitation.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Strain, in the chair.

Mr. President:

Your Committee on Agriculture recommend that House Bill No. 436, by Mr. Wilson, do pass.

H. S. BLAIR,
Chairman.

The report was adopted.

Mr. President:

Your Special Committee recommend that Senate Bill No. 3 do not pass, and that House Bill No. 223 do pass, as amended; and that the name of M. F. Eggerman be added to said House Bill No. 223.

J. ELMER THOMAS,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Blair in the chair.

Message from the House transmitting House Bills Nos. 353, and 493 and 507, which have passed the House.

House Bills on first reading:

House Bill No. 353, by Mr. Deyerle, "An Act to provide for the organization and regulation of the Oklahoma National Guard."

House Bill No. 493, by Mr. Tillotson, "An Act to provide for the creation of new Counties."

House Bill No. 307, by Mr. Durant, "An Act making an appropriation to defray the expenses of the Constitutional Convention remaining unpaid after the appropriation made by Congress was exhausted."

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 221 do pass, as amended.

H. S. BLAIR,
Chairman.

The report was adopted.

Mr. Davis moved to reconsider the vote by which the report of the Conference Committee on House Bill No. 377 was lost, which motion was lost.

Message from the House informing the Senate that the House of Representatives had receded from its amendments to Senate Concurrent Resolution No. 47, and returning Senate Concurrent Resolution No. 47 and Senate Concurrent Resolution No. 55, which had passed the House; also that the Hon. W. J. Spillman, Agriculturist, Washington, D. C., is present to address the House of Representatives upon "Farm Management" and "Agricultural Education," and respectfully requesting the presence of the Senators to hear the address at 8 o'clock this evening.

The Senate adjourned until 10 A. M., Thursday, April 9, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTEENTH DAY

Senate Chamber

Thursday, April 9, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnston, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Brazell, Keys, Soldani, Stanford, Updegraff. Total 5.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Russell presented one petition; Mr. Conn one; Mr. Brook two; Mr. Goulding one; Mr. Brook three; Mr. Thomas one, and Mr. Brownlee one, which were read and referred to proper Committees.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 340, by Mr. Williams, to School Lands.

Senate Bill No. 341, by Mr. Williams, to Municipal Corporations.

House Bill No. 353, by Mr. Deyerle, to Military Affairs.

House Bill No. 493, by Mr. Tillotson, to Judiciary No. 2.

House Bill No. 507, by Mr. Durant, to Appropriations.

House Bill No. 509, by Mr. Durant, to Appropriations.

Bills on first reading:

Senate Bill No. 342, by Mr. Memminger, "An Act to create and establish an institution for the education of the deaf and dumb of the State, to be known as the Oklahoma Institution for the Deaf and Dumb."

Senate Bill No. 343, by Mr. Billups, "An Act providing for the examination of students of the State Normal Schools for teachers certificates at the close of each session."

House Bill No. 218, by Mr. O'Neal and Mr. Skeen, "An Act to regulate the fees of Constables and Justices of the Peace."

Mr. President:

Your Committee on Revenue and Taxation recommend that House Bill No. 543, by Mr. Murley, do pass.

FRANK MATHEWS,

The report was adopted.

Chairman.

Mr. President:

We, your Committee on School Organization, recommend that Senate Bill No. 237, by Mr. Williams, and Senate Bill No. 243, by Mr. Agee, be consolidated and do pass, and be known as the Agee-Williams Bill, No. 237, as amended.

J. C. LITTLE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Banks and Banking recommend that Senate Bill No. 289, by Mr. Hatchett, do pass.

R. M. RODDIE,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Goulding in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 232, and ask leave to sit again.

P. J. GOULDING,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Judiciary No. 2 recommend that the Senate do concur in the House Amendment No. 1 to line 2 of Section 1 of Senate Bill No. 40; also Amendment No. 2, on page 2, Section 1, lines 5 and 6; also Amendment No. 3, on page 2, Section 1; also Amendment No. 4, on page 3, Section 3; Amendment No. 6, on page 5, Section 8; Amendment No. 7, page 5, Section 9; Amendment No. 10, page 6, line 9, Section 1, and Amendment No. 11, page 8, Section 12.

We recommend that the Senate do not concur in Amendments Nos. 5, page 4, Section 4.

W. P. STEWART,
Chairman.

Mr. President:

Your Committee on Senate and Legislative Affairs recommend that A. A. Watson be transferred from Assistant Doorkeeper to Assistant Journal Clerk, and that M. L. Ealum be transferred to care for Senate supplies, and second Assistant Sergeant-at-Arms, and that J. Y. Battefield be transferred to the position of Doorkeeper at the main entrance of the Senate.

J. S. MORRIS,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Appropriations recommend that House Bill No. 464 do pass.

R. E. STAFFORD,

The report was adopted.

Chairman.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Stafford, in the chair.

The report of Judiciary No. 2 on House amendments to Senate Bill No. 40 read.

Mr. Roddie moved as a substitute to concur in all the amendments of the House on Senate Bill No. 40, which was lost by the following roll call vote:

Yeas: Billups, Blair, Conn, Cordell, Franklin, Hatchett, Holman, Johnson (14), Landrum, Morris, Roddie, Russell, Strain, Smith, Williams, Wynne. Total 16.

Nays: Agee, Brazell, Brownlee, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Johnson (15), Little, Mathews, Memminger, Moore, Stafford, Stewart, Thomas, Yeager. Total 19.

Absent and not voting: Brook, Johnston, Keys, Redwine, Soldani, Sorrells, Stanford, Taylor, Updegraff. Total 9.

Mr. Stewart moved the adoption of the Committee report, which prevailed by the following roll call vote:

Yeas: Agee, Brazell, Brownlee, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Johnson (15), Little, Mathews, Memminger, Moore, Stafford, Stewart, Thomas, Yeager. Total 19.

Nays: Billups, Blair, Conn, Cordell, Franklin, Hatchett, Holman, Johnson (14), Landrum, Morris, Roddie, Russell, Strain, Smith, Taylor, Williams, Wynne. Total 17.

Absent and not voting: Brook, Johnston, Keys, Redwine, Soldani, Sorrells, Stanford, Updegraff. Total 8.

Message from the House transmitting House Bill No. 218 as passed by the House of Representatives.

House Bill No. 218 read the first time.

Mr. Davis moved to ask the House to recede from its amendment to Senate Bill No. 40, and if they did not recede, to ask for a conference. Motion prevailed.

The conference report on House Bill No. 377 was read. Motion by Mr. Thomas to concur in the report.

The question being, "Shall the Committee report be adopted?" The roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Landrum, Mathews, Memminger, Morris, Moore, Russell,

Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne.
Total 30.

Nays: Brownlee, Cunningham, Hatchett, Yeager. Total 4.

Absent and not voting: Billups, Johnston, Keys, Little, Redwine,
Roddie, Soldani, Sorrells, Stanford, Updegraff. Total 10.

Mr. Davis moved that the House be advised that the Senate had
adopted the conference report, with the exception of the item relative
to the oil inspection, which prevailed.

Mr. President:

Your Committee on Agriculture recommend that Senate Bill No.
142 do pass.

H. S. BLAIR,
Chairman.

The report was adopted.

Senate Bill No. 334 was withdrawn from the Committee on Public
Buildings and referred to Appropriations.

The Senate went into the Committee of the Whole, with Mr. Gould-
ing in the chair.

Message from the House transmitting House Bill No. 31, as passed
by the House of Representatives.

House Bill No. 31 was read first time.

The Committee of the Whole resumed.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No.
232 do pass, and also that Senate Bill No. 215 do pass.

P. J. GOULDING,
Chairman.

The report was adopted.

Mr. Mathews moved to reconsider the vote by which the Commit-
tee report was adopted on Senate Bill No. 40, which motion prevailed.

Mr. Mathews moved that the Senate concur in the House amend-
ment to Senate Bill No. 40.

Mr. Graham moved to table the motion.

A motion to adjourn was lost.

The President ruled that the motion to concur with the House
amendment was out of order.

The Senate adjourned until 10 A. M., Friday, April 10, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED SIXTEENTH DAY

Senate Chamber

Friday, April 10, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the Acting President, Mr. Strain, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Mocre, Roddie, Russell, Stafford, Strain, Sorrells, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Johnston, Keys, Redwine, Soldani, Updegraff. Total 5.

Prayer by the Rev. M. L. Butler.

The Journal of the previous Legislative day was read and approved.

Two petitions by Mr. Thomas against Roddie Insurance Bill, one by Mr. Eggerman in favor of the Firemen's Pension Bill, and two by Mr. Johnston against the Roddie Insurance Bill.

Mr. President:

Your Committee on Municipal Corporations recommend that Senate Bill No. 143 do pass, as amended; also that Senate Bill No. 331 do pass, as amended.

R. E. ECHOLS,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 297 do pass.

R. P. WYNNE,

Chairman.

The report was adopted.

Message from the House that it had agreed to a conference on Senate Bill No. 40.

Mr. Stafford moved that a Conference Committee be appointed.

Mr. Roddie moved as a substitute that the Senate concur in the House amendments to Senate Bill No. 40.

The roll was called on the substitute, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Franklin, Hatchett, Holman, Johnson (14), Landrum, Mathews, Morris, Roddie, Russell, Sorrells, Strain, Taylor, Williams, Wynne. Total 18.

Nays: Agee, Brazell, Brownlee, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Johnson (15), Little, Moore, Stafford, Stewart, Thomas, Yeager. Total 17.

Absent: Brook, Johnston, Keys, Memminger, Redwine, Soldani, Stanford, Smith, Updegraff. Total 9.

The substitute prevailed.

Mr. Billups moved to reconsider the vote by which the Roddie substitute prevailed, and moved to lay the motion to reconsider on the table.

The roll was called, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Franklin, Hatchett, Holman, Landrum, Mathews, Morris, Roddie, Russell, Sorrells, Strain, Taylor, Williams, Wynne. Total 17.

Nays: Agee, Brazell, Brook, Brownlee, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Johnson (14), Johnson (15), Little, Moore, Stafford, Stewart, Thomas, Yeager. Total 19.

Absent: Johnston, Keys, Memminger, Redwine, Soldani, Stanford, Smith, Updegraff. Total 8.

The motion was lost.

Mr. Davis made a point of order that a constitutional majority had not been recorded in favor of the motion to concur in the House amendments.

The fourth reading of House Bill No. 31 was suspended by a roll call vote of 35 ayes, 2 nays, and the President signed the same in open session; also Senate Concurrent Resolution No. 47.

Mr. Davis moved to reconsider the vote by which the Senate concurred in the House amendments to Senate Bill No. 40, and the roll was called, and resulted:

Yeas: Agee, Brazell, Brownlee, Brook, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Johnston, Johnson (15), Little, Memminger, Moore, Stafford, Stewart, Thomas, Yeager. Total 20.

Nays: Billups, Blair, Conn, Cordell, Franklin, Hatchett, Holman, Johnson (15), Landrum, Mathews, Morris, Roddie, Russell, Sorrells, Strain, Smith, Taylor, Williams, Wynne. Total 19.

Absent: Keys, Redwine, Soldani, Stanford, Updegraff. Total 5.

The motion prevailed.

On motion by Mr. Roddie the Senate agreed to a conference, and the President appointed Mr. Roddie, Mr. Eggerman and Mr. Thomas, Senate conferees.

Mr. Davis moved to instruct the Senate conferees on House Bill No. 377, to not agree to the Oil Inspector item therein.

Mr. Stafford moved as a substitute that the Senate instruct its conferees to recede from the amendment to House Bill No. 377.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., with the Acting President, Mr. Strain, in the chair.

Mr. President:

Your Committee on Appropriations recommend that House Bill No. 515 do pass.

R. E. STAFFORD,
Chairman.

The report was adopted.

The following bills were read the second time, and referred to Standing Committees:

Senate Bill No. 342, by Mr. Memminger, to Education.

Senate Bill No. 343, by Mr. Billups, to Education.

House Bill No. 218, by Mr. O'Neal and Mr. Skeen, to Fees and Salaries.

Senate Bill No. 232 was read at length the third time.

On motion by Mr. Brazell, Section 1, line 6, was amended by striking out "3-4" and inserting "5-8" and in line 7, striking out "1-4" and inserting "3-8."

On motion by Mr. Brownlee, Section 1, was amended by striking out "9-10" and inserting "3-4" for Agricultural and Mechanical College, and striking out "1-5" and inserting "1-4" for Langston University.

Mr. Stewart moved to reconsider the vote by which the Brazell amendment prevailed, which motion was tabled, on motion by Mr. Stafford and Mr. Agee.

The question being on the passage of the bill, as amended, the roll was called, and resulted:

Yeas: Agee, Brazell, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 28.

Nays: Billups, Blair, Brownlee, Curd, Franklin, Morris, Moore, Roddie, Stafford, Wynne. Total 10.

Absent: Johnston, Keys, Soldani, Stanford, Updegraff, Redwine. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Moore, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 30.

Nays: Billups, Blair, Brownlee, Franklin, Morris, Roddie, Stafford, Wynne. Total 8.

Absent and not voting: Johnston, Keys, Soldani, Redwine, Stanford, Updegraff. Total 6.

The bill, together with the emergency, was passed.

Message from the House transmitting Senate Bill No. 109 with the House amendments and corrections thereto.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 185 and House Bill No. 114.

THE GOVERNOR,

C. N. HASKELL.

On motion by Mr. Agee, the State Printer was requested to have 5,000 copies of House Bill No. 414 printed.

Mr. Little, Mr. Stafford and Mr. Brownlee were appointed a Committee to look after the printing of emergency bills.

Bills on first reading:

Senate Bill No. 344, by Mr. Smith, "An Act providing for the filing, printing and publishing compiled Statutes of the State of Oklahoma."

Senate Bill No. 345, by Mr. Smith, "An Act making an appropriation to pay for the compiled Statutes of the State of Oklahoma."

The vote recurred on the substitute motion by Mr. Stafford that the Conference Committee on House Bill No. 377 be instructed to recede from the Senate amendments to said bill.

The roll was called, and resulted:

Yeas: Agee, Billups, Brook, Conn, Cordell, Curd, Eggerman, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Little, Sorrells, Stafford, Smith, Stewart, Williams, Wynne. Total 19.

Nays: Blair, Brazell, Brownlee, Cunningham, Davis, Echols, Franklin, Graham, Landrum, Mathews, Memminger, Morris, Moore, Russell, Strain, Taylor, Thomas, Yeager. Total 18.

Absent: Johnston, Keys, Redwine, Roddie, Soldani, Stanford, Updegraff. Total 7.

The motion prevailed.

Mr. Hatchett explained his vote:

"I vote 'Yes' on the Stafford motion for the following reasons: The general appropriation bill, being House Bill No. 377, passed the House and thereafter the Senate, with a number of amendments. The House refused to concur in the Senate amendments and a Conference Committee was appointed, and the bill referred to it. The Committee reported back to the Senate, and the Senate on yesterday agreed to and adopted the report. That report did not cover the Senate amendment wherein the appropriation for the Assistant Mine Inspector, same being the Oil Inspector, was stricken from the bill on third reading and final passage, because I believe the appropriations were too large. I voted 'No' yesterday on the adoption of the Conference Committee report be-

cause I believed the appropriations were too high, but since the bill passed, and the Conference Committee report was adopted, I do not believe it right to hold up the whole bill just for the sake of one small item. The law provides for an Oil Inspector. I believe the law ought to be repealed, and I vote for Senate Bill No. 163, by Mr. Echols, repealing the Statutes relative to Oil Inspectors. I hope that bill will become a law, but I do not feel that the whole appropriation bill should be held up and finally killed, for the sole reason that the House has not taken up and passed Senate Bill No. 163."

Mr. Davis made the point of order that it required twenty-three votes to concur in an amendment, and on motion by Mr. Taylor the report was laid over to await the action of the House.

The Acting President, Mr. Strain, signed Senate Bill No. 162.

Message from the House transmitting House Bill No. 380, with the Conference Committee report thereon, which had been adopted by the House; also Senate Bill No. 174, which failed to pass the House.
To the Legislature:

I have the honor to report that I have this day approved and signed Senate Bill No. 293, entitled "An Act to authorize the United States to acquire by purchase, condemnation or otherwise any lands in this State required for sites for Custom Houses, Court Houses, Postoffices, Arsenals or other public buildings;" also that I have approved and signed Senate Bill No. 26, the same being an Act relating to the office of Chief Mine Inspector.

C. N. HASKELL,
Governor.

To the Legislature:

I have the honor to report to your Honorable Body that I have approved and signed House Bill No. 31 and Senate Bills. Nos. 169 and 302.

C. N. HASKELL,
Governor.

Mr. Franklin moved to return 109 to the House of Representatives. The motion prevailed and the bill was returned.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, beg leave to report that we have had under consideration the following bills: House Bill No. 327, recommend that same do pass; House Joint Resolution No. 8, do pass; House Bill No. 223 and House Bill No. 543 and House Bill No. 464, do pass, to be considered engrossed and placed on third reading and final passage this day.

L. K. TAYLOR,
Chairman.

Mr. Goulding presented Senate Concurrent Resolution No. 56, asking the Governor to return to the Senate Senate Bill No. 104, which resolution was adopted.

Senate Bill No. 346 was introduced and read first time, "An Act appropriating funds to reimburse members of the National Guard for loss sustained by fire on September 30, 1907, while in the service of the State."

Conference Committee report on House Bill No. 377 was presented and report was withdrawn for the time being.

Mr. President:

At the request of the Honorable Geo. C. Whitehurst I herewith return House Bill No. 377 and all papers pertaining to the same.

C. H. PITTMAN,

Chief Clerk.

Mr. President:

I have the honor to inform you that the House of Representatives has adopted the second report of the Conference Committee on House Bill No. 377, striking out the amendment offered by the Honorable Senate to strike out the salary of the Oil Inspector and I herewith transmit House Bill No. 377 with all papers thereto belonging.

I am also directed to inform you that the House of Representatives agrees to conference on Senate Bill No. 40 and Messrs. Vandeventer, Ellis and Whitson have been appointed on the part of the House.

C. H. PITTMAN,

Chief Clerk.

The question being on the passage of House Resolution No. 8, the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Mathews, Morris, Roddie, Russell, Sorrells. Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne. Total 29.

Nays: Brownlee, Graham, Stanford. Total 3.

Absent and not voting: Blair, Cunningham, Holman, Johnston, Keys, Memminger, Moore, Redwine, Soldani, Smith, Updegraff, Yeager. Total 12.

The President signed House Resolution No. 8 in open session.

Mr. Agee gave notice that he would reconsider the vote on House Joint Resolution No. 8.

Amended House Bill No. 436, by Mr. Wilson, was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Conn, Cordell, Davis, Eggerman, Franklin, Goulding, Hatchett, Johnson (14), Johnson (15), Landrum,

Mathews, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Williams. Total 23.

Nays: None.

Absent and not voting: Billups, Brownlee, Curd, Cunningham, Graham, Echols, Jhonston, Keys, Little, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Stanford, Smith, Updegraff, Wynne. Yeager. Total 21.

The President declared the bill passed.

Supplemental conference report on House Bill No. 377 was read, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Cordell, Curd, Eggerman, Franklin, Goulding, Hatchett, Johnston (14), Johnson (15), Little, Sorrells, Stafford, Stewart, Williams, Wynne. Total 16.

Nays: Blair, Brazell, Brownlee, Conn, Davis, Echols, Graham, Landrum, Mathews, Memminger, Morris, Roddie, Russell, Strain, Stanford, Taylor, Thomas. Total 17.

Absent and not voting: Brook, Cunningham, Johnston, Keys, Moore, Redwine, Soldani, Smith, Updegraff, Yeager. Total 11.

The President appointed Mr. Graham, Mr. Thomas and Mr. Mathews conferees on the part of the Senate.

Mr. Thomas moved that the Senate instruct the conferees to adhere to the position of the Senate.

The motion prevailed, and the conferees were so instructed.

The Senate adjourned until 10 A. M., Saturday, April 11, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED SEVENTEENTH DAY

Senate Chamber

Saturday, April 11, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnson (14), Johnson (15), Landrum, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Absent and excused:

Brook, Graham, Holman, Johnston, Keys, Little, Redwine, Soldani, Stanford, Updegraff. Total 10.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following petitions were read and referred to appropriate Committees:

One by Mr. Blair, one by Mr. Billups, and two for a Normal school at Sallisaw.

To the Senate:

Senate Bill No. 104 is herewith returned, without approval, for the following reasons:

First: This being a revenue measure that should have originated in the House of Representatives, I would add that there may be a possible doubt as to the correctness of this conclusion, but even if this doubt exists, it is better to avoid any serious question by following the line of certainty.

Second: I have a decided objection to Section 3 of this bill, as same changes the law with reference to the collection of delinquent taxes upon real estate so as to require a sale by the Sheriff as upon execution, and would entail an expense of advertising in each particular case of probably fifteen to twenty dollars, to which would be added a Sheriff's fee, including commission, of as much more in the ordinary case.

It would also deprive the owner, whose property had been sold for delinquent taxes, of an opportunity for redemption. This would be an extraordinary and unwarranted expense, particularly, on the poorer class of people, who, at times, find it impossible to pay their taxes within the time fixed by law and even a few days delinquency would lose the home of the delinquent tax payer, besides burdening him with a large amount of advertising and Sheriff's fees.

I believe you will find a much more equitable means of collecting delinquent taxes not accompanied by such extraordinary expense and that will not deprive the delinquent tax payer of the opportunity to redeem and retain his home within a reasonable time.

The ordinary method of advertising delinquent taxes should not incur an advertising expense in excess of twenty-five or thirty cents for each tract of real property and should not require the same or more of the delinquent tax payer's property than is absolutely required to pay the amount of the delinquency and even then on the payment of a reasonable penalty allows the owner a couple of years for redemption and does not deprive the State of its opportunity of collecting whatever taxes that may have become delinquent. While the State and its subdivisions must have become a reasonable and certain opportunity for the collection of taxes, I am convinced that Section 3 is unnecessarily severe and expensive to the property owner. I have called into consultation the authors of this bill and after consideration, Senator Goulding advises me that this bill is not as he, himself, desires it to be and your Honorable Body having adopted a resolution for the re-call of said bill, which by reason of recess of the House of Representatives, cannot be concurred in by that body within the five days limit given me for approval or disapproval, it therefore becomes necessary for me to return this bill without my approval in order to meet my views of the case and in which the adoption of the re-call resolution by your Honorable Body indicates that you concur.

C. N. HASKELL,

To the Legislature:

Governor.

Herewith I submit letter from the State Auditor which explains itself:

I desire to state further that the work of bringing the land list of the former Oklahoma Territory up to date, is of immediate importance, but of far greater importance, because of its vast volume, is the necessity for having the taxable land list in the forty Counties formerly known as Indian Territory. The Counties have no land list whatever and the State must see to it that this list is immediately made. Time is important in this case because of the necessity for having this land list within fifty or sixty days at the farthest, and the magnitude of the undertaking suggests that as little time as possible should be lost in preparing the work.

The State Board of Equalization and Taxation has looked into the question through its attorneys very carefully and find that a large amount of the land is taxable and that a list thereof should be immediately prepared.

C. N. HASKELL,

Governor.

(Enc.)

Hon. C. N. Haskell:

I desire to call your attention to the 1893 Statutes of the State of Oklahoma, which makes it the duty of the State Auditor to furnish the County Clerks of the various Counties in the State a list of the taxable lands within their Counties. Section 10, Article 1, Chapter 76 Statutes of 1893, reads as follows:

"He shall transmit to the County Clerk of each County, on or before the first day of May in each year, a list of lands within such County which shall have become subject to taxation within the preceeding year, agreeable to the information by him received from the land offices of the Territory."

It has been the custom for the Legislature of the Territory of Oklahoma from time to time to appropriate a sufficient amount of money to defray the expense of obtaining this list, and therefore, all of the taxable lands of that part of the State, which was formerly the Territory of Oklahoma, has been kept up to 1905, and for the necessary work of bringing up to date the list of taxable lands in this portion of the State covering the years 1906 and 1907, I estimate the cost to the State at \$1,000.00, and as to the Indian Territory portion of the State, this office has no records of the taxable lands whatever. I have received letters from County Clerks, Commissioners and Attorneys in practically every County in the State concerning the list of taxable lands, and being prompted by these communications and the duties of this office as prescribed in the Statutes above quoted, I, on the 16th day of March made a trip to Muskogee for the purpose of examining the records of the Dawes Commission and to ascertain, as nearly as possible, what the expense of securing this list to the State would be, and after having made this investigation I am satisfied that the cost of securing the list of taxable lands for the Indian Territory portion of the State will not cost less than \$12,000 and now that it is the duty of this office to see to it that all taxable land be listed for taxation, I respectfully request that you recommend to the Legislature now in session, an appropriation of \$13,000.00 to be used by this office in securing a list of the taxable lands within the State and carrying into effect the law above quoted.

M. E. TRAPP,
State Auditor.

Senate Bill No. 347, by the Appropriation Committee, "An Act to provide the necessary expenses of the State government, and making an appropriation therefor from the treasury," was read the first time.

Mr. President:

Your Committee on County and County Affairs recommend that Senate Bill No. 295 do pass, as amended.

TOM MOORE,
Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 344, by Mr. Smith, to Codes.

Senate Bill No. 345, by Mr. Smith, to Appropriations.

Senate Bill No. 346, by Appropriation Committee, to Committee of the Whole.

Senate Bill No. 177, by Mr. Memminger, read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (15), Johnson (14), Landrum, Little, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Stewart, Taylor, Thomas, Wynne. Total 29.

Nays: None.

Absent and not voting: Brazell, Cunningham, Davis, Echols, Holman, Keys, Mathews, Moore, Redwine, Soldani, Stafford, Smith, Updegraff, Williams, Yeager. Total 15.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Stewart, Taylor, Thomas, Williams, Wynne. Total 30.

Absent and not voting: Brazell, Cunningham, Davis, Echols, Holman, Keys, Mathews, Moore, Redwine, Soldani, Stafford, Smith, Updegraff, Yeager. Total 14.

The bill, together with the emergency, was passed.

House Bill No. 327, by Mr. Vandeventer, was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brazell, Cunningham, Eggerman, Echols, Holman, Keys, Mathews, Moore, Redwine, Soldani, Stafford, Updegraff, Williams. Total 15.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Wynne, Yeager. Total 31.

Nays: None.

Absent and not voting: Brazell, Cunningham, Eggerman, Echols, Holman, Keys, Mathews, Moore, Redwine, Soldani, Stafford, Updegraff, Williams. Total 15.

The bill, together with the emergency, was passed.

House Bill No. 223, was read at length the third time, and on final passage the roll was called, and resulted:

Mr. Graham moved to amend by striking out on page 2, Section 3: "It shall be a felony for any lobbyist to engage in any game of chance or amusement with any Member of the Legislature attending the session of the Legislature."

The question being on the amendment, the roll was called, and resulted:

Yeas: Brook, Brownlee, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (15), Little, Memminger, Roddie, Sorrells, Stanford, Stewart, Thomas, Wynne. Total 19.

Nays: Agee, Billups, Blair, Conn, Hatchett, Johnson (14), Landrum, Morris, Russell, Strain, Taylor. Total 11.

Absent and not noting: Brazell, Cunningham, Davis, Echols, Holman, Keys, Mathews, Moore, Redwine, Soldani, Stafford, Smith, Updegraff, Yeager. Total 14.

The amendment prevailed.

The roll was called on the passage of the bill, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Stewart, Taylor, Thomas, Wynne. Total 29.

Nays: Stanford. Total 1.

Absent and not noting: Brazell, Cunningham, Davis, Echols, Holman, Keys, Mathews, Moore, Redwine, Soldani, Stafford, Smith, Updegraff, Yeager. Total 14.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Stewart, Taylor, Thomas, Wynne. Total 30.

Nays: Stanford. Total 1.

Absent and not voting: Brazell, Cunningham, Eggerman, Echols, Holman, Keys, Mathews, Moore, Redwine, Soldani, Stafford, Updegraff, Williams. Total 13.

The bill, together with the emergency, was passed.

House Bill No. 543 was read at length the third time, and the question being upon the passage of said bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Stanford, Thomas, Wynne. Total 28.

Nays: None.

Absent and not voting: Brazell, Cunningham, Echols, Goulding, Holman, Keys, Mathews, Redwine, Soldani, Stafford, Smith, Stewart, Taylor, Updegraff, Williams, Yeager. Total 16.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Stanford, Taylor, Thomas, Wynne. Total 30.

Nays: None.

Absent and not voting: Brazell, Cunningham, Echols, Holman, Keys, Mathews, Redwine, Soldani, Stafford, Smith, Stewart, Updegraff, Williams, Yeager. Total 14.

The bill, together with the emergency, was passed.

House Bill No. 464 was read at length the third time, and the question being on the final passage of said bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Taylor, Thomas, Williams, Wynne. Total 32.

Nays: None.

Absent: Thirteen.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Taylor, Thomas, Williams, Wynne. Total 31.

Nays: None.

Absent and not voting: Brazell, Cunningham, Echols, Holman, Keys, Moore, Redwine, Stafford, Stewart, Smith, Updegraff, Yeager. Total 12.

The bill, together with the emergency, was declared passed, and signed by the President.

Senate Bill No. 79 was read at length the third time.

Mr. Taylor offered the following amendment: Add to the end of Section 1: "and any person of whom such letter is required who fails to comply with the following requirements, shall be liable to the penalties above prescribed" and striking out Section 2, which amendment prevailed.

The question being on the passage of the bill, as amended, the roll was called, and resulted:

Yeas: Agee, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Stanford, Stewart, Taylor, Thomas, Wynne. Total 30.

Nays: None.

Absent and not voting: Billups, Blair, Brazell, Cunningham, Echols, Holman, Keys, Redwine, Soldani, Smith, Stafford, Updegraff, Williams, Yeager. Total 14.

Senate Bill No. 79 was transmitted to the House for action upon the amendments.

The conference report on House Bill No. 380 read and adopted.

The question being on the passage of the bill, as amended, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Russell, Sorrells, Stafford, Stanford, Stewart, Taylor, Thomas, Williams, Wynne. Total 31.

Nays: Roddie, Strain. Total 2.

Absent: Brazell, Cunningham, Echols, Holman, Keys, Moore, Redwine, Soldani, Smith, Updegraff, Yeager. Total 11.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Russell, Sorrells, Stafford, Stanford, Stewart, Taylor, Thomas, Williams, Wynne. Total 31.

Nays: Roddie, Strain. Total 2.

Absent and not voting: Brazell, Cunningham, Echols, Holman, Keys, Moore, Redwine, Soldani, Smith, Updegraff, Yeager. Total 11.

The President declared the bill passed.

Mr. Roddie explained his vote:

I vote "No" for the reason that Sections 10 and 11 of this bill, in my opinion, will prevent the enforcement of any gross receipts tax legislation. This gives the corporation in this State all opportunity to defeat the collection of any ad valorem tax.

Mr. Davis explains his vote:

I vote "Aye" for the reason that this bill is absolutely necessary for the Assessors to proceed with the work of assessment.

The bill does not provide a levy for State tax, neither does it authorize same, and I have great fear that said Section will be contested in Court, and declared unconstitutional. This would be a dire calamity to the State to lose the State revenue, from an ad valorem tax, since we have just remitted the State tax for the year 1907, and the result would be an unusual deficit. Another objection to the pretended levy is that it is too low, and should be at least three mills on the dollar.

It is cheap buncombe to talk of making a levy law to fool the Assessors in fixing the valuation of property. The Assessors will not be fooled, but on the contrary the Legislature will be fooled in this unwise and foolish course.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Enrolled Senate Joint Resolution No. 8 was read the fourth time, at length, and the President signed the same in open session.

The Senate went into the Committee of the Whole, with Mr. Roddie in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bills Nos. 296 and 273 and Senate Concurrent Resolution No. 51 do pass, as amended by the Committee of the Whole.

R. M. RODDIE,

Chairman.

The report was adopted.

Senate Concurrent Resolution No. 51, by Mr. Landrum, was read at length the third time, and the question being on the passage of the resolution the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent: Brazell, Cunningham, Holman, Keys, Soldani, Updegraff. Total 6.

Senate Bill No. 321 was read at length the third time.

Mr. Goulding moved to concur with the Governor's veto to Senate Bill No. 104.

Mr. Davis moved to reconsider Senate Bill No. 104.

The President ruled the motion out of order.

The question, "Shall the Governor's veto be sustained?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Morris, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne. Total 30.

Nays: Brownlee, Davis, Memminger, Stanford. Total 4.

Absent: Brazell, Cunningham, Holman, Keys, Moore, Redwine, Soldani, Smith, Updegraff, Yeager. Total 10.

Senate Bill No. 104, together with the Governor's message, referred to Judiciary No. 2, for the purpose of re-drafting said bill.

Enrolled House Bill No. 327 was read at length the fourth time, and signed in open session by the President Pro Tempore.

Senate Bill No. 348, by Mr. Thomas, "An Act legalizing an election and bond issue in the Town of Temple, Comanche County," was read first time.

Mr. Davis moved to indefinitely postpone Senate Bill No. 321, and on motion by Mr. Roddie, the motion to indefinitely postpone was tabled.

Mr. Billups moved to strike out Section 2, which prevailed.

Mr. Johnson (14), moved to amend title by striking out the words "Sections 3027 to 3055, and 3992 of Article 1, Chapter 36 of Wilson's Revised and Annotated Statutes of Oklahoma" and insert in lieu thereof the following: "Section 2, Chapter 15 of the Session Laws of Oklahoma."

In line 1 of Section 1, strike out "Section 3027 and Section 3058" and insert in lieu thereof "Section 2, Chapter 15 of the Session Laws of Oklahoma, 1901."

In line 9, strike out "\$250.00" and insert "\$500.00;" in line 12, strike out "\$300.00" and insert "\$700.00;" in line 15, strike out "\$400.00" and insert "\$850.00;" in line 18, strike out "\$450.00" and insert "\$1,000.00;" in lines 20 and 21, strike out "\$550.00" and insert "\$1,200.00," which amendment prevailed.

The Senate adjourned until 10 A. M., Monday, April 13, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED EIGHTEENTH DAY

Senate Chamber

Sunday, April 12, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED NINETEENTH DAY

Senate Chamber

Monday, April 13, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Curd, Cunningham, Keys, Redwine, Updegraff. Total 5.

Prayer by the Chaplain.

The Journal of the previous day was approved.

Petitions by Mr. Thomas, Mr. Strain, Mr. Brazell, Mr. Brook, and Mr. Soldani against the Roddie Insurance Bill.

Petition by Mr. Williams against the sale of the school lands, and by Mr. Hatchett, from Farmers' Union, in favor of the Usury Bill, were read and referred to appropriate Committees.

The following bills were read the second time, and referred to Standing Committees:

Senate Bill No. 347, by the Appropriations Committee, to Appropriations.

Senate Bill No. 348, by Mr. Thomas, to Municipal Corporations.

Senate Bill No. 296 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Brazell, Brownlee, Conn, Cordell, Davis, Eggerman, Franklin, Graham, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams. Total 28.

Nays: None.

Absent and not voting: Billups, Blair, Brook, Curd, Cunningham, Echols, Goulding, Holman, Johnston, Keys, Moore, Redwine, Stafford, Updegraff, Wynne, Yeager. Total 16.

The bill was passed.

Senate Bill No. 301 was withdrawn from the Committee on School Organization, and referred to the Committee on Public Buildings.

The President signed House Bills Nos. 223, 464, 543 and Senate Bill No. 177, and Senate Concurrent Resolution No. 51 in open session.

Mr. Roddie moved to reconsider the vote by which House Bill No. 380 was passed. The roll was called, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Davis, Eggerman, Franklin, Graham, Johnson (15), Landrum, Roddie, Russell, Strain, Thomas, Williams. Total 15.

Nays: Brazell, Brook, Brownlee, Goulding, Hatchett, Johnson (14), Little, Mathews, Memminger, Moore, Soldani, Sorrells, Stanford, Smith, Stewart, Taylor. Total 16.

Absent and not voting: Agee, Curd, Cunningham, Echols, Holman, Johnston, Keys, Morris, Redwine, Stafford, Updegraff, Wynne, Yeager. Total 13.

The motion was lost, and the bill was signed by the President, in open session.

Senate Joint Resolution No. 31, by Mr. Johnson (15), was referred to Legal Advisory Committee.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., with the Acting President, Mr. Graham, in the chair.

Message from the House transmitting House Bill No. 174, with the report of the Conference Committee thereon, which had been adopted by the House of Representatives.

The conference report was read, as follows:
Mr. President and Mr. Speaker:

Your Conference Committee on House Bill No. 174, by Mr. Murray, entitled "An Act to provide for the carrying into effect the initiative and referendum powers reserved by the people in Article 5 and Article 18 of the Constitution of the State of Oklahoma, to regulate elections thereunder and to punish violations of this Act," beg leave to report:

The Senate recede from its amendment to Section 14 inserting the words "or cause to be printed" after the word "printed" in line 11, page 15, and from their substitute to Section 13; and the House of Representatives recede from their action adopting Section 13, and your Conference Committee agrees to the following as a substitute for said Section 13, to-wit:

"Section 13. Printing and distributing of texts of samples of ballots, and arguments. Before the mandatory primary election held prior to each general election held throughout the State, at which any proposed law, part of an Act, or amendment to the Constitution is to

be submitted to the people, the Secretary of State shall forward, or cause to be forwarded, to the County Clerk of each County in this State a sufficient number of the pamphlets hereinafter described, with which to supply each and every voter of his County and an additional number equal to ten per centum of such number of votes; and, at the time of furnishing the primary election supplies said County Clerk shall furnish at each election to be held, a sufficient number of copies of the text of each measure to be submitted to popular vote; also a copy of the arguments for and against such measure, and a copy of the official ballot, bound together in a single pamphlet with a table of contents. The pages shall be numbered consecutively; the title page of every measure bound in the pamphlet shall show its ballots, title and ballot number. The title page of each argument shall indicate the measure it favors or opposes, the names of the Committee, and whom they represent; and it shall be the duty of said Inspector to furnish to each and every voter on said primary election day a copy of the same. All copies of said pamphlets remaining after said primary election, shall be preserved by said Inspector and be by him distributed to electors, unsupplied with such pamphlets; Provided, however, when the Legislature or the Governor shall order a special election for the express purpose of making such reference, the Secretary of State shall, not later than forty days before any such special election, forward such pamphlets to the County Clerk of each County who shall in like manner immediately distribute them to the Election Inspectors for the election precincts of his County, and said Inspector shall, within five days, convoke, hold or cause to be held, a public meeting of the electors of his district and distribute, or cause to be distributed such pamphlets to the assembled voters; and, use all other diligent means of distributing them to all the voters of such election precinct.

We, your Conference Committee, agree that each House shall concur in the adoption of the above and foregoing Section as a substitute to Section 13, and the House Bill remain in all other respects the same, as adopted by the House of Representatives; all of which is most respectfully submitted.

R. M. RAINEY,
MILTON BRYAN,
WM. H. MURRAY,
House Conferees.
HENRY S. JOHNSTON,
J. J. WILLIAMS,
R. E. STAFFORD,
Senate Conferees.

The conference report was adopted by the following roll call vote:
Yeas: Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman,

Echols, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Johnston, Landrum, Morris, Russell, Sorrells, Strain, Stewart, Taylor, Williams, Wynne. Total 25.

Nays: Agee, Brownlee, Little, Mathews, Memminger, Moore, Stafford, Stanford, Thomas. Total 9.

Absent: Brook, Cunningham, Holman, Keys, Redwine, Roddie, Soldani, Smith, Updegraff, Yeager. Total 10.

The roll was called on the final passage of House Bill No. 174, as amended by the conference report, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 37.

Nays: None.

Absent and not voting: Brook, Cunningham, Holman, Keys, Redwine, Updegraff, Yeager. Total 7.

The bill was passed.

Senate Bill No. 321 was considered.

Mr. Blair moved that further action on the bill be deferred; and the bill be referred to the Committee of the Whole for further consideration, **which** motion prevailed.

Senate Bill No. 273, by Mr. Johnston, was read at length the third time, and the question being on the passage of the bill the roll was called, and resulted:

Ayes: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 36.

Nays: None.

Absent and not voting: Brook, Cunningham, Holman, Keys, Redwine, Roddie, Updegraff, Yeager. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Strain, Smith, Sorrells, Stewart, Taylor, Williams, Wynne. Total 34.

Nays: Little, Stanford. Total 2.

Absent and not voting: Brook, Cunningham, Keys, Redwine, Stafford, Thomas, Updegraff, Yeager. Total 8.

The bill, together with the emergency, was passed, and signed in open session by the President.

Senate Bill No. 349, by Mr. Mathews, "An Act creating a Legislative Reference Department" and Senate Bill No. 350, by Mr. Landrum, "An Act regulating the number of Trustees of religious, educational and benevolent organizations, and providing fees for granting charters to such organizations," were read the first time.

The roll was called on the emergency Section of Senate Bill No. 296, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 36.

Nays: None.

Absent and not voting: Brook, Cunningham, Echols, Holman, Keys, Redwine, Updegraff, Yeager. Total 8.

The emergency was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 115, Senate Bill No. 321, Senate Bill No. 273 and Senate Bill No. 296, and Senate Concurrent Resolution No. 51 correctly engrossed.

The President signed Senate Bill No. 296 in open session.

The roll was called on the motion by Mr. Brazell to reconsider the vote by which Senate Bill No. 232 was passed, and resulted:

Yeas: Billups, Blair, Brazell, Conn, Davis, Echols, Franklin, Graham, Johnson (15), Morris, Moore, Roddie, Stafford, Taylor, Williams, Wynne. Total 16.

Nays: Agee, Brazell, Brownlee, Cordell, Curd, Goulding, Hatchett, Johnston, Johnson (14), Landrum, Little, Mathews, Memminger, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Thomas. Total 21.

Absent and not voting: Brook, Cunningham, Eggerman, Holman, Keys, Redwine, Updegraff. Total 7.

Message from the House transmitting House Bills Nos. 291 and 542, which had passed the House of Representatives; also that the House does not agree to the Senate amendments to House Bill No. 223, and requests a conference thereon; also House Concurrent Resolution No. 31, which had passed the House.

House Bill No. 291, by Mr. Whitehurst and Mr. Murray, "An Act to provide for the inspection and management of hotels and public lodging houses," and House Bill No. 542, by Mr. Cope and Mr. Murdock, "An Act amending Article 1, Chapter 20, of the Session Laws of Oklahoma, 1905, providing for the care of the insane," House Concurrent Resolution No. 31, by Mr. Cope, "Memorializing Oklahoma's Representatives in Congress to vote against Senate Bill No. 1518, by Mr. Penrose, giving the Postmaster General a complete and exclusive censorship of the press," were read the first time.

Mr. President:

Your Committee on Appropriations recommend that Senate Bill No. 347, same being the General Appropriation Bill, do pass.

R. E. STAFFORD,

Chairman.

The report was adopted.

The Senate agreed to a conference on House Bill No. 223, and the President appointed Mr. Davis, Mr. Eggerman and Mr. Thomas Senate conferees.

On motion by Mr. Eggerman, the vote by which House Bill No. 231 was passed was reconsidered, by the following roll call vote:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 35.

Nays: None.

Absent: Brook, Cunningham, Holman, Johnston, Keys, Redwine, Updegraff, Yeager, Brownlee. Total 9.

The Senate agreed to the House amendments to Section 12, by striking out the numeral "3" and inserting therefor "8."

House Bill No. 231 was advanced to third reading and read the third time at length, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 36.

Nays: None.

Absent: Brook, Cunningham, Holman, Johnston, Keys, Redwine, Updegraff, Yeager. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Wynne. Total 33.

Nays: Brownlee, Stanford. Total 2.

Absent: Brook, Cunningham, Holman, Johnston, Williams, Keys, Redwine, Updegraff, Yeager. Total 9.

The bill, with the emergency, was passed.

The Senate went into the Committee of the Whole, with Mr. Stewart in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bills Nos. 229, 81-B and 300 do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 232 correctly engrossed, and the President signed same in open session.

Senate Bill No. 351, by Mr. Brownlee, "An Act to regulate stationary engineers, creating a Board of Examiners and defining their powers and duties," was read the first time.

Senate Bill No. 300 was read at length the third time, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Stafford, Strain, Stanford, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Excused from voting: Smith. Total 1.

Absent: Brook, Cunningham; Echols, Holman, Johnston, Keys, Redwine, Sorrells. Updegraff. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Curd, Eggerman, Franklin, Graham, Hatchett, Johnson (14), Johnson (15), Landrum, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Thomas, Yeager. Total 25.

Nays: Conn, Cordell, Davis, Goulding, Little, Stanford, Stewart, Taylor, Williams, Wynne. Total 10.

Absent: Brook, Cunningham, Echols, Holman, Johnston, Keys, Redwine, Smith, Updegraff. Total 9.

The bill was passed, without the emergency.

House Bill No. 339 was withdrawn from the Committee on Public Service Corporations and referred to Committee on Agriculture.

The Senate adjourned until 10 A. M., Tuesday, April 14, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TWENTIETH DAY

Senate Chamber

Tuesday, April 14, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present.

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 40.

Absent:

Cunningham, Redwine, Updegraff, Yeager. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petition by Mr. Brook, read and referred to School Land Committee.

Mr. President:

Your Committee on County and County Affairs recommend that Senate Bill No. 267, by Mr. Stafford, do pass.

TOM MOORE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 342, by Mr. Memminger, do pass, as amended; that Senate Bill No. 190, by Mr. Wynne, do pass; that House Bill No. 103 do pass, as amended.

R. P. WYNNE,
Chairman.

The report was adopted.

Mr. President:

Your Special Committee to confer with State Printer relative to printing the emergency laws, report that the State Printer informed us that he had not been advised of the resolution passed by the Legislature, but since he had been informed, he would begin printing them at once.

J. C. LITTLE,
Chairman.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 349, by Mr. Mathews, to Senate and Legislative Affairs.

Senate Bill No. 350, by Mr. Landrum, to Education.

Senate Bill No. 351, by Mr. Brownlee, to Commerce and Labor.

House Bill No. 291, by Mr. Whitehurst and Mr. Murray, to Public Health.

House Bill No. 542, by Mr. Murdock, to Public Health.

Message from the House transmitting enrolled House Bills Nos. 464, 543, and Joint Memorial No. 8, for signature of the President.

House Bill No. 543 was read the fourth time at length and signed by the President in open session.

House Bill No. 464 was read the fourth time at length and signed by the President in open session.

Message from the House transmitting House Bill No. 547, which had passed the House of Representatives; also Senate Bill No. 234 as passed by the House.

House Bill No. 547, by Mr. Ellis, "An Act legalizing the incorporation of the Town of Marshall in Logan County, and all Acts done and all ordinances passed by the Board of Trustees," was read the first time.

The President signed House Joint Memorial No. 8.

The Senate went into the Committee of the Whole, with Mr. Mathews in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 515 do pass.

FRANK MATHEWS,
Chairman.

The report was adopted.

House Bill No. 515 was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Brook, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Wynne. Total 27.

Nays: Blair, Brazell, Brownlee, Conn, Hatchett, Mathews, Strain, Yeager. Total 8.

Absent and not voting: Cunningham, Echols, Johnston, Keys, Redwine, Soldani, Stanford, Updegraff, Williams. Total 9.

The roll was called on the emergency, and resulted:

Ayes: Agee, Billups, Cordell, Curd, Davis, Eggerman, Franklin,

Graham, Goulding, Holman, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Smith, Taylor, Thomas, Wynne. Total 25.

Nays: Blair, Brazell, Brook, Brownlee, Conn, Hatchett, Matthews, Yeager. Total 8.

Absent and not voting: Cunningham, Echols, Johnston, Keys, Redwine, Soldani, Strain, Stanford, Stewart, Updegraff, Williams. Total 11.

The emergency was lost.

The bill was passed, without the emergency.

Mr. Wynne explained his vote:

Mr. President:

Notwithstanding the fact that I believe that a great many of the prices named in this bill are exorbitant, and that I believe further that this bill should contain each individual item for which money is appropriated, yet, as our Committee has informed us that they have checked the matters carefully, and find that the goods were furnished, and that the State has received and used all of the articles for which this appropriation is made, and as the evidence produced indicates that no one was especially authorized to make these purchases, and that they were all made in good faith for supplies actually needed, and for the further reason that the people furnishing these various articles have been without pay for the same for an unreasonable length of time, I vote "Aye."

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Graham, in the chair.

Bills on first reading:

Senate Bill No. 352, by Mr. Billups, "An Act to convert to the use of the State Board of Education all funds in the hands of the State Treasurer from Territorial funds now placed to their credit, and making an appropriation for the expenses and salaries of the members of said Board."

Senate Bill No. 353, by Mr. Billups, "An Act making an appropriation for the expenses of the Regents of the various State institutions."

Senate Bill No. 347 was considered.

Mr. Memminger moved to amend by striking out on page 2 the following: "Lieutenant Governor, \$700.00," which prevailed.

Mr. Memminger moved to advance Senate Bill No. 347 to third reading and final passage, which prevailed, and the bill was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris,

Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Brazell, Brownlee, Hatchett. Total 3.

Absent and not voting: Johnston, Cunningham, Keys, Redwine, Soldani, Updegraff. Total 6.

The bill was passed, and signed by the President in open session.

Mr. Agee moved to reconsider the vote by which the bill was passed, which motion was laid on the table.

Message from the House transmitting enrolled House Bills, Nos. 380 and 231, for the signature of the President; also Senate Bill No. 74, as passed by the House of Representatives.

The fourth reading of House Bill No. 380 was suspended by a roll call vote of 38 ayes, no nays, and the President signed the same in open session.

The fourth reading of House Bill No. 231 was suspended by a roll call vote of 37 ayes, no nays, and the President signed the same in open session.

The Senate concurred in the House amendments to Senate Bill No. 79, and the question being on the passage of said bill, as amended by the House of Representatives, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Yeager. Total 32.

Nays: None.

Absent and not voting: Billups, Brook, Cunningham, Davis, Echols, Keys, Moore, Redwine, Soldani, Stewart, Updegraff, Wynne. Total 12.

The bill was passed.

Message from the House transmitting Senate Bill No. 79, which was recalled from the Governor, which had passed the House of Representatives, as amended by the Senate; also informing the Senate that the Speaker had appointed Mr. B. F. Harrison, Mr. Casteel and Mr. Orcutt members of the Committee, as provided in Senate Concurrent Resolution No. 47; also that the House did not agree to the Senate amendments to House Bill No. 223, and requesting a conference; that the Speaker had appointed Mr. Ellis, Mr. Crouch and Mr. Murdock House conferees.

Senate Bill No. 241 was referred to a Special Committee consisting of Mr. Little, Mr. Holman and Mr. Billups.

Senate Bill No. 123 was referred to a Special Committee consisting of Mr. Stafford and Mr. Smith to draft a new Section.

Senate Bill No. 123, by Mr. Smith, was placed on third reading

and was read at length.

Bills on first reading:

Senate Bill No. 354, by Mr. Brook, "An Act providing for the extension of time for assessment and equalization of taxes in Cities of the first class created since January 20, 1908."

Senate Bill No. 355, by Mr. Stewart, "An Act to create a Game, Bird and Fish Department and regulate hunting and fishing."

Mr. President:

Your Committee on Warehouses and Elevators recommend that Senate Bill No. 193, by Mr. Goulding, do pass, as amended.

J. J. WILLIAMS,

Chairman.

The report was adopted.

Senate Bill No. 356, by Mr. Landrum, "An Act regulating signs, placed in front of tobacco and cigar stores," was read the first time.

Senate Resolution No. 31 was read the third time and on final passage the vote resulted:

Ayes: Johnson (14), Johnson (15), Little, Mathews, Stafford, Stewart, Thomas, Williams, Yeager. Total 9.

Nays: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Davis, Eggerman, Graham, Goulding, Holman, Landrum, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Taylor, Wynne. Total 25.

Absent and not voting: Cunningham, Echols, Cordell, Hatchett, Franklin, Johnston, Keys, Moore, Redwine, Updegraff. Total 10.

House Bill No. 436 was signed in open session by the President.

Senate Bill No. 224, by Mr. Graham, was considered Section by Section, amended and passed to engrossment and third reading.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 347 correctly engrossed, and same was signed in open session by the President.

Senate Bill No. 224 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 36.

Nays: Johnson (15). Total 1.

Absent and not voting: Curd, Cunningham, Hatchett, Moore, Redwine, Updegraff, Yeager. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Keys, Landrum, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 33.

Nays: Johnson (14), Johnson (15), Little, Mathews, Stanford. Total 5.

Absent and not voting: Cunningham, Hatchett, Moore, Redwine, Updegraff, Yeager. Total 6.

The bill, together with the emergency, was passed.

Mr. President:

Your Committee on Municipal Corporations recommend that Senate Bill No. 341, by Mr. Williams, do pass.

R. E. ECHOLS,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 2 recommend that House Bill No. 493 do pass.

W. P. STEWART,
Chairman.

The report was adopted.

The Senate adjourned until 10 A. M., Wednesday, April 15, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TWENTY-FIRST DAY

Senate Chamber

Wednesday, April 15, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager, Updegraff. Total 43.

Absent and excused:

Redwine. Total 1.

Prayer by the Chaplain.

Three petitions by Mr. Russell, referred to Banks and Banking; two by Mr. Billups, one by Mr. Keys, and one by Mr. Brazell introduced and read and referred to proper Committees.

Bills on first reading:

Senate Bill No. 358, by Mr. Taylor, "An Act legalizing a State institution to be known as the Oklahoma State Branch of the American Poultry Association, defining the duties of its officers," etc.

Senate Bill No. 359, by Mr. Cordell, "An Act to confer upon Justices of the Peace jurisdiction of the action for the forcible entry and detention of real property."

Senate Bill No. 360, by Mr. Landrum, "An Act relating to descent and distribution."

Mr. President:

Your Committee on Roads and Highways recommend that Senate Bill No. 130 and House Bill No. 269 do pass.

CAMPBELL RUSSELL,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Senate and Legislative Affairs recommend that Senate Bill No. 349, by Mr. Mathews, Senate Bill No. 335, by Mr. Hatchett, do pass.

We recommend that A. A. Watson, who has been transferred from Doorkeeper to Assistant Journal Clerk, be paid a salary of \$4 per day.

J. S. MORRIS,

Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 352, by Mr. Billups, to Public Indebtedness and Contingent Expenses.

Senate Bill No. 353, by Mr. Billups, to Appropriations.

Senate Bill No. 354, by Mr. Brook, to Municipal Corporations.

Senate Bill No. 355, by Mr. Stewart, to Fish and Game.

Senate Bill No. 356, by Mr. Landrum, to Fees and Salaries.

Senate Bill No. 357, by Mr. Davis, to Agriculture.

House Bill No. 547, to Municipal Corporations.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No. 315, by Mr. Hatchett, do pass, as amended.

W. P. STEWART,

Chairman.

The report was adopted.

Mr. Stanford, Mr. Thomas and Mr. Hatchett were appointed to investigate and report on the Enrolling and Engrossing Department.

Senate Bill No. 115 was read the third time, and the question being on final passage the roll was called, and resulted:

Yeas: Blair, Brook, Brownlee, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Johnston, Johnson (14), Keys, Landrum, Memminger, Moore, Soldani, Sorrells, Strain, Stanford, Thomas, Updegraff, Wynne. Total 23.

Nays: Agee, Billups, Brazell, Conn, Goulding, Hatchett, Holman, Johnson (15), Little, Mathews, Morris, Roddie, Stafford, Smith, Stewart, Taylor, Williams, Yeager. Total 18.

Absent and not voting: Cunningham, Redwine, Russell. Total 3.

The bill was passed.

Mr. Landrum explained his vote:

Mr. President:

While I believe that Senate Bill No. 115 recognizes and legalizes a species of fraud, yet on the early solicitation of friends of the administration who firmly believe they have been benefited, I vote "Aye." It is a harmless evil that it is unnecessary to regulate, and not sufficiently hurtful to suppress.

Mr. Smith explains his vote:

Mr. President:

I vote "No" because I am opposed to the bill in its present form. While this may be a proper subject of legislation, I think this bill entirely too drastic. I would have voted "No" on the passage of the bill in the Committee had I been present.

Mr. Franklin explains his vote:

Mr. President:

I vote "Yes" so that I may have the privilege of voting a reconsideration of the bill. I do not like the bill in its present form. I believe that the chiropractic should be given an opportunity to demonstrate whether there is any merit in their profession, but I do not believe that the standard of qualification of those who propose to heal the sick or the afflicted through any medium or agency should be lowered by this Legislature.

Mr. President:

Your Committee on Military Affairs recommend that House Bill No. 353 do pass, as amended.

S. J. SOLDANI,
Chairman.

The report was adopted.

On motion by Mr. Russell, the vote on the final passage of Senate Concurrent Resolution No. 35 was reconsidered, and the question being on the passage of the resolution the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Davis, Echols, Franklin, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Russell, Strain, Stanford, Smith, Taylor, Thomas, Wynne, Yeager. Total 27.

Nays: Cordell, Eggerman, Graham, Goulding, Holman, Curd, Moore, Roddie, Soldani, Sorrells, Stafford, Stewart, Updegraff. Total 13.

Absent and not voting: Cunningham, Little, Redwine, Williams, Total 4.

The resolution was passed, and signed by the President in open session.

On motion by Mr. Davis, the vote by which the emergency Section to Senate Bill No. 300 was lost was reconsidered.

On motion by Mr. Hatchett, the Rules were suspended, and Senate Bill No. 300 was placed on third reading for amendment.

Mr. Williams offered an emergency Section, that the bill should take effect and be in force thirty days after its passage and approval, which prevailed.

Senate Bill No. 300 was read at length the third time, and the question being on the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd,

Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Brazell, Smith. Total 2.

Absent and not voting: Cunningham, Redwine, Soldani, Strain. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Russell, Sorrells, Stafford, Strain, Taylor, Thomas, Williams, Yeager. Total 31.

Nays: Brazell, Davis, Graham, Holman, Roddie, Stanford, Smith, Stewart, Updegraff, Wynne. Total 10.

Absent and not voting: Cunningham, Redwine, Soldani. Total 3.

The bill, with the emergency, was passed.

Mr. Davis moved to reconsider the vote by which the Senate adjourned, which motion prevailed, and the Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

On motion Mr. Little, the pages were excused.

The Rules were suspended on Senate Bill No. 234, and said bill was referred to the Committee on Revision, Style and Arrangement.

The Senate adjourned until 10 A. M. Thursday, April 16th, 1908, by the following roll call vote:

Yeas: Agee, Billups, Brook, Brownlee, Cordell, Curd, Cunningham, Echols, Johnston, Johnson (15), Keys, Little, Mathews, Morris, Moore, Sorrells, Strain, Stanford, Smith. Total 19.

Nays: Blair, Brazell, Conn, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Landrum, Russell, Stafford, Taylor, Thomas, Wynne, Yeager. Total 18.

Absent and not voting: Memminger, Redwine, Roddie, Soldani, Stewart, Updegraff, Williams. Total 7.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TWENTY-SECOND DAY

Senate Chamber

Thursday, April 17, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Redwine, Strain, Stanford. Total 3.

Prayer by the Rev. Mr. Wilson, of Duncan.

Two petitions by Mr. Thomas, from Farmers' Union, in favor of the Usury Bill, and against the Roddie Insurance Bill, read.

One petition by Mr. Hatchett from Bryan County for a County Court at Bennington; two petitions by Mr. Cordell against the Roddie Insurance Bill.

Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bill No. 281, by Mr. Taylor (by request), do not pass.

E. M. LANDRUM,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 263, by Mr. Taylor, do not pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

Message from the House transmitting enrolled House Bill No. 174 for the signature of the President; also House Bill No. 580, as passed by the House of Representatives.

The fourth reading of House Bill No. 174 was suspended, by a vote of 38 Ayes, no Nays, and the President signed the same, in open session.

The vote by which House Bill No. 515 was passed was reconsidered. Mr. Stafford moved to refer House Bill No. 515 to a Committee of fifteen.

On motion by Mr. Eggerman, the number of the Committee was fixed at five.

Mr. Taylor moved to instruct the Committee to itemize by specifying as to class.

Mr. Agee moved as a substitute that the Committee file an itemized statement with the Senate. The substitute was lost, and the original motion by Mr. Taylor prevailed.

The President appointed Mr. Stafford, Mr. Mathews, Mr. Blair, Mr. Taylor and Mr. Russell on the Special Committee.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 358, by Mr. Taylor, to Agriculture.

Senate Bill No. 359, by Mr. Cordell, to Legal Advisory.

Senate Bill No. 360, by Mr. Landrum, to Judiciary No. 1.

Mr. President:

Your Committee on Revision, Compilation, Style and Arrangement report Senate Bill No. 234 back with the following recommendations:

Prior to enrollment the following changes should be made in the engrossed copy of said bill:

First: On page 7, Section 6, lines 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 should be stricken from the Section.

Second: Page 17, Section 13, line 5 erase "Compose a State Board of;" line 6 change "canvassers" to "canvass" and strike out the word "for;" line 7 and 8, strike out "State Board of Canvassers" and insert "Governor;" line 16, strike out "by proper entries and decrees."

A. E. AGEE,

Chairman.

The report was adopted by the following roll call vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Little, Mathews, Memminger, Morris, Moore, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Wynne, Yeager. Total 30.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Echols, Graham, Johnson (15), Landrum, Redwine, Roddie, Soldani, Stafford, Stanford, Stewart, Updegraff, Williams. Total 14.

Senate Bill No. 361, by Mr. Goulding, "An Act ratifying the action of the City Council of the City of Enid, vacating certain lands," was read the first time.

Mr. Memminger moved to instruct the Legal Advisory Committee to obtain the latest decision of the Supreme Court relative to appropriations, which motion prevailed.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 81-B, 229 and 224 correctly engrossed.

Senate Bill No. 81-B was read the third time.

Mr. Little moved to strike out Section 5, which was lost.

The question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32

Nays: Cunningham, Little. Total 2.

Absent and excused: Brownlee, Echols, Graham, Moore, Redwine, Roddie, Soldani, Stafford, Stanford, Stewart. Total 10.

The bill was passed.

Senate Bill No. 229 was read the third time and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Davis, Echols, Memminger, Redwine, Soldani, Stafford, Smith, Stewart, Taylor. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Roddie, Sorrells, Stafford, Strain, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Johnson (14), Little, Russell. Total 3.

Absent and not voting: Echols, Johnston, Memminger, Redwine, Soldani, Stanford, Smith, Stewart. Total 8.

The bill, with the emergency, was passed and signed by the Acting President, Mr. Billups.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Enrolled Senate Bill No. 234 was read the fourth time at length and was signed by the President in open session.

Message from the House transmitting House Bill No. 241 for signa

ture by the President.

Petitions by Mr. Johnston in favor of Fish and Game Bill and by Mr. Williams in favor of sale of school lands, were read.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 300 correctly engrossed, and it was signed by the President in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 35 correctly engrossed and it was signed by the President.

The Senate went into the Committee of the Whole, with Mr. Smith in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 241 do pass; Senate Bill No. 256 do pass, as amended; report progress on Senate Bill No. 295.

D. M. SMITH,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 229 correctly engrossed, and same was signed by the President in open session.

Message from the House transmitting House Bill No. 301, which had passed the House.

House Bill No. 301, by Mr. Hart, "An Act relating to the sale of gasoline and kerosene," and House Bill No. 580, by Mr. Whitehurst, "An Act making an appropriation for the payment of the salaries and expenses of the State officers," were read the first time.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 241 correctly engrossed, and it was signed by the President.

Mr. Russell presented five petitions in favor of the Usury law.

Mr. President:

We, your Special Committee appointed to investigate the Enrolling and Engrossing Department of the Senate, beg leave to report and respectfully recommend:

First: Miss Roze Bennett be made ex-officio Secretary of the Committee on Enrolled and Engrossed Bills, and also the Committee on Revision, Compilation, Style and Arrangement with authority to revise and compare all enrolled and engrossed bills; that she be placed in charge of the enrolling and engrossing force and be made responsible for all work from this Department; and that she be instructed to see that all work is properly and carefully completed.

Second: That for the the present, at least, that Mrs. McLean, Postmistress, be transferred to the Enrolling and Engrossing Department,

her place as Postmistress to be filled by some employee already on the pay roll and to be designated by the Secretary of the Senate.

H. E. P. STANFORD,

J. ELMER THOMAS,

The report was laid over.

JESSE M. HATCHETT.

Senate Bill No. 241 was read the third time.

Mr. Agee moved to amend by re-inserting Section 4, which prevailed.

The question being on the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Eggerman, Franklin, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Roddie, Russell, Stafford, Strain, Stewart, Taylor, Thomas, Williams. Total 24.

Nays: Brownlee, Curd, Hatchett, Stanford, Updegraff, Yeager. Total 6.

Absent and not voting: Brook, Cunningham, Davis, Echols, Graham, Goulding, Keys, Morris, Moore, Soldani, Sorrells, Smith, Wynne. Total 14.

Mr. Stanford moved to reconsider the vote by which the amendment by Mr. Agee prevailed, which motion was lost.

Mr. Stanford explained his vote.

Mr. President:

I vote "no" for the reason that Section 4 of the bill is unreasonable, unjust and contrary to the spirit of individual liberty. I refuse to cast my vote for measures that abridge the right of an individual to enjoy the blessings of liberty according to the dictation of his own conscience so long as he does not interfere with the rights of the balance of the citizens of the State.

Mr. Brownlee explains his vote.

Mr. President:

I vote "no" for the reason that Section 4 prohibiting the sale of soft drinks was stricken out by an almost unanimous vote—when the Section was restored a roll call was demanded by three Senators, Mr. Hatchett, Mr. Morris and myself. This demand was ignored, although a majority of this Senate stand opposed to this Section.

The bill was passed and signed by the President in open session.

Message from the House transmitting House Concurrent Resolution No. 32, which had passed the House.

House Concurrent Resolution was read, and on motion by Mr. Yeager was adopted and signed by the President.

The Senate adjourned until 10 A. M., Friday, April 17th, 1908.

Attest:

GEORGE W. BELLAMY,

J. I. HOWARD,

President.

Secretary.

ONE HUNDRED TWENTY-THIRD DAY

Senate Chamber

Friday, April 17, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present.

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Cunningham, Soldani. Total 2.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Mr. Russell presented petition in favor of the Usury law and also in favor of the sale of school lands.

On motion by Mr. Little the Secretary was authorized to designate two Stenographers to copy emergency laws for printing.
To the Honorable Legislature:

I have the honor to inform your Honorable Body that I have this day approved and signed House Bill No. 174, entitled "An Act to provide for carrying into effect the initiative and referendum powers reserved by the people in Articles 5 and 18 of the Constitution of the State of Oklahoma, to regulate elections thereunder and to punish violations of this Act."

C. N. HASKELL,
The Governor.

Mr. President:

Your Committee on Internal Improvements recommend that House Concurrent Resolution No. 32 do pass.

ECK E. BROOK,
Chairman.

The report was adopted.

Mr. President:

Your Legal Advisory Committee recommends that Senate Bill No. 359, by Mr. Cordell, do pass.

J. ELMER THOMAS,

The report was adopted.

Chairman.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 361, by Mr. Goulding, to Municipal Corporations.

House Bill No. 301, by Mr. Hart, to Oil and Gas.

House Bill No. 580, by Mr. Whitehurst, to Appropriations.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 256 correctly engrossed.

Senate Bill No. 256 was read the third time at length and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Roddie, Morris, Russell, Sorrells, Strain, Stewart, Smith, Taylor, Thomas, Updegraff, Williams, Wynne. Total 36.

Nays: None.

Absent and not voting: Brazell, Echols, Moore, Redwine, Soldani, Stafford, Stanford, Yeager. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 36.

Nays: None.

Absent and not voting: Brazell, Echols, Moore, Redwine, Soldani, Stafford, Stanford, Yeager. Total 8.

The bill, with the emergency, was passed and signed by the President.

The Senate went into the Committee of the Whole, with Mr. Morris in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 295, by Mr. Keys, do pass, as amended.

J. S. MORRIS,

Chairman.

The report was adopted.

Message from the House transmitting House Bills Nos. 307 and 397, which had passed the House.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Senate Bill No. 362, by Mr. Thomas, "An Act fixing the legal status of certain property and declaring an emergency," was read the first time.

The Senate went into the Committee of the Whole, with Mr. Stewart in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 123 do pass, as amended; that Senate Bill No. 318 be indefinitely postponed.

W. P. STEWART,
Chairman.

The report was adopted.

Message from the House transmitting enrolled House Concurrent Resolution No. 32 and House Concurrent Resolution No. 33, which had passed the House.

The President signed House Concurrent Resolution No. 32.

House Concurrent Resolution No. 33, by Mr. Bryan, "An Act providing for the printing of 10,000 copies of the emergency law," was read the first time.

To the Honorable Senate:

I have the honor to advise your Honorable Body that I have this day disapproved the item of interest appropriated in House Bill No. 464, entitled, "An Act making an appropriation for the payment of printing election tickets and furnishing election supplies used in the election on September 17, 1907," and have endorsed the same upon said bill in the following language:

"The following part of Section 1 is disapproved 'with interest thereon at the rate of six per cent per annum from the 16th day of November, 1907, until paid,' such part of Section 1 being returned with out approval. As to all other parts of the bill, the same are hereby approved." The reason for this disapproval of said item is that said interest is not a proper item of charge against the State. The remaining items of said bill have been approved.

I have also approved and signed House Bill No. 380, the same being "An Act providing the assessment for taxation for State, County, City, Town, Township and School purposes for the fiscal year ending July 1, 1909, and for the deficiency for the fiscal year ending July 1st, 1908, providing for the levy and collection of such tax, and declaring an emergency."

I have also approved and signed House Bill No. 231, the same being "An Act to provide for the improvement of the streets and other public places within Cities of the first class, by grading, paving, macadamizing, curbing, guttering and draining the same, and declaring an emergency."

I have also approved and signed Senate Joint Resolution No. 3, "Authorizing the submission of Article 1 of Senate Bill No. 61 to the people for ratification or rejection at the November election in 1908."

I have also approved and signed Senate Bill No. 234, same being "An Act relating to County seat elections."

C. N. HASKELL,

The Governor.

Message from the House transmitting Senate Bill No. 54, as amended and passed by the House of Representatives.

Bills on first reading:

Senate Bill No. 363, by Mr. Sorrells, "An Act to prohibit the sale of mineral lands prior to A. D., 1915, and providing for leasing of said lands for farming purposes."

Senate Bill No. 364, by Mr. Davis, "An Act making an appropriation for the Oklahoma State Agricultural and Mechanical College for the erection and equipment of certain buildings."

Senate Bill No. 365, by Mr. Russell, "An Act to provide for the appointment of additional Judges for District Courts of this State where the same are necessary."

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 123 correctly engrossed.

Mr. President:

Your Committee on Municipal Corporations recommend that House Bill No. 547; Senate Bill No. 361 do pass.

R. E. ECHOLS,

Chairman.

The report was adopted.

On motion by Mr. Taylor, the Senate refused to concur in the House amendments to Senate Bill No. 54.

Senate Bill No. 123 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Curd, Echols, Graham, Johnson (14), Keys, Landrum, Memminger, Roddie, Sorrells, Stanford, Smith, Stewart, Taylor, Thomas, Wynne, Yeager. Total 20.

Nays: Agee, Brownlee, Cunningham, Davis, Franklin, Hatchett, Johnston, Johnson (15), Little, Mathews, Morris, Redwine, Russell, Stafford, Williams. Total 15.

Absent and not voting: Brazell, Brook, Eggerman, Goulding, Holman, Moore, Soldani, Strain, Updegraff. Total 9.

The bill was lost.

The Senate adjourned until 10 A. M., Saturday, April 18, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TWENTY-FOURTH DAY

Senate Chamber

Saturday, April 18, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present.

Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Absent and excused:

Brazell, Brook, Echols, Eggerman, Moore, Soldani, Stanford, Strain.
Total 8.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Russell presented two petitions from the Lone Star Farmers' Union, Mr. Billups presented petitions from the Farmers' Union of Washita County, and Mr. Hatchett from Farmers' Union of Pottawatomie County in favor of the Usury Law.

Petitions by Mr. Yeager and Mr. Goulding against the Roddie Insurance Bill.

Petition by Mr. Davis in favor of Senate Bill No. 357.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed House Bill No. 241, "An Act authorizing and directing Registers of Deeds to receive records, files and instruments formerly kept in offices maintained by the United States for recording and filing instruments and authorizing County Commissioners to make or have made copies of transcripts of records of other Counties, and declaring an emergency."

C. N. HASKELL,

The Governor.

Bills on first reading:

Senate Bill No. 366, by Mr. Cordell, "An Act relative to filling vacancies in office."

Senate Bill No. 367, by Mr. Sorrells, "An Act defining a lawful fence."

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 362, by Mr. Conn, to Judiciary No. 2.

Senate Bill No. 363, by Mr. Sorrells, to School Lands.

Senate Bill No. 364, by Mr. Davis, to Appropriations.

Senate Bill No. 365, by Mr. Russell, to Judiciary No. 2.

House Bill No. 307, by Mr. Harrison, to Judiciary No. 2.

House Bill No. 397, by Mr. Rainey, to Judiciary No. 1.

House Concurrent Resolution No. 33, by Mr. Bryan, was read and the roll was called on its passage, and resulted:

Yeas: Billups, Cunningham, Johnston, Keys, Landrum, Redwine, Russell, Stewart, Thomas, Yeager. Total 10.

Nays: Agee, Blair, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Hatchett, Holman, Johnson (14), Johnson (15), Little, Mathews, Memminger, Morris, Sorrells, Stafford, Smith, Taylor, Updegraff, Williams, Wynne. Total 23.

Absent and not voting: Eleven.

The resolution was lost.

Mr. President:

Your Codes Committee have considered Senate Bill No. 269, by Mr. Taylor, being "An Act to provide for the editing, arranging, annotating, publishing and distributing the Annotated Statutes of Oklahoma, 1908," report that we find an urgent necessity for the immediate compilation of an Annotated Code of the State of Oklahoma, and we congratulate this Legislature upon being able to procure so economic a proposition as has been submitted to us, the proposition being accepted by the terms and provisions of this bill.

We recommend that it be advanced upon the Calendars of the respective Houses to the end that it may become a law as speedily as possible.

D. M. SMITH,

Chairman.

The report was adopted.

Senate Bill No. 369, by Mr. Goulding, "An Act to exempt from assessment and taxation rural telephone lines owned and operated by mutual companies that do not charge for transmission of messages," was read the first time.

Senate Bill No. 221, by Mr. Smith, Mr. Cordell and Mr. Memminger was read at length the third time.

Mr. Cordell moved to amend in line 1, Section 3, by striking out the word "conclusive" and inserting the words "concurrent with the District Court," which amendment prevailed.

Amendment by Mr. Billups to Section 1 of Article 7, as follows: "Provided that District Clerks shall be allowed to retain 25 per cent of all fees collected by them in excess of the above salary," which amendment prevailed.

Mr. Russell moved to amend on page 12, section 3, Article 7, line 21, strike out "\$1,200" and insert "\$800;" line 23, strike out "\$1,400" and insert "\$1,000;" line 25, strike out "\$1,600" and insert "\$1,200;" line 27, strike out "\$1,800" and insert "\$1,400;" line 29, strike out "\$2,000" and insert "\$1,500." On page 12, Article 7, Section 2, line 21, strike out "\$1,000" and insert "\$600."

The amendment was lost.

Mr. Redwine moved to amend by adding: "No County Attorney who requires an assistant shall be allowed to engage in civil practice," which amendment was lost.

The question recurred on the final passage of the bill, and the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Sorrells, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Cunningham, Hatchett, Russell, Stafford. Total 4.

Absent and not voting: Eight.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Sorrells, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Hatchett, Johnson (14), Russell, Stafford, Updegraff. Total 5.

Absent and not voting: Eight.

The bill, with the emergency, was passed.

Mr. Russell explained his vote:

Mr. President:

I vote "No" on the passage of Senate Bill No. 321, because I object to employing assistants to attend to the County's business while the County Attorney devotes his time to civil practice. I also object to the District Clerk being guaranteed a salary equal to that of the County Judge, to be paid by taxation, if necessary, and then receiving 25 per cent of the fees above the guaranteed salary.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Senate Bill No. 368, by Mr. Conn, "An Act to regulate the sale of drugs," was read the first time.

Petition by Mr. Roddie, asking the passage of the Usury Bill.

Senate Bill No. 180 was considered. Mr. Stewart offered a substitute for the bill, and on motion by Mr. Russell consideration was suspended and the substitute ordered mimeographed and laid on the desks of the Senators.

Mr. Williams moved to reconsider the vote by which Senate Bill No. 115 was passed, and the roll was called, and resulted:

Yeas: Agee, Billups, Conn, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (15), Landrum, Mathews, Memminger, Morris, Russell, Sorrells, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Yeager. Total 23.

Nays: Blair, Cordell, Curd, Cunningham, Graham, Johnston, Johnson (14), Keys, Little, Redwine, Roddie, Stafford. Total 12.

The motion prevailed.

Mr. Stanford moved that final action on Senate Bill No. 115 be postponed until Tuesday, April 25, at 2 P. M. Mr. Smith moved as a substitute that final action be had on this day, which motion prevailed.

Mr. Graham moved to go into the Committee of the Whole to consider Senate Bill No. 115, which motion was lost.

The vote recurred on the final passage of Senate Bill No. 115, and the roll was called, and resulted:

Yeas: Blair, Cordell, Cunningham, Graham, Johnston, Johnson (14), Keys, Landrum, Memminger, Redwine, Sorrells, Updegraff. Total 12.

Nays: Agee, Billups, Conn, Curd, Davis, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (15), Mathews, Morris, Roddie, Russell, Stanford, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 23.

Absent: Nine.

The bill was lost.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 74 correctly enrolled.

Senate Bill No. 74 was read at length the fourth time and signed by the President Pro Tempore in open session.

Message from the House transmitting Senate Bill No. 15, as passed by the House of Representatives.

The Senate adjourned until 10 A. M., Monday, April 20, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TWENTY-FIFTH DAY

Senate Chamber

Sunday, April 19th, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TWENTY-SIXTH DAY

Senate Chamber

Monday, April 20, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Brazel, Brook, Holman, Soldani. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Two petitions by Mr. Russell against the Roddie Insurance Bill and two asking for the passage of the Usury Law.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 295 correctly engrossed.

Bills on first reading:

Senate Bill No. 370, by Mr. Thomas, "An Act relating to disturbances and fixing punishment therefor."

Senate Bill No. 371, by Mr. Russell, "An Act fixing fees and compensation for Register of Deeds."

Senate Bill No. 372, by Mr. Blair, "An Act to regulate the sale and inspection of concentrated commercial feeding stuff and commercial fertilizers."

Senate Bill No. 373, by Mr. Sorrells, "An Act requiring passenger trains to stop at all stations for the reception of passengers, baggage and United States mail."

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 366, by Mr. Cordell, to County and County Affairs.

Senate Bill No. 367, by Mr. Sorrells, to Agriculture.

Senate Bill No. 368, by Mr. Conn, to Pharmacy.

Senate Bill No. 369, by Mr. Goulding, to Public Service Corporations.

House Bill No. 588, by Mr. Whitehurst, to State Affairs.

Senate Bill No. 295 was read at length the third time. Mr. Mathews moved to amend by striking out the following:

"Nor shall anything in this Act be so construed as to prevent any organization from maintaining a warehouse or cotton yard for the purpose of weighing cotton and other farm products."

The amendment prevailed, by the following roll-call vote:

Yeas: Agee, Billups, Conn, Cordell, Curd, Davis, Echols, Graham, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Redwine, Roddie, Sorrells, Strain, Smith, Taylor, Thomas, Williams. Total 23.

Nays: Blair, Cunningham, Johnson (14), Russell, Stanford, Updegraff, Yeager. Total 7.

Absent and not voting: Fourteen.

Mr. Billups moved to amend by inserting: "Provided, any Deputy Weigher under the provisions of this Act shall before entering upon the duties of his office, give a bond to be approved by the Board of County Commissioners," which amendment prevailed.

Mr. Taylor moved to amend by inserting: "Provided when any Weigher or Deputy Weigher vacates his office to his successor the receiving official shall purchase the seals and office supplies of his predecessor, and if they fail to agree upon the price of same, it shall be the duty of the County Commissioners to appraise such property, and the same shall be secured at such valuation by the incoming Weigher at the election of his predecessor," which amendment was lost.

The question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Conn, Cordell, Davis, Echols, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Roddie, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Williams. Total 24.

Nays: Blair, Curd, Cordell, Updegraff, Yeager. Total 5.

Absent and not voting: Fifteen.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Yeager. Total 30.

Nays: Russell, Stanford, Updegraff. Total 3.

Absent and not voting: Eleven.

The bill with the emergency, was passed, and signed by the President Pro Tempore.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 103 correctly engrossed.

Senate Bill No. 374, by Mr. Roddie, "An Act to revise and codify the laws relating to banks and banking; Providing for the organization of banking corporations or association and the management and regulation thereof," was read the first time.

By unanimous consent Mr. Franklin withdrew Senate Bill No. 118.

The special report on the Enrolling and Engrossing Department was read at length. Mr. Graham moved to lay the entire report on the table, which motion was lost.

The report was divided and adopted separately, by the following roll-call vote:

Yeas: Cunningham, Davis, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Updegraff, Yeager. Total 23.

Nays: Billups, Blair, Conn, Cordell, Curd, Echols, Graham, Keys, Mathews, Sorrells, Williams, Wynne. Total 12.

Absent and not voting: Nine.

The chair ruled that the report was adopted.
To the Legislature:

Your attention is respectfully called to a classification of all the banking laws of the State. As you are aware, in order to ascertain what the code of the banking laws of the State are, it is necessary to examine several Legislative Session books, and Wilson's Revised Statutes, which makes it next to impossible for any person not an experienced lawyer to ascertain exactly what the laws are. This compilation of all the laws in one chapter is essential to the convenience of the people of our State. You will observe that the Committee has carefully prepared this complete compilation, and that only slight amendments are made in order to harmonize said laws, and to perfect them where they are indefinite. I trust that the report of that Committee as now before you will receive your prompt and careful consideration.

C. N. HASKELL,

Governor.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30, pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Mr. President:

We, your Judiciary Committee No. 2, recommend that Senate Bills No. 366, No. 96, No. 48, No. 242, No. 323, No. 22 and No. 95 do not pass; that Senate Bill No. 322 do pass, and Senate Bill No. 314 do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 81-A and Senate Bill No. 221 correctly engrossed and the President signed said bills in open session.

Senate Bill No. 375, by Mr. Hatchett, "An Act suspending the statutes of limitation in certain cases," was read the first time.

Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bill No. 120, by Mr. Redwine, do pass, as amended; Senate Bill No. 356 do pass, and that House Bill No. 218 do pass, as amended.

E. M. LANDRUM,
Chairman.

The report was adopted.

Mr. Stewart withdrew substitute to Senate Bill No. 180.

Senate Bill No. 180 was considered Section by Section and was passed to engrossment and third reading.

Bills on first reading:

Senate Bill No. 376, by Mr. Agee, "An Act to regulate the organization, control and management of cemeteries."

Senate Bill No. 377, by Mr. Billups, "An Act submitting to the voters of Oklahoma the question of disposition, sale or leasing of lands of Oklahoma reserved for the various schools, public buildings and indemnity lands."

Senate Bill No. 378, by Mr. Thomas, "An Act relating to punishment for robbery and perjury."

Message from the House informing the Senate that the House adhered to its amendment to Senate Bill No. 54, and requesting a conference, the Speaker having appointed Mr. Stevens, Mr. Lindsay and Mr. Murdock House conferees; also transmitting House Bill No. 548 and House Concurrent Resolution No. 34, as passed by the House of Representatives.

Mr. Yeager moved to amend Senate Bill No. 251 by striking out the words "not less than 20 years" and inserting the word "life," which amendment was lost.

Senate Bill No. 251, by Mr. Yeager, was read the third time at length and the question being on final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (14), Keys, Landrum, Mathews, Memminger, Moore, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 32.

Nays: Cunningham. Total 1.

Absent and not voting: Eleven.

The bill was passed.

The Senate adjourned until 10 A. M., Tuesday, April 21, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

ONE HUNDRED TWENTY-SEVENTH DAY

Senate Chamber

Tuesday, April 21st, 1908.

The Senate convened at 10 A. M., pursuant to adjournment with President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Cunningham, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Brazell, Soldani. Total 2.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Mr. Russell and Mr. Blair presented petitions in favor of the Usury Bill.

Mr. President:

Your Committee on Public Service Corporations recommend that House Bill No. 446, by Mr. Whitson, do pass, as amended.

W. N. REDWINE,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 251 correctly engrossed.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No. 362, by Mr. Thomas, do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

On motion by Mr. Billups a conference was agreed to on Senate Bill No. 54 and the President appointed Mr. Taylor, Mr. Eggerman and Mr. Franklin Senate Conferees.

The following bills were read the second time and referred to the Standing Committees:

Senate Bill No. 370, by Mr. Thomas, to Legal Advisory.
Senate Bill No. 371, by Mr. Russell, to Fees and Salaries.
Senate Bill No. 372, by Mr. Blair, to Agriculture.
Senate Bill No. 373, by Mr. Simth, to Public Service Corporations.
Senate Bill No. 374, by Mr. Roddie, to Banks and Banking.
Senate Bill No. 375, by Mr. Hatchett, to Judiciary No. 2.
Senate Bill No. 376, by Mr. Agee, to Municipal Corporations.
Senate Bill No. 377, by Mr. Billups, to School Lands.
Senate Bill No. 378, by Mr. Thomas, to Legal Advisory.

House Concurrent Resolution No. 44, by Mr. Casteel, to Federal and Interstate Relations.

House Bill No. 548, by Mr. Ellis, to Education.

Senate Substitute Bill No. 103 was read at length the third time.

Mr. Goulding offered as a substitute the original Senate Bill No. 103.

The question being shall the substitute prevail, a call of the Senate was had.

House Bill No. 436 was signed by the President.

Mr. Billups raised the question of personal privilege relative to printed circular reflecting upon him as a Senator.

Mr. President:

We, your Committee on State Library and History, recommend that House Concurrent Resolution No. 28 do pass; also that House Bill No. 415, by Mr. Durant, do pass.

P. C. CONN,
Chairman.

The report was adopted.

On the question of adopting the substitute for Substitute Senate Bill No. 103, offered by Mr. Goulding, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Curd, Cunningham, Davis, Echols, Graham, Goulding, Hatchett, Holman, Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Stafford, Strain, Stanford, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Conn, Franklin, Johnston, Johnson (14), Russell, Sorrells, Smith, Thomas. Total 8.

Absent: Brazell, Brook, Eggerman, Memminger, Soldani. Total 5.

The substitute prevailed.

The original Senate Bill No. 103 was placed on third reading.

Mr. Echols moved to suspend the rule, and re-refer the bill to the Committee of the Whole, without instructions, which was lost.

Mr. Conn moved to indefinitely postpone, which motion was lost.

Mr. Davis moved to re-refer Senate Bill No. 103 to the Committee of the Whole with instructions to amend, which motion was lost.

Senate Bill No. 103 was read the third time at length. Mr. Davis made the point of order that the amendment was not adopted by the Committee of the Whole, which was sustained. Mr. Thomas made parliamentary inquiry, "Are the amendments proposed in the Committee of the Whole a part of the bill?" and was advised by the President that they were not.

The vote recurred upon the final passage of Senate Bill No. 103, and the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Cunningham, Eggerman, Echols, Franklin, Goulding, Holman, Johnson (14), Little, Mathews, Morris, Roddie, Stafford, Stanford, Stewart, Yeager. Total 21.

Nays: Conn, Curd, Davis, Graham, Hatchett, Johnston, Johnson (15), Keys, Landrum, Memminger, Moore, Redwine, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne. Total 21.

Absent and not voting: Brazell, Soldani. Total 2.

The bill was lost.

Mr. Davis moved to reconsider the vote by which Senate Bill No. 103 was lost, which prevailed, and Mr. Davis moved to re-refer Senate Bill No. 103 back to the Committee of the Whole, with instructions to amend, which motion prevailed.

Bills on first reading:

Senate Bill No. 379, by Mr. Johnston, "An Act providing for the establishment of a State Reformatory and declaring an emergency."

Senate Bill No. 380, by Mr. Wynne, "An Act appropriating the sum of two hundred thousand dollars for the construction of a suitable building or buildings for the use of the State University at Norman and authorizing and directing the Public Land Commissioners to turn over said sum of money to the Board of Regents."

Senate Bill No. 381, by Mr. Billups, "An Act relating to the trial of misdemeanor cases and providing for the payment of costs thereof."

Committee Substitute Bill No. 382, by Judiciary Committee No. 2, "An Act amendatory to Section 2, Article 10, Chapter 70 of the Statutes of Oklahoma, 1893."

Senate Bill No. 383, by Mr. Stewart, "A proposed proviso to Section 12, Article 11 of the school lands."

Senate Bill No. 384, by Mr. Goulding, "An Act providing for the location of a permanent Capitol of the State of Oklahoma,"

House Bill No. 563, by G. D. Hudson, "An Act relating to fees for the incorporation and increase of capital stock by companies and corporations in this State, and declaring an emergency."

House Concurrent Resolution No. 23, by Mr. Cope, "Memorializing Congress to donate Fort Reno for a State Capitol site."

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

A communication from Mr. Hanraty which was read during the morning session and all remarks pertaining to the same, was stricken from the record.

Mr. President:

Your Committee on Judiciary No. 2 recommend that Senate Bill No. 104 do pass, and be known as Committee Substitute Bill No. 382.

W. P. STEWART,

Chairman.

House Bill No. 4, by Mr. Cope, was withdrawn from the Committee on Municipal Corporations and referred to the Committee on Roads and Highways.

House Bill No. 493, by Mr. Tillotson, was read at length.

Mr. Thomas offered to amend Section 1, page 1, line 16, after "County" strike out line 16, 17, 18 and 19, up to and including the word "made" in line 20. which amendment was lost.

Said bill was considered Section by Section and passed to engrossment and third reading.

House Bill No. 493, by Mr. Tillotson, read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas! Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Johnson (15), Thomas. Total 2.

Absent and not voting: Brazell, Brownlee, Memminger, Soldani. Total 4.

The bill was passed, and signed in open session by the President Pro Tempore, Mr. Johnston.

The conference report on Senate Bill No. 40 was read, and Mr. Roddie moved to adopt the same. Mr. Echols moved, as a substitute,

that Senate Bill No. 40 be re-referred to the Committee of the Whole to amend Sections 3 and 4.

Mr. Roddie made the point of order that the Senate cannot refer a bill back to the Committee of the Whole, being a conference report, and the only question is to reject or adopt same.

The President ruled that the motion to refer to the Committee of the Whole was in order.

The question being on the adoption of Mr. Echols' motion, the roll was called, and resulted:

Yeas: Agee, Brownlee, Conn, Curd, Cunningham, Davis, Echols, Graham, Goulding, Johnston, Johnson (15), Landrum, Moore, Redwine, Stafford, Stanford, Stewart, Updegraff, Williams, Yeager. Total 20.

Nays: Billups, Blair, Brook, Cordell, Eggerman, Franklin, Hatchett, Holman, Johnson (14), Keys, Little, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Wynne. Total 22.

Absent and not voting: Brazell, Soldani. Total 2.

The motion was lost.

The question being on the adoption of the Committee report, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Wynne. Total 31.

Nays: Curd, Cunningham, Davis, Echols, Graham, Goulding, Redwine, Stanford, Updegraff, Williams, Yeager. Total 11.

Absent and not voting: Brazell, Soldani. Total 2.

The report was adopted.

Senate Bill No. 40 was read at length as amended, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne. Total 30.

Nays: Agee, Curd, Cunningham, Davis, Goulding, Johnson (15), Johnston, Redwine, Stanford, Stewart, Updegraff, Yeager. Total 12.

Absent and not voting: Brazell, Soldani. Total 2.

The Senate went into the Committee of the Whole, with Mr. Johnson (14) in the chair.

Message from the House transmitting 233, as amended, 128 as amended, No. 273 as amended, and Senate Bill No. 100, as amended,

and Senate Substitute Bill No. 216, as amended, and Senate Concurrent Resolution No. 49, without amended, which had passed the House of Representatives; also House Bill No. 566, by Mr. Hudson, and House Concurrent Resolution No. 23, and enrolled copy of House Bill No. 436.

The enrolled copy of House Bill No. 436 was read at length the fourth time, and signed in open session by the President Pro Tempore, Mr. Johnston.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Concurrent Resolution No. 21 do pass.

W. H. JOHNSON,
Chairman.

The report was adopted.

Senate Bill No. 233, as amended by the House, was referred to Legal Advisory Committee.

Senate Bill No. 100, as amended by the House, was referred to the Committee on Judiciary No. 2 to consider amendments and report back.

Senate Bill No. 216, as amended by the House, was referred to Committee on Judiciary No. 2, to consider House amendments and report.

Senate Bill No. 273, as amended by the House, was referred to the Committee on Codes, for consideration and report.

Senate Bill No. 128, as amended by the House, was referred to Committee on Public Service Corporations to consider House amendments, and report.

The Senate adjourned until 10 A. M., Wednesday, April 22, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TWENTY-EIGHTH DAY

Senate Chamber

Wednesday, April 22, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Holman, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Updegraff, Wynne, Yeager. Total 42.

Absent and excused:

Brazell, Soldani. Total 2.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Bills on first reading:

Senate Bill No. 385, by Mr. Wynne, "An Act making an appropriation to pay for the improvements of Section 36 in Township 9 N., Range 3 W., Indian Meridian, and declaring an emergency."

Senate Bill No. 386, by Mr. Graham, "An Act providing for the disqualification of Judges of the County Court, and providing for the election of Judges Pro Tempore in District and County Courts, and providing penalties."

Mr. President:

Your Legal Advisory Committee recommend that the Senate concur in House amendments to Senate Bill No. 233.

J. ELMER THOMAS,

Chairman.

The report was adopted.

The question being on the passage of Senate Bill No. 233, as amended by the House of Representatives, the roll was called and resulted:

Yeas: Agee, Billups, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Moore,

Sorrells, Strain, Stewart, Thomas, Williams, Wynne, Yeager. Total 28.
Nays: None.

Absent and not voting: Blair, Brazell, Davis, Echols, Graham, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Stafford, Stanford, Smith, Taylor, Updegraff. Total 16.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Sorrells, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brazell, Brook, Davis, Echols, Redwine, Russell, Soldani, Stafford, Stanford, Taylor, Updegraff. Total 11.

The bill, with the emergency, was passed.

Mr. President:

Your Committee on Public Health recommend that House Concurrent Resolution No. 13 do pass.

GEORGE O. JOHNSON,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 327, by Mr. Franklin, do pass, as amended; that Senate Bill No. 337, by Mr Hatchett, do pass; that House Bill No. 425, do pass; that Senate Bill No. 325, by Mr. Billups, do pass, as amended.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Revision, Compilation, Style and Arrangement report Senate Bill No. 180, by Mr. Keys, corrected and revised.

A. G. UPDEGRAFF,
Chairman.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 379, by Mr. Johnston, to Penal Institutions.

Senate Bill No. 380, by Mr. Wynne, to Appropriations.

Senate Bill No. 381, by Mr. Billups, to County Affairs.

Senate Bill No. 382, by Judiciary Committee No. 2, to Judiciary Committee No. 1.

Senate Bill No. 383, by Mr. Stewart, to School Organization.

Senate Bill No. 384, by Mr. Goulding, to Public Buildings.

House Bill No. 566, by Mr. Hudson, to State Affairs.

House Concurrent Resolution No. 23, by Mr. Cope and Mr. Johnson (14), to Roads and Highways.

Senate Bill No. 180 was read at length the third time, and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Roddie, Russell, Strain, Smith, Taylor, Williams, Wynne, Yeager. Total 29.

Nays: Conn, Curd, Cunningham, Sorrells, Thomas. Total 5.

Absent and not voting: Brazell, Davis, Graham, Memminger, Redwine, Soldani, Stafford, Stanford, Stewart, Updegraff. Total 10.

The bill was passed, and signed in open session by the President Pro Tempore, Mr. Johnston.

House Concurrent Resolution No. 21 was read the third time and the question being upon the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Russell, Sorrells, Strain, Stewart, Taylor, Thomas, Williams, Yeager. Total 31.

Nays: None.

Absent and not voting: Billups, Brazell, Brook, Davis, Graham, Redwine, Roddie, Soldani, Stafford, Stanford, Smith, Updegraff, Wynne. Total 13.

The resolution was passed, and signed by the President Pro Tempore, Mr. Johnston.

The Senate went into the Committee of the Whole, with Mr. Johnson (14) in the chair.

The Committee of the Whole arose and reported progress on House Bill No. 353.

Message from the House transmitting Senate Bill No. 79, which had been signed by the Speaker; also House Bill No. 493, transmitted for the signature of the President; also enrolled Senate Bill No. 74, signed by the Speaker.

Enrolled House Bill No. 493 was read the fourth time at length and signed in open session by the President Pro Tempore, Mr. Johnston.

The Senate agreed to a conference on Senate Bill No. 8 and House Bill No. 189, and the Committee Substitute therefor, and the President

appointed Mr. Franklin, Mr. Smith and Mr. Cordell conferees on the part of the Senate.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Message from the House transmitting House Bills Nos. 426, 480, 369, 427, 126, 616, 618 and 591, which had passed the House of Representatives; also Senate Bill No. 40, with the conference report thereon, which had been adopted by the House of Representatives.

House Bills on first reading:

House Bill No. 126, by Mr. Martin, "An Act to prohibit overcharge by railroad and express agents."

House Bill No. 369, by Mr. Wortman, "An Act to compel owners of domestic animals to bury the carcass thereof, and prescribing penalty."

House Bill No. 426, by Mr. Durant, "An Act to regulate the practice of veterinary surgery and dentistry in the State of Oklahoma, and prescribing penalties."

House Bill No. 427, by Mr. Japp, "An Act empowering the Governor to grant pardons and paroles, creating a Board of Pardons and Paroles, and defining their duties."

House Bill No. 480, by Mr. Ezzard, "An Act to extend the jurisdiction of the Corporation Commission over all matters of physical connection."

House Bill No. 591, by Mr. Whitehurst, "An Act making an appropriation for the State Auditor to furnish the County Clerks of the various Counties a list of all taxable lands within their Counties."

House Bill No. 616, by Mr. Whitehurst, "An Act to create the office and employes, Clerks and Stenographers for the Corporation Commission, and to fix compensation."

House Bill No. 618, by Mr. Whitehurst, "An Act making an appropriation to pay the salaries of the officers and employes of the Senate and House of Representatives, and declaring an emergency."

The Senate went into the Committee of the Whole, with Mr. Johnston (14) in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 353 do pass, as amended.

W. H. JOHNSON,

Chairman.

The report was adopted.

House Bill No. 353 was read at length the third time. Mr. Davis moved to amend Section 31, line 2, as follows: Re-insert "The Assistant Adjutant General shall receive a salary of \$1,200 per annum. The Stenographer to the Adjutant General shall receive a salary of \$900 per annum, the Storekeeper shall receive a salary of \$500 per annum, all of which salaries shall be paid monthly." The amendment was lost, by the following roll call vote:

Yeas: Billups, Conn, Cordell, Curd, Davis, Eggerman, Goulding, Johnston, Johnson (15), Redwine, Roddie, Stanford, Taylor, Updegraff, Yeager. Total 15.

Nays: Agee, Blair, Brook, Brownlee, Cunningham, Franklin, Hatchett, Holman, Johnson (14), Keys, Mathews, Landrum, Morris, Sorrells, Strain, Smith, Williams, Wynne. Total 18.

Absent and not voting: Brazell, Echols, Graham, Little, Memminger, Moore, Russell, Soldani, Stafford, Stewart, Thomas. Total 11.

Mr. Brownlee offered to amend by adding a new Section, as follows:

"United States Army Regulations as to the prohibition of the use of liquor in the canteens of the officers and members of the Militia is hereby adopted as a part of the Regulations of the State of Oklahoma."

The amendment was lost, by the following roll call vote:

Yeas: Billups, Blair, Brook, Brownlee, Curd, Cunningham, Eggerman, Franklin, Holman, Mathews, Memminger, Moore, Russell, Stanford, Smith, Updegraff, Wynne, Yeager. Total 18.

Nays: Agee, Conn, Cordell, Davis, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Redwine, Roddie, Sorrells, Strain, Taylor, Thomas, Williams. Total 19.

Absent and not voting: Brazell, Echols, Graham, Little, Soldani, Stafford, Stewart. Total 7.

The question recurred on the final passage of the bill, and the roll was called, and resulted:

Yeas: Agee, Billups, Brownlee, Cordell, Cunningham, Davis, Eggerman, Franklin, Goulding, Holman, Johnston, Johnson (15), Keys, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 28.

Nays: Blair, Conn, Curd, Hatchett, Johnson (14), Sorrells. Total 6.

Absent and not voting: Brazell, Brook, Echols, Graham, Landrum, Little, Soldani, Stafford, Stanford, Stewart. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Brownlee, Hatchett, Johnson (14), Little, Sorrells, Stanford, Updegraff. Total 7.

Absent and not voting: Brazell, Cunningham, Echols, Graham, Soldani, Stafford, Stewart. Total 7.

The bill, with the emergency, was passed, and signed by the President Pro Tempore, Mr. Johnston, in open session.

Bills on first reading:

Senate Bill No. 387, by Mr. Goulding, "An Act to establish a District Agricultural School of all secondary grades for instruction in agriculture, mechanics and economics in the Fifth Supreme Court District."

Senate Bill No. 388, by Mr. Sorrells, "An Act creating a State School of Mines and Metallurgy to teach the scientific knowledge of mining and metallurgy in the State of Oklahoma."

Senate Bill No. 389, by Mr. Roddie, "An Act providing for the prosecution of felonies and misdemeanors by information, regulating the procedure therein, and declaring an emergency."

Senate Bill No. 390, by Mr. Johnston, "An Act to provide for notice to owners of real estate prior to the issuance of tax deeds."

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 547 do pass; that Substitute Senate Bill No. 103 and Senate Bill No. 244 do pass; that Senate Bill No. 237 do pass; that House Bills Nos. 415 and 446 do pass.

A. E. AGEE,
Chairman.

The report was adopted.

House Bill No. 446 was read the third time at length, and the question being on the final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Holman, Johnston, Johnson (14), Goulding, Keys, Landrum, Little, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 29.

Nays: None.

Absent and not voting: Billups, Brazell, Eggerman, Echols, Graham, Hatchett, Johnson (15), Mathews, Memminger, Moore, Redwine, Soldani, Stafford, Smith, Stewart. Total 15.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Taylor, Thomas, Williams, Wynne, Yeager. Total 28.

Nays: Brownlee, Little, Stanford. Total 3.

Absent and not voting: Billups, Brazell, Echols, Graham, Hatchett, Johnson (15), Memminger, Moore, Soldani, Stafford, Smith, Stewart, Updegraff. Total 13.

The bill was passed, without the emergency.

House Bill No. 547 was read the third time at length, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Redwine, Roddie, Russell, Sorrells, Strain, Taylor, Thomas, Williams, Wynne, Yeager. Total 26.

Nays: Brownlee, Little, Stanford, Updegraff. Total 4.

Absent and not voting: Billups, Blair, Brazell, Echols, Graham, Hatchett, Johnson (15), Memminger, Morris, Moore, Soldani, Stafford, Smith, Stewart. Total 14.

The bill was passed.

House Concurrent Resolution No. 28 was read at length the third time, and the question being on the passage of the resolution the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Morris, Redwine, Roddie, Strain, Stanford, Taylor, Updegraff, Wynne, Yeager. Total 25.

Nays: None.

Absent and not voting: Brazell, Brownlee, Davis, Echols, Graham, Hatchett, Johnson (15), Little, Mathews, Memminger, Moore, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Thomas, Williams. Total 19.

The resolution was passed.

House Bill No. 415 was read the third time at length and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Holman, Johnston, Johnson (14), Landrum, Little, Morris, Redwine, Russell, Sorrells, Stanford, Strain, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 28.

Nays: None.

Absent and not voting: Brazell, Brownlee, Davis, Echols, Graham, Hatchett, Johnson (15), Keys, Mathews, Memminger, Moore, Roddie, Soldani, Stafford, Smith, Stewart. Total 16.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Brownlee, Stanford. Total 2.

Absent and not voting: Brazell, Davis, Echols, Graham, Johnson (15), Mathews, Soldani, Smith, Stewart, Stafford, Taylor. Total 11.

The bill with the emergency, was passed.

Mr. President:

Your Committee on Agriculture recommend that Senate Bill No. 385 do pass, as amended.

H. S. BLAIR,
Chairman.

The report was adopted.

Mr. President:

Your Committee on School Lands recommend that House Bill No. 16, by Mr. Jones, do pass, as amended in the Committee.

H. S. JOHNSTON,
Chairman.

The report was adopted.

Senate Bill No. 244 was read at length the third time and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Cunningham, Eggerman, Franklin, Goulding, Holman, Johnston, Johnson (14), Keys, Ladrum, Little, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Thomas, Updegraff, Williams, Wynne, Yeager. Total 29.

Nays: Curd. Total 1.

Absent and not voting: Brazell, Davis, Echols, Graham, Hatchett, Johnson (14), Mathews, Memminger, Moore, Soldani, Stafford, Smith, Stewart, Taylor. Total 14.

The bill was passed.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 49 correctly engrossed.

Senate Concurrent Resolution No. 49 was signed by the President Pro Tempore, Mr. Johnston.

Senate Bill No. 103 was read at length the third time, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Goulding, Holman, Johnston, Keys, Little, Morris, Redwine, Russell, Sorrells, Strain, Stanford, Thomas, Updegraff, Williams, Wynne, Yeager. Total 27.

Nays: None.

Absent and not voting: Brazell, Echols, Davis, Graham, Hatchett, Johnson (14), Johnson (15), Landrum, Mathews, Memminger, Moore, Roddie, Soldani, Stafford, Smith, Stewart, Taylor. Total 17.

The bill was passed.

The Senate adjourned until 10 A. M., Thursday, April 23, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED TWENTY-NINTH DAY

Senate Chamber

Thursday, April 23, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Stanford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brazell, Moore, Soldani. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved:

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 385, by Mr. Wynne, to Appropriations.

Senate Bill No. 386, by Mr. Graham, to Judiciary No. 1.

Senate Bill No. 387, by Mr. Goulding, to Education.

Senate Bill No. 388, by Mr. Sorrells, to Mines and Manufacturing.

Senate Bill No. 389, by Mr. Roddie, to Judiciary No. 2.

Senate Bill No. 390, by Mr. Johnston, to Legal Advisory.

House Bill No. 126, by Mr. Martin, to Public Service Corporations.

House Bill No. 369, by Mr. Wortman, to County Affairs.

House Bill No. 426, by Mr. Durant, to Agriculture.

House Bill No. 427, by Mr. Japp, to Judiciary No. 1.

House Bill No. 480, by Mr. Ezzard, to Legal Advisory.

House Bill No. 591, by Mr. Whitehurst, to Appropriations.

House Bill No. 616, by Mr. Whitehurst, to County Affairs.

House Bill No. 618, by Mr. Whitehurst, to Legal Advisory.

On motion by Mr. Brook, the Senate refused to concur in the House amendments to Senate Bill No. 15.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 181

do pass; Senate Bill No. 357 be referred to a Special Committee; Senate Bill No. 331 do pass, as amended; Senate Concurrent Resolution No. 45 do pass.

A. E. AGEE,
Chairman.

The report was adopted.

Message from the House transmitting House Concurrent Resolution No. 21 enrolled for the signature of the President, and the same was signed by the President Pro Tempore, Mr. Johnston, in open session.

The President signed House Bills Nos. 353, 547 and 446 in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Bills. Nos. 103, 237 and 244 correctly engrossed.

Mr. President:

Your Committee on Agriculture, Quarantine and Animal Industry recommend that Senate Bill No. 156 do pass.

H. S. BLAIR,
Chairman.

The report was adopted.

Mr. President:

Your Legal Advisory Committee recommend that Senate Bill No. 310 do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 391, by Mr. Stanford, "An Act to establish a District Agricultural School of secondary grade for instruction in agriculture, mechanics and economics in the Third Supreme Court District."

Senate Bill No. 392, by Mr. Davis, "An Act to regulate appeals in the matter of the appointment or refusal to appoint receivers."

Mr. President:

Your Committee on Insurance recommend that Senate Bill No. 265 do pass.

P. J. GOULDING,
Chairman.

The report was adopted.

Mr. President:

Your Committee on State Affairs recommend that House Bill No. 588 do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

Senate Bill No. 387 was withdrawn from the Committee on Education and referred to the Committee on Public Buildings.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

The President signed Senate Bills Nos. 103 and 244.

Message from the House transmitting Senate Concurrent Resolution No. 35, as passed by the House and enrolled; Senate Concurrent Resolution No. 49, signed by the Speaker.

House Bill No. 218 was referred to a Special Committee consisting of Mr. Mathews, Mr. Brownlee and Mr. Holman.

On motion by Mr. Yeager, the vote by which Senate Bill No. 251 was passed was reconsidered. Mr. Yeager moved to amend by striking out "twenty years" and inserting "life," which amendment prevailed by the following roll call vote:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Eggerman, Franklin, Goulding, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Russell, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Yeager. Total 27.

Nays: Brook, Davis, Graham, Holman, Roddie, Wynne. Total 6.

Absent and not voting: Brazell, Cunningham, Echols, Hatchett, Johnston, Moore, Soldani, Sorrells, Stafford, Stanford, Stewart. Total 11.

The roll was called on the final passage of the bill, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brazell, Cunningham, Echols, Hatchett, Johnston, Moore, Soldani, Sorrells, Stafford, Stanford, Stewart. Total 11.

The bill was passed, and signed by the President.

Mr. President:

Your Committee on Insurance recommend that Senate Bill No. 329 do pass, as amended.

P. J. GOULDING,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Judiciary No. 1 recommend that House Bill No. 397 do pass, as amended.

J. C. GRAHAM,
Chairman.

The report was adopted.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed House Concurrent Resolution No. 21, "Memorializing the National Congress to enact legislation that will restore the rivers tributary to the Mississippi and the Arkansas rivers to navigable streams.

C. N. HASKELL,
The Governor.

House Bill No. 588 read at length.

Message from the House transmitting House Bills No. 610, No. 489, No. 531, No. 434, No. 33, No. 439, No. 560, No. 561 and No. 438, which had passed the House.

House Bills on first reading:

House Bill No. 610, by Mr. Skeen, "An Act to provide for the division of Johnson County into two County Court Districts and designating Court Towns, terms of Court and class of cases to be tried in each District."

House Bill No. 489, by Mr. Hendrickson, "An Act providing for holding terms of the County Court of Pittsburg County at the Town of Quinton."

House Bill No. 531, by Mr. London, "An Act to provide for the division of Jefferson County into two County Court Districts and designating Court Towns, terms of Court and classes of cases to be tried in each District."

House Bill No. 33, by Mr. Crouch, "An Act providing for the holding of County Court in the Town of Porum in Muskogee County."

House Bill No. 434, by Mr. Rainey, "An Act providing for the division of Atoka County into two County Court Districts and designating Towns and terms of Court."

House Bill No. 439, by Mr. Harris (Hughes), "An Act authorizing the County Judge to hold Court at Guertie in Hughes County."

House Bill No. 438, by Mr. Pendegraff, "An Act providing for holding terms of the County Court in the Town of Hollis in Greer County."

House Bill No. 560, by Mr. Tandy and Mr. Ezzard, "An Act to provide for the holding of sessions of the County Court in Rogers County at Chelsea."

House Bill No. 561, by Mr. Tandy and Mr. Ezzard, "An Act to provide for the holding of sessions of the County Court in Rogers County at Collinsville."

Message from the House transmitting Committee Substitute Bill No. 204, as passed by the House of Representatives; also informing the Senate that the House does not agree to the Senate amendments to House Bill No. 353, and asking a conference thereon, and that the Speaker had appointed Mr. Skeen, Mr. Ellis and Mr. Murdock House conferees; also that the House agrees to a conference on Senate Bill No. 15, and the Speaker had appointed Mr. Rainey, Mr. Lindsay and Mr. King House conferees; also that the House agrees to a conference on Senate Bill No. 109, and the Speaker had appointed Mr. Durant, Mr. Faulkner and Mr. Harris House conferees.

The Senate agreed to a conference on House Bill No. 353, and the President appointed Mr. Davis, Mr. Williams and Mr. Billups Senate conferees.

House Bill No. 204, by the Educational Committee, "An Act relating to the consolidation of School Districts," was read the first time.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 342 do pass; Senate Bills Nos. 253 and 341 do pass, as amended; Senate Bills Nos. 254 and 252 do pass; that Senate Concurrent Resolution No. 43 be stricken from the Calendar.

J. S. MORRIS,
Chairman.

The report was adopted.

House Bill No. 588 was read at length the third time. Mr. Redwine moved to amend by striking out "Stenographer for the State Printer at '\$900,'" and insert "Assistant State Printer at \$1,500," which prevailed.

Mr. Memminger moved to amend by adding: "Private Secretary to the Lieutenant Governor," which amendment prevailed.

Message from the House transmitting enrolled House Bills. Nos. 415 and 547, and House Concurrent Resolution No. 28, for the signature of the President.

House Bill No. 415 was read the fourth time, and signed by the President.

House Bill No. 547 was read the fourth time and signed by the President.

The President signed House Concurrent Resolution No. 28.

Call of the Senate.

Senate Bill No. 237 was read at length the third time, and the question being on the final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Agee, Brazell, Echols, Hatchett, Moore, Soldani, Sorrells, Updegraff, Johnston, Stewart. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Brownlee, Stanford. Total 2.

Absent and not voting: Agee, Brazell, Echols, Hatchett, Johnston, Moore, Soldani, Sorrells, Updegraff, Stewart. Total 10.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 231 was signed in open session.

Senate Bill No. 341 was read the third time at length and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Agee, Brazell, Echols, Hatchett, Johnston, Moore, Soldani, Sorrells, Stewart, Updegraff. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Brownlee, Stanford. Total 2.

Absent and not voting: Agee, Brazell, Echols, Hatchett, Johnston, Moore, Soldani, Sorrells, Stewart, Updegraff. Total 10.

The bill with the emergency, was passed.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 35 and Senate Bills Nos. 181 and 331 correctly enrolled.

Mr. President:

Your Committee on Roads and Highways recommend that House Concurrent Resolution No. 23 do pass, as amended.

CAMPBELL RUSSELL,
Chairman.

The report was adopted.

Senate Bill No. 331 was read at length the third time, and the question being on the final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Holman, Johnson (14) Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: None.

Excused: Graham. Total 1.

Absent and not voting: Agee, Brazell, Echols, Hatchett, Johnston, Moore, Soldani, Sorrells. Stewart, Updegraff. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Brownlee, Stanford. Total 2.

Excused: Graham. Total 1.

Absent and not voting: Brazell, Conn, Echols, Hatchett, Moore, Johnston, Soldani, Sorrells, Stewart, Updegraff. Total 10.

The bill, with the emergency, was passed, and signed by the President.

The question recurred on the final passage of House Bill No. 588, and the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Taylor, Thomas, Williams, Wynne. Total 30.

Nays: Brownlee, Mathews. Stanford, Smith, Yeager. Total 5.

Absent and not voting: Brazell, Echols, Hatchett, Johnston, Moore, Soldani, Sorrells. Stewart, Updegraff. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine,

Roddie, Russell, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne. Total 30.

Nays: Brownlee, Little, Mathews, Stanford, Yeager. Total 5.

Absent and not voting: Brazell, Echols, Hatchett, Johnston, Moore, Soldani, Sorrells, Stewart, Updegraff. Total 9.

The bill was passed, with the emergency, and signed by the President in open session.

The Senate adjourned until 10 A. M. Friday, April 24, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTIETH DAY

Senate Chamber

Friday, April 24th, 1908.

The Senate convened at 10 A. M., pursuant to adjournment with President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Meinminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Brazell, Echois, Moore, Soldani, Sorrells. Total 5.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 391, by Mr. Stanford, to Public Buildings.

Senate Bill No. 392, by Mr. Davis, to Judiciary No. 1.

House Bill No. 33, by Mr. Crouch, to Legal Advisory.

House Bill No. 434, to Legal Advisory.

House Bill No. 438, to Legal Advisory.

House Bill No. 439, to Legal Advisory.

House Bill No. 489, to Judiciary No. 1.

House Bill No. 531, to Legal Advisory.

House Bill No. 560, to Legal Advisory.

House Bill No. 561, to Legal Advisory.

House Bill No. 610, to Legal Advisory.

House Bill No. 204, to Schools and School Organization.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 264 and 297 and Senate Concurrent Resolution No. 45 correctly engrossed.

Senate Bill No. 264 was read the third time at length and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Keys, Lan-

drum, Little, Mathews, Morris, Redwine, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 28.

Nays: None.

Absent and not voting: Agee, Brazell, Brownlee, Conn, Echols, Johnston, Johnson (14), Johnson (15), Memminger, Moore, Roddie, Russell, Soldani, Stafford, Updegraff. Total 16.

The bill was passed and signed by the President, Mr. Bellamy.

Mr. Echols and Mr. Holman excused until Monday.

Senate Bill No. 297 was read the third time at length, and the question being on the final passage, the roll was called and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Eggerman, Franklin, Graham, Goulding, Keys, Landrum, Little, Morris, Redwine, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: Davis, Johnston, Johnson (14), Mathews, Russell, Updegraff. Total 6.

Absent and not voting: Brazell, Cunningham, Echols, Hatchett, Holman, Johnson (15), Memminger, Moore, Roddie, Soldani, Sorrells. Total 11.

The bill was passed and signed by the President in open session.

Senate Concurrent Resolution No. 45 was read and passed by the unanimous vote of the Senate, and the President signed same in open session.

Senate Bill No. 181 was read the third time at length and the question being on its final passage the roll was called and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brazell, Brownlee, Echols, Graham, Hatchett, Holman, Johnson (15), Little, Moore, Soldani, Sorrells. Total 11.

The roll was called on the emergency and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Johnston, Keys, Landrum, Little, Mathews, Morris, Memminger, Redwine, Roddie, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Johnson (14), Russell, Stanford, Updegraff. Total 4.

Absent and not voting: Brazell, Brownlee, Echols, Graham, Hatchett, Holman, Johnson (15), Moore, Soldani, Sorrells. Total 10.

The bill with the emergency was passed and signed by the President.

Mr. President:

We, your Judiciary Committee No. 2, recommend that the Senate concur in the House amendments to Senate Bill No. 100.

W. P. STEWART,

Chairman.

The report was adopted.

The question being shall Senate Bill No. 100 pass as amended, the roll was called and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Johnson (14), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Absent and not voting: Brazell, Brook, Cunningham, Echols, Graham, Hatchett, Holman, Johnston, Johnson (15), Memminger, Moore, Russell, Soldani, Sorrells. Total 14.

The bill was passed and ordered enrolled.

Mr. Brook presented petition from McIntosh in favor of Usury Bill, Bills on first reading:

Senate Bill No. 393, by Mr. Brook, "An Act providing for the sale of unclaimed goods, wares and merchandise by warehousemen, storage men and commission merchants and common carriers and creating a lien thereon for charges."

Senate Bill No. 394, by Mr. Brook, by request, "An Act to regulate the practice of dentistry in the State of Oklahoma."

Senate Bill No. 395, by Mr. Stafford, "An Act authorizing the Board of Regents in Normal Schools to construct and equip additional buildings at the Central State Normal School at Edmond."

Senate Bill No. 396, by Mr. Stanford, "An Act to authorize the Chief Justice of the Supreme Court to designate additional Court Towns in the State of Oklahoma."

Senate Resolution No. 33, by Mr. Stanford, "A Resolution relating to lobbying."

Mr. President:

Your Committee on Codes recommend that the Senate do not agree to the House amendments to Senate Bill No. 273, and request the House to recede therefrom.

D. M. SMITH,

Chairman.

The report was adopted.

Mr. President:

Your Committee on County and County Affairs recommend that Senate Bills Nos. 369 and 381 do pass.

TOM MOORE,

Chairman.

The report was adopted.

On motion by Mr. Stafford Senate Bills Nos. 267 and 312 were stricken from the Calendar.

The Senate went into the Committee of the Whole, with Mr. Stanford in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 425 do pass, as amended.

H. E. P. STANFORD,
Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 397, by Mr. Stafford, "An Act creating the office of County Coroner and providing his fees, compensation and authority."

Senate Bill No. 398, by Mr. Agee, "An Act to provide for the payment of fees in criminal cases."

Senate Bill No. 399, by Mr. Russell, "An Act to repeal Article 4, Chapter 31, Session Laws of 1903."

Senate Bill No. 400, by Mr. Russell, "An Act to amend Section 3, Article 1, Session Laws, Territory of Oklahoma, same being an Act to authorize the establishment and maintenance of County High Schools."

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 252, 253 and 341 correctly engrossed.

Mr. President:

Your Committee on Roads and Highways recommend that House Bill No. 4 do pass.

CAMPBELL RUSSELL,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Appropriations recommend that Senate Bill No. 353, by Mr. Billups, do pass.

R. E. STAFFORD,
Chairman.

The report was adopted.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Concurrent Resolution No. 49, the same being "A Resolution providing for a Joint Committee to investigate the Torrens land system and report to the next Legislature;" House Bill No. 493, the same being "An Act to provide for the creation of new Counties, election of officers therefor, the altering or changing of County

lines; the equitable division of assets and liabilities and the original location of County seats in such Counties."

C. N. HASKELL,
The Governor.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Senate Bill No. 341 was signed in open session by the President.

House Concurrent Resolution No. 3 was read the third time at length and amended by striking out all reference to Old Mexico, and was adopted by a unanimous vote of the Senate.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 40 and 233 correctly enrolled.

Senate Bill No. 40 was read the fourth time at length and signed by the President in open session.

Senate Bill No. 233 was read the fourth time at length and signed by the President in open session.

House Bill No. 425 was read the third time at length. Mr. Stanford moved to amend page 1, Section 1, in line 2, after "may" insert a comma and add "and shall, upon the request of the defendant," which amendment prevailed.

Mr. Yeager moved to amend Section 2, line 8, strike out after "verdict" "or assess the punishment as authorized by law," which amendment prevailed.

The question being on the final passage of the bill, as amended, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Johnston, Johnson (14), Keys, Redwine, Roddie, Stanford, Smith, Taylor, Updegraff, Williams, Wynne, Yeager. Total 22.

Nays: Agee, Conn, Goulding, Landrum, Little, Mathews, Memminger, Morris, Russell, Stafford, Strain, Stewart, Thomas. Total 13.

Absent and not voting: Brazell, Davis, Echols, Holman, Hatchett, Johnson, Soldani, Moore, Sorrells. Total 9.

The bill was lost.

Message from the House transmitting Senate Bill No. 32, which had passed the House of Representatives; also Senate Bill No. 273, the House of Representatives receding from its amendment striking out Section 9, and adheres to its amendments to the emergency Section; also that the House does not agree to the Senate amendments to House Bill No. 588, and requesting a conference. The Speaker has appointed Messrs. Whitehurst, Faulkner and Murdock.

The Senate agreed to a conference on House Bill No. 588, and the President appointed Mr. Thomas, Mr. Memminger and Mr. Stafford conferees.

On motion by Mr. Johnston, the Senate concurred in the House amendments to Senate Bill No. 273. The bill was read the third time, as amended, and passed by the following roll call vote:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Little. Total 1.

Absent and not voting: Brazell, Davis, Echols, Hatchett, Holman, Johnson (14), Moore, Soldani, Sorrells. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Little.

Absent and not voting: Brazell, Davis, Hatchett, Echols, Holman, Johnson (15), Moore, Soldani, Sorrells. Total 9.

The bill, with the emergency, was passed.

Senate Bill No. 253 was read the third time at length and the question being on the final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Cunningham: Total 1.

Absent and not voting: Brazell, Davis, Echols, Franklin, Hatchett, Holman, Johnson (15), Moore, Redwine, Soldani, Sorrells, Thomas. Total 12.

The bill was passed, and signed by the President.

Senate Bill No. 252 was read at length the third time, and the question being on the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Brazell, Echols, Hatchett, Holman, Johnson (15), Moore, Redwine, Soldani, Sorrells. Total 9.

The bill was passed, and signed by the President in open session; also Senate Concurrent Resolution No. 35.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 345 correctly engrossed.

Senate Bill No. 342 was read at length the third time, and the question being on the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Brazell, Echols, Hatchett, Holman, Johnson (15), Moore, Soldani, Sorrells. Total 8.

The bill was passed, and signed by the President.

Message from the House transmitting Senate Bills Nos. 40 and 233, Senate Concurrent Resolution No. 35, enrolled and signed by the Speaker.

The Senate went into the Committee of the Whole, with Mr. Conn in the chair:

The Committee of the Whole arose and reported progress on House Bill No. 397.

Mr. President:

Your Committee on School Lands recommend that Senate Bill No. 338, by Mr. Agee, do pass, as amended. As amendments thereto, Sections 25, 27, 28, 29, 30 and 31 of Senate Bill No. 271, by Mr. Johnston, are embodied.

HENRY S. JOHNSTON,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Penal Institutions recommend that Senate Bill No. 379, by Mr. Johnston, do pass, as amended.

W. H. JOHNSON,
Chairman.

The report was adopted.

Mr. President:

Your Legal Advisory Committee have considered House Bill No. 331 and Senate Bill No. 154 and report that we have merged the best

features of the two bills into one, to be known as House Bill No. 331, by Williams of the House and Franklin-Wynne-Little of the Senate.

The Senate has never reported a substitute for a House Bill, and we recommend that said bill be treated as an amended House Bill, and that it do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Bill No. 79, the same being "An Act relating to the employes of corporations and contractors and prescribing the duties of the employer at the termination of the services, requiring a letter of discharge and providing penalties for violation thereof;" House Bill No. 415, the same being "An Act authorizing the transfer of seals, records and other papers and documents to the Oklahoma Historical Society in certain cases, and declaring an emergency;" House Concurrent Resolution No. 28, relating to the Oklahoma Historical Society.

C. N. HASKELL,
The Governor.

Senate Bill No. 401, by Mr. Stafford, "An Act to punish fraudulent giving of checks or drafts upon any bank or banks," was read the first time.

The Senate adjourned until 10 A. M., Saturday, April 25, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-FIRST DAY

Senate Chamber

Saturday, April 25, 1908.

The Senate convened at 10 A. M., with the President, Mr. Bellamy, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Curd, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Wynne, Williams, Yeager. Total 36.

Absent and excused:

Brazell, Echols, Holman, Moore, Soldani, Sorrells, Updegraff, Johnson (15). Total 8.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 393, by Mr. Brook, to Judiciary No. 1.

Senate Bill No. 394, by Mr. Brook, to Public Health.

Senate Bill No. 395, by Mr. Stewart, to Appropriations.

Senate Bill No. 396, by Mr. Stanford, to Judiciary No. 1.

Senate Bill No. 397, by Mr. Stafford, to County Affairs.

Senate Bill No. 398, by Mr. Agee, to Fees and Salaries.

Senate Bill No. 399, by Mr. Russell, to Education.

Senate Bill No. 400, by Mr. Russell, to Education.

Senate Bill No. 401, by Mr. Stafford, to Banks and Banking.

Senate Resolution No. 33 was referred to Committee on Rules.

Bills on first reading:

Senate Bill No. 402, by Mr. Memminger and Mr. Hatchett, "An Act prescribing the manner by which commercial ratings may be obtained, prescribing a penalty for violation thereof."

Senate Bill No. 403, by Mr. Cordell, "An Act to amend Sections 6 and 7 of Article 2, Sections 19, 20, 21 and 28 of Article 3, Section 1 of Article 7, Sections 13 and 20 of Article 8, Section 20 of Article 11, Sections 33 and 34 of Article 14, and to repeal Section 17 of Article 3, Chapter 18, of the Statutes of Oklahoma, 1903, entitled 'Probate Court' "

Senate Bill No. 404, by Special Joint Committee of the Senate and House, "An Act making an appropriation for the Colored Agricultural and Normal University at Langston, Oklahoma."

Senate Bill No. 405, by Mr. Agee, "An Act to prohibit pool selling and betting upon the results of any trials of speed of any animal or beast taking place within or without this State."

Petition by Mr. Wynne against the Roddie Insurance Bill; by Mr. Russell in favor of the Usury Bill; by Mr. Stafford against the Usury Bill.

Senate Bill No. 199 was withdrawn from the Committee on Education and referred to Judiciary No. 1.

Mr. President:

Your Judiciary Committee No. 2 recommend that the Senate concur in the House amendments to Senate Bill No. 216.

W. P. STEWART,

Chairman.

Mr. Mathews moved that the Senate do not concur in the House amendments to Senate Bill No. 216, and request a conference. The motion prevailed, and the President appointed Mr. Little, Mr. Stewart and Mr. Mathews conferees.

Senate Bill No. 32 was read the fourth time, and signed in open session by the President.

On motion by Mr. Russell, House Bill No. 397 was referred to a Special Committee of five to consider and report thereon, and the President appointed Mr. Russell, Mr. Stafford, Mr. Thomas, Mr. Little and Mr. Taylor on said Committee, which was instructed to report on Tuesday, April 23, at 10 A. M.

Message from the House transmitting Senate Bill No. 4, which had passed the House of Representatives, as amended.

The Senate went into the Committee of the Whole, with Mr. Billups in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills Nos. 269 and 397 be referred to a Special Committee; we report progress on House Bill No. 218, and ask leave to sit again.

R. A. BILLUPS,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Banks and Banking recommend that Senate Bill No. 374, by Mr. Roddie, do pass, without amendment.

R. M. RODDIE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Education recommend that House Committee Substitute for House Bills Nos. 21, 74 and 365 do pass.

R. P. WYNNE,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 100 correctly enrolled.

Senate Bill No. 100 was read at length the fourth time, and signed by the President in open session.

Senate Bill No. 396 was withdrawn from Judiciary Committee No. 1 and referred to Legal Advisory Committee.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

The Senate went into the Committee of the Whole, with Mr. Franklin in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 218 do pass, as amended; that House Concurrent Resolution No. 23 be re-committed to the Committee on Federal Relations; report progress on House Bill No. 16, and ask leave to sit again.

W. M. FRANKLIN,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Legal Advisory recommend that House Bill No. 618 do pass, without amendment.

J. ELMER THOMAS,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 273 correctly enrolled.

Senate Bill No. 273 was read the fourth time, and signed by the President in open session.

Mr. President:

Your Committee on Pharmacy, Drugs and Pure Foods recommend that Senate Bill No. 368, by Mr. Conn, do pass.

A. E. AGEE,

Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 2 recommend that House Bill No. 323 do pass, as amended.

W. P. STEWART,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 57, by Mr. Thomas, recalling Senate Bill No. 233 from the Governor was read and adopted.

Senate Concurrent Resolution No. 58, proposing an adjournment from May 2nd to May 4th, was read and adopted.

The Senate adjourned until 10 A. M., Monday, April 27, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-SECOND DAY

Senate Chamber

Sunday, April 26, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-THIRD DAY

Senate Chamber

Monday, April 27, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the Acting President, Mr. Brook, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Absent and excused:

Brownlee, Echols, Holman, Johnson (15), Moore, Soldani, Sorrells, Stanford, Updegraff. Total 9.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Russell presented petition asking for passage of Usury Bill; Mr. Eggerman presented petition asking for passage of bill relating to locating School of Mines at Wilburton.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Concurrent Resolution No. 35, the same being a resolution looking towards the selection of a location for the State Capitol.

THE GOVERNOR,

C. N. HASKELL.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 402, by Mr. Memminger and Mr. Hatchett, to Judiciary No. 2.

Senate Bill No. 403, by Mr. Cordell, to Codes.

Senate Bill No. 404, by Special Committee, to Appropriations.

Senate Bill No. 405, by Mr. Agee, to Judiciary No. 2.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 333, by Mr. Brook and Mr. Cunningham, do pass, as amended.

J. C. GRAHAM,

Chairman.

The report was adopted.

On motion by Mr. Stewart, the House was requested to recede from its amendments to Senate Bill No. 216.

Mr. President:

Your Committee on Public Service Corporations recommend that the Senate do not agree to the House amendments to Senate Bill No. 128, and request the House to recede therefrom.

W. N. REDWINE,

Chairman.

The report was adopted.

Senate Bill No. 4 was returned to the House for proper insertion of the House amendments.

Bills on first reading:

Senate Bill No. 406, by Mr. Billups, "An Act establishing eight hours as a legal day's work on State work."

The Senate went into the Committee of the Whole, with Mr. Redwine in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 269, do pass, as amended.

W. N. REDWINE,

Chairman.

The report was adopted.

Senate Bill No. 269 was read at length the third time. Mr. Roddie moved to strike out the following: "One copy to each Member of the First Legislature." The motion was lost by the following roll call vote:

Yeas: Brazell, Brook, Conn, Cordell, Curd, Davis, Franklin, Graham, Hatchett, Johnston, Johnson (14), Redwine, Roddie, Russell, Stewart. Total 15.

Nays: Agee, Billups, Blair, Cunningham, Eggerman, Goulding, Keys, Landrum, Mathews, Memminger, Morris, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 19.

Absent and not voting: Ten.

The question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Stafford, Strain, Smith, Stewart, Taylor, Williams, Wynne, Yeager. Total 30.

Nays: Graham, Hatchett, Russell, Thomas. Total 4.

Absent and not voting: Brownlee, Echols, Holman, Johnson (15), Little, Moore, Soldani, Sorrells, Stanford, Updegraff. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Johnston, Johnson (15), Keys, Landrum, Mathews, Menninger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Graham, Hatchett. Total 2.

Absent and not voting: Brownlee, Echols, Holman, Johnson (15), Little, Moore, Soldani, Sorrells, Stafford, Updegraff. Total 10.

The bill was passed, with the emergency, and signed by the President in open session.

Senate Bill No. 407, by Mr. Brook, "An Act to provide for the establishment and maintenance of the State Fair," was read the first time.

Mr. President:

Your Committee on Codes to whom was referred Committee Substitute for Senate Bill No. 8, by Mr. Franklin, Mr. Smith and Mr. Cordell, and House Bill No. 189, by Mr. Durant, recommend that said Substitute Bill, to be known as Senate Bill No. 8, by Franklin-Smith-Cordell of the Senate, and Durant of the House, do pass.

D. M. SMITH,

Chairman.

The report was adopted.

Mr. President:

Your Conference Committee, to whom was referred Senate Bill No. 8, by Franklin-Smith-Cordell of the Senate, and House Bill No. 189, by Mr. Durant of the House, recommend that said Substitute Bill be known as Senate Bill No. 8, by Franklin-Smith-Cordell of the Senate and Mr. Durant of the House, do pass.

WM. M. FRANKLIN,

S. A. CORDELL,

D. M. SMITH,

Senate Conferees.

W. A. DURANT,

J. V. FAULKNER,

LEO HARRIS,

House Conferees.

The report was adopted.

Mr. President:

Your Special Committee to whom was referred House Bill No. 515,

report a substitute therefor and recommend that the same do pass, said substitute being attached hereto.

R. E. STAFFORD,
FRANK MATHEWS,
L. K. TAYLOR,
H. S. BLAIR,
CAMPBELL RUSSELL,

Committee.

The report was adopted.

House Bill No. 515 was made a special order for 1:30 P. M. this day.
The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

The President signed Senate Concurrent Resolutions Nos. 57 and 58.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed House Bill No. 436, the same being "An Act requiring the owners of cotton gins to brand and number each bale of cotton ginned by them."

C. N. HASKELL,
The Governor.

Message from the House transmitting Senate Bill No. 4 with the House amendments attached thereto.

The Senate went into the Committee of the Whole, with Mr. Little in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 515 do pass, as amended; that Senate Bills Nos. 389, 327 and 359 do pass, as amended; that Senate Bills Nos. 337 and 260 do pass; that Senate Substitute Bill No. 143 be referred to a Special Committee of five; that the Senate Bill No. 315 do not pass.

J. C. LITTLE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Agriculture, Quarantine and Animal Industry recommend that Senate Bill No. 372 do pass.

H. S. BLAIR,
Chairman.

The report was adopted.

Senate Bill No. 408, by Mr. Billups, "An Act investing in the Governor authority to commission special officers for the enforcement of prohibition" was read the first time.

On motion by Mr. Eggerman the Senate refused to concur in the House amendments to Senate Bill No. 4 and requested the House to recede therefrom.

The Senate adjourned until 10 A. M., Tuesday, April 28, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-FOURTH DAY

Senate Chamber

Tuesday, April 28, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present.

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Hatchett, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Absent and excused:

Echols, Holman, Moore, Soldani, Stanford. Total 5.

Prayer by the Chaplain.

The Journal of the previous day was read and approved:

The motion by Mr. Stafford to direct the Standing Committees to take affirmative action on all House Bills pending before them, prevailed.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 406, by Mr. Billups, to Commerce and Labor.

Senate Bill No. 407, by Mr. Brook, to Legal Advisory.

Senate Bill No. 408, by Mr. Billups, to Prohibition Enforcement.

Senate Bill No. 260 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Goulding, Hatchett, Johnston, Johnson (15), Johnson (14), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 33.

Nays: None.

Absent and not voting: Davis, Echols, Graham, Holman, Johnston Moore, Memminger, Soldani, Stafford, Stanford, Wynne. Total 11.

The bill was passed and signed by the President.

Senate Bill No. 337 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Yeager. Total 34.

Nays: None.

Absent and not voting: Echols, Holman, Johnston, Moore, Memminger, Soldani, Stafford, Stanford, Thomas, Wynne. Total 10.

The bill was passed and signed by the President.

Senate Substitute Bill No. 109 was read at length the third time and the question being on the final passage of said bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cunningham, Davis, Eggerman, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Curd. Total 1.

Absent and not voting: Cordell, Echols, Goulding, Holman, Johnston, Memminger, Moore, Soldani, Stafford, Stanford, Thomas. Total 11.

The bill was passed and signed by the President.

House Bill No. 515 was read at length the third time, and the question being on the final passage the roll was called, and resulted:

Mr. Graham moved to amend by inserting after "3,000" the words "on account," which prevailed.

Mr. Cunningham moved as a substitute to strike out "3,000" and insert therefor "5,000." The substitute was lost, and the original motion prevailed.

The vote recurred on the final passage of the bill, as amended, and the roll was called, and resulted:

Yeas: Agee, Billups, Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Graham, Goulding, Johnson (15), Keys, Landrum, Morris, Redwine, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne. Total 23.

Nays: Blair, Brazell, Brownlee, Davis, Franklin, Hatchett, Johnson (14), Little, Mathews, Memminger, Roddie, Strain, Williams, Yeager. Total 14.

Absent and not voting: Echols, Holman, Johnston, Moore, Soldani, Stafford, Stanford. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Keys, Landrum, Morris, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne, Yeager. Total 22.

Nays: Blair, Brazell, Brownlee, Davis, Hatchett, Johnson (14), Johnson (15), Little, Mathews, Memminger, Roddie, Strain, Williams. Total 13.

Absent and not voting: Brook, Echols, Holman, Johnston, Moore, Redwine, Soldani, Stafford, Stanford. Total 9.

The bill was passed, without the emergency.

Message from the House informing the Senate that the House adheres to its amendments to Senate Bill No. 216, and requests a conference thereon; also that the House adheres to its amendments to Senate Bill No. 128 and Senate Bill No. 4, and respectfully requests a conference on each of said bills; also transmitting Senate Concurrent Resolutions Nos. 57 and 58, as passed by the House of Representatives.

Senate Concurrent Resolution No. 59, by Mr. Sorrells, recalling Senate Bill No. 74 from the Governor, was read and adopted.

House Bill No. 218 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Thomas. Total 1.

Absent and not voting: Brazell, Brook, Echols, Holman, Moore, Roddie, Soldani, Stanford. Total 8.

The bill was passed and signed by the President.

Senate Bill No. 359 was read the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brook, Brownlee, Echols, Graham, Holman, Moore, Redwine, Roddie, Soldani, Stanford. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Johnson (14), Little, Stafford. Total 3.

Absent and not voting: Brook, Brownlee, Echols, Graham, Holman, Moore, Redwine, Roddie, Soldani, Stanford. Total 10.

The bill, together with the emergency, was passed, and signed by the President in open session.

The President appointed the following Conference Committee: On Senate Bill No. 216, Mr. Stewart, Mr. Mathews, Mr. Williams; on Senate Bill No. 128, Mr. Stewart, Mr. Johnson (14) and Mr. Sorrells; on Senate Bill No. 4, Mr. Eggerman, Mr. Davis and Mr. Redwine.

The President signed House Bill No. 189, Senate Bills Nos. 8 and 269.

Mr. President:

Your Committee on Mines and Manufacturing recommend that Senate Bill No. 388 do pass; that Senate Bill No. 215 do pass, as amended.

E. T. SORRELLS,
Chairman.

The report was adopted.

Mr. President:

Your Conference Committee on House Bill No. 588 report that we cannot agree, for the reason that the Senate insists upon the creation of the office of Secretary to the Lieutenant Governor, without salary, to which the House disagrees.

R. E. STAFFORD,
Chairman, Senate Committee.

J. V. FAULKNER,
Chairman, House Committee.

The report was adopted.

Senate Bill No. 409, by Mr. Stafford, "An Act creating a Board of State Purchasing Agents and declaring an emergency" was read the first time.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., with the president, Mr. Bellamy, in the chair.

Message from the House transmitting House Concurrent Resolution No. 13 for signature of the President; also enrolled Senate Bills Nos. 32, 100 and 273, which had been signed by the Speaker; also Senate Concurrent Resolution No. 59, which had passed the House of Representatives.

The President signed House Concurrent Resolution No. 13 in open session.

To the Honorable Senate:

Pursuant to Senate Concurrent Resolution No. 57, by Mr. Thomas, I have the honor to transmit herewith for your further consideration Senate Bill No. 233, same being "An Act amending Section 28 of Article 9, Chapter 17, Statutes of Oklahoma, 1893, and regulating the method of procedure in the condemnation of private property for both public and private use."

C. N. HASKELL,

The Governor.

To the Honorable Senate:

Pursuant to Senate Concurrent Resolution No. 59, by Mr. Sorrells, I have the honor to transmit herewith Senate Bill No. 74, the same being "An Act prohibiting the screening of coal before it is weighed; also creating a State Mining Board and defining their duties and making Mine Inspectors ex-Officio Scale Inspectors; also providing Weighman and Check-Weighman laws and for other purposes, and declaring an emergency."

C. N. HASKELL,

The Governor.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Bill No. 100, same being "An Act to provide certain buildings, public and private institutions and places of public assemblage and places of public resort, hotels, lodging, apartment and other public houses with fire escapes, and providing penalties for violation thereof."

C. N. HASKELL,

The Governor.

Message from the Governor:

To the Honorable Senate:

Your bill No. 40, is hereby returned without approval for the following reasons:

First: The existing anti-gambling law of the State, in my opinion, as a whole, is stronger than said Bill No 40, in that, its general provisions covering the whole field of gambling, or other games of chance, whereas Bill No. 40, by reason of naming specific games, would omit to cover games not named and new games that would be invented by reason of the exclusion of old games.

Second: If the existing law, which makes the running of a gambling house a misdemeanor, was amended so as to make it a felony, I believe you would find such amendment would meet all that you have sought to meet in Senate Bill No. 40.

Third: You have not put the emergency clause on Senate Bill No. 40, and therefore, it would not go into effect before about four

months from this date. In as much as you have put no saving clause in Senate Bill No. 40, you would not be able to prosecute or punish for offenses committed under the present law nor between now and the time that Senate Bill No. 40 would become operative. The only thing that would be necessary for an offender to do would be to delay by appeal or otherwise the final determination of his case until the expiration of four months, as a means of completely clearing himself from conviction and punishment. As a result we would, during the coming four months, witness the wildest period of gambling that was ever known to this State or the two Territories.

In view of these facts, I cannot see my way clear to approve Senate Bill No. 40, but I do suggest that you give the matter in connection with the present law further consideration. I am emphatically in favor of a strict anti-gambling law, which only suggests to me the propriety to have a law that can be enforced and that will cover the whole field of gambling and that will be operative the day of its approval. I will do everything I can to aid in such a law, but regret that Senate Bill No. 40 contains the above mentioned objectionable features.

Another additional feature as to the existing law, but which is likewise omitted in your proposed Senate Bill No. 40, is a measure that would compel the officers to enforce the laws against gambling.

C. N. HASKELL,

The Governor.

The question being shall the veto of the Governor be sustained, the roll was called and resulted as follows:

Yeas: Agee, Brook, Brownlee, Conn, Curd, Cunningham, Graham, Goulding, Johnston, Johnson (15), Keys, Landrum, Memminger, Redwine, Stafford, Stewart, Taylor, Williams, Yeager. Total 19.

Nays: Cordell, Davis, Eggerman, Franklin, Hatchett, Johnson (14), Mathews, Morris, Roddie, Russell, Strain, Smith, Blair, Wynne, Billups. Total 15.

Excused from voting: Brazell, Little. Total 2.

Absent and not voting: Echols, Holman, Moore, Soldani, Sorrells, Stanford, Thomas, Updegraff. Total 8.

The veto was sustained.

The Senate went into the Committee of the Whole, with Mr. Williams in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 16 do pass, as amended; that House Bill No. 618 do pass; and that House Bill No. 369 be referred to the Committee on Agriculture.

J. J. WILLIAMS,

The report was adopted.

Chairman.

Bills on first reading:

Senate Bill No. 410, by Mr. Johnston, "An Act requiring the several State officers to report to the bi-ennial sessions of the Legislature."

Senate Bill No. 411, by Mr. Stewart, "An Act amending Section 613, Article 24, Chapter 66, Statutes of Oklahoma, 1893."

Senate Bill No. 412, by Mr. Thomas, "An Act in relation to roads and highways."

Senate Bill No. 413, by Mr. Stafford, "An Act to amend Section 3408, Article 1, Chapter 53, Statutes of 1893."

Senate Bill No. 414, by Mr. Stafford, "An Act to empower State Normal Schools to hold examinations and grant certificates of the same force as County Normal certificates."

Mr. President:

Your Committee on Public Buildings recommend that Senate Bill No. 384, by Mr. Goulding, do pass, as amended.

M. F. EGGERMAN,

Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 8, which had passed the House of Representatives, as amended.

Senate Bill No. 233 was reconsidered, and referred to Legal Advisory Committee for further consideration.

Senate Bill No. 74 was reconsidered, and referred to the Committee on Mines and Manufacturing for further consideration.

On motion by Mr. Thomas, the Senate concurred in the House amendments to Senate Concurrent Resolution No. 57.

The Senate adjourned until 10 A. M., Wednesday, April 29, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-FIFTH DAY

Senate Chamber

Wednesday, April 29, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Eggerman, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Echols, Goulding, Soldani, Stanford. Total 4.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Message from the House requesting a further conference on House Bill No. 588; also transmitting Senate Bill No. 188 as amended and passed by the House of Representatives; also Senate Bill No. 249, as amended; Senate Bill No. 285, as amended and passed by the House; also House Bill No. 553, and House Substitute Joint Resolution No. 5; also informing the Senate that the House does not agree to the Senate amendments to House Bill No. 218, and requesting a conference.

The Senate agreed to a conference on House Bill No. 218, and the President appointed Mr. Hatchett, Mr. Mathews and Mr. Moore Senate conferees.

The Senate agreed to a further conference on House Bill No. 588, and the President appointed Mr. Redwine, Mr. Thomas and Mr. Memminger Senate conferees.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Bill No. 273, the same being "An Act designating the Counties in which civil actions may be brought, and declaring an emergency."

C. N. HASKELL,
The Governor.

The following Bills were read the second time, nad referred to Standing Committees:

Senate Bill No. 409, by Mr. Stafford, to State Affairs.

Senate Bill No. 410, by Mr. Johnston, to State Affairs.

Senate Bill No. 411, by Mr. Stewart, to Judiciary No. 2.

Senate Bill No. 412, by Mr. Thomas, to Roads and Highways.

Senate Bill No. 413, by Mr. Stafford, to Education.

Senate Bill No. 414, by Mr. Stafford, to Education.

Senate Bill No. 327 was re-committed to Judiciary Committee No. 1

House Bill No. 269 was read at length the third time, and the question being on final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Moore, Roddie, Sorrells, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Cunningham, Mathews, Russell, Stewart. Total 4.

Absent and not voting: Billups, Eggerman, Echols, Goulding, Morris, Redwine, Soldani, Stafford, Stanford, Strain. Total 10.

The bill was passed, and signed by the President.

House Bill No. 618 was read at length the third time, and the question being on the passage of said bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brock, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 32.

Nays: Brazell. Total 1.

Absent and not voting: Billups, Echols, Goulding, Hatchett, Little, Morris, Soldani, Stafford, Stanford, Strain, Wynne. Total 11.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Brazell. Total 1.

Absent and not voting: Eggerman, Echols, Goulding, Morris, Soldani, Stafford, Strain, Stanford. Total 8.

The bill, with the emergency, was passed, and signed by the President.

Bills on first reading:

Senate Bill No. 415, by Mr. Wynne, "An Act to authorize the creation of Educational Corporations."

Senate Bill No. 416, by Cunningham-Redwine-Roddie, "An Act to establish an Oklahoma State penitentiary."

Petition by Mr. Russell, asking for passage of Senate Bill No. 270; by Mr. Johnston, asking exemption of farm property from taxation, and four by Mr. Sorrells, asking that farm property be exempted from taxation, read.

The Senate agreed to a conference on Senate Bill No. 109, and the President appointed Mr. Franklin, Mr. Blair and Mr. Yeager Senate conferees.

The Senate went into the Committee of the Whole, with Mr. Russell in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 331, and ask leave to sit again.

CAMPBELL RUSSELL,
Chairman.

The report was adopted.

The President signed House Bill No. 515 in open session.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Petition by Mr. Stafford, from the people of Oklahoma City, asking that April 22 be made a legal holiday.

Rankin Williams, Mary McLean excused on account of illness.

The Senate went into the Committee of the Whole, with Mr. Billups in the chair.

Mr. President:

Your Committee of the Whole recommend that House Bill No. 331 do pass, as amended.

R. A. BILLUPS,
Chairman.

The report was adopted.

Message from the House transmitting enrolled House Bill No. 618 for the signature of the President, and agreeing to a conference on Senate Bill No. 109.

Enrolled House Bill No. 269 was read the fourth time, and signed by the President in open session.

The Special Committee report on Senate printing was read, and on motion by Mr. Hatchett referred back to the Committee, with instructions.

Message from the House transmitting enrolled House Bill No. 269 for signature; also informing the Senate that the House does not agree

to the Senate amendments to House Bill No. 515, and requesting a conference thereon.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 8 correctly enrolled.

Enrolled House Bill No. 269 was read the fourth time, and signed by the President in open session.

Enrolled Senate Bill No. 8 was read the fourth time, and signed by the President in open session.

Mr. President:

Your Committee on Agriculture, Quarantine and Animal Industry recommend that Senate Bill No. 357 do pass.

H. S. BLAIR,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 2 recommend that the Senate agree to the House amendments to Senate Bills Nos. 249 and 285.

W. P. STEWART,
Chairman.

The report was adopted.

Senate Bill No. 249 was read the third time, as amended, and the roll was called on final passage, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Davis, Echols, Goulding, Johnston, Moore, Soldani, Strain, Stanford. Total 10.

The bill, as amended, was passed.

Senate Bill No. 285, as amended, was read, and the roll was called on its passage, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Curd, Cordell, Eggerman, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Davis, Echols, Goulding, Little, Moore, Soldani, Strain, Stanford. Total 10.

The bill, as amended, was passed.

Mr. President:

Your Committee on Appropriations recommend that House Bill No. 616 do pass.

R. E. STAFFORD,
Chairman.

The report was adopted.

The rules were suspended on House Bill No. 616, and said bill was advanced to third reading, read the third time, and the roll was called on final passage and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Brazell, Hatchett. Total 2.

Absent and not voting: Brownlee, Cunningham, Davis, Echols, Goulding, Landrum, Moore, Soldani, Strain, Stanford. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Brazell, Hatchett. Total 2.

Absent and not voting: Brownlee, Cunningham, Davis, Echols, Goulding, Moore, Soldani, Strain, Stanford. Total 9.

The bill, with the emergency, was passed, and signed in open session by the President.

On motion by Mr. Wynne, the vote by which the emergency Section of House Bill No. 446 was lost was reconsidered. The roll was called on the emergency Section of House Bill No. 446, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Eggerman, Echols, Goulding, Johnston, Soldani, Strain, Stanford. Total 9.

The emergency was adopted.

On motion by Mr. Agee, it was ordered that the Calendar be mimeographed each day.

House Bill No. 588 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Redwine, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Hatchett, Mathews. Total 2.

Absent and not voting: Agee, Brownlee, Cunningham, Echols, Goulding, Moore, Soldani, Stanford. Total 8.

Excused from voting: Roddie, Stafford. Total 2.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Brazell, Hatchett, Mathews. Total 3.

Absent and not voting: Agee, Brownlee, Cunningham, Echols, Goulding, Moore, Soldani, Stanford, Strain. Total 9.

The bill was passed, with the emergency, and signed by the President in open session.

The Senate went into the Committee of the Whole, with Mr. Billups in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Committee Substitute for House Bills Nos. 21, 74 and 365 do pass, as amended; that House Bill No. 322 be indefinitely postponed.

R. A. BILLUPS,
Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 417, by Mr. Brazell, "An Act to amend Articles 1 and 2 of Chapter 29, Session Laws of 1903, and repealing Articles 1, 2 and 3 of Chapter 22 of the Session Laws of 1905, and authorizing the Townsite Board to levy a special road tax."

Committee Substitute for House Bill No. 553, by Mr. Hobdy, "An Act to amend Section 96, Chapter 3 of Wilson's Annotated Statutes of Oklahoma."

House Joint Resolution No. 5, by Mr. Bryan, "A joint resolution proposing an amendment to the Constitution of the State of Oklahoma."

Mr. President:

Your Conference Committee on behalf of the Senate appointed to consider the difference between the Houses on House Bill No. 588, beg leave to report as follows:

After numerous meetings with the House Conference Committee, your Conference Committee was unable to agree to the demands made by the Honorable House; the main point of difference being the Senate amendment to the House Bill wherein the office of Secretary to the Lieutenant Governor was created. The House repeatedly refused to recognize this office and as often refused to accept the Senate's amendment and because of the urgent necessity for the passage of this bill, upon which depends the passage of the general appropriation bill, and because of a request from the Lieutenant Governor that the Senate authorize your Conference Committee to recede from this amendment, we desire to submit herewith the conference report as agreed to by the two Committees.

We request that this report be filed separately and apart from the conference report and that this said report is submitted for the express purposes of explaining the Senate's action upon said House Bill No. 588.

W. N. REDWINE,
J. ELMER THOMAS,
T. F. MEMMINGER.

The report was adopted.

The Senate adjourned until 10 A. M., Thursday, April 30, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-SIXTH DAY

Senate Chamber

Thursday, April 30, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Goulding, Soldani, Stanford. Total 3.

Prayer by the Chaplain.

Journal of previous day read and approved.

Petition by Mr. Strain, asking passage of Usury Law; one by Mr. Brook, enclosing resolution from County Treasurers at McAlester; one by Mr. Stafford, asking location of Mining School at Wilburton; one by Mr. Russell, asking graduated land tax; one by Mr. Stafford protesting against Roddie Insurance Bill; one by Mr. Cunningham protesting against substitute for House Bill No. 152, and one by Mr. Yeager relative to foreign money and industrial corporations.

Mr. President:

Your Committee on Public Health recommend that House Bill No. 291 do pass, as amended.

GEORGE O. JOHNSON,
Chairman.

The report was adopted.

Mr. President:

Your Legal Advisory Committee recommend that House Bill No. 480 do pass; also that Senate Bill No. 378 do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No. 411 do pass, as amended, said amended Section being as follows:

"Section 1. That Section 613 of Chapter 66 of the Statutes of Oklahoma, 1893, be, and the same hereby is amended to read as follows: 'Section 613. (4491) An action may be brought by any person in possession or out of possession by himself or tenant on real property against any person who claims an estate or interest therein adverse to and for the purpose of determining such adverse estate or interest.'"

W. P. STEWART,

Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No. 389 do pass; also that Senate Bill No. 305 do pass.

W. P. STEWART,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 285 correctly enrolled.

The following bills were read the second time and referred to proper Committees:

Senate Bill No. 415, by Mr. Wynne, to Education.

Senate Bill No. 416, by Cunningham-Redwine-Roddie, to Public Buildings.

Senate Bill No. 417, by Mr. Brazell, to Roads and Highways.

Committee House Bill No. 553, by Mr. Hobdy, to Agriculture.

Substitute House Joint Resolution No. 5, by Mr. Bryan, to Legal Advisory.

Committee Substitute House Bill No. 21 was read at length the third time, as amended, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Absent and not voting: Brook, Cunningham, Echols, Goulding, Holman, Soldani, Stanford. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Hatchett, Johnson (14), Johnson (15), Johnston, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Brownlee. Total 1.

Absent and not voting: Brook, Cunningham, Echols, Goulding, Holman, Soldani, Stanford. Total 7.

The bill, with the emergency, was passed, and signed by the President in open session.

Bills on first reading:

Senate Bill No. 418, by Mr. Stanford, "An Act relating to actions to quiet title."

Senate Bill No. 419, by Mr. Taylor, "An Act creating a school for boys and girls sentenced by the Juvenile Courts of this State, to be known as the Juvenile Industrial School, and providing for a Board of Control of same."

Mr. Williams moved to limit debates in Committee of the Whole to five minutes, which motion prevailed.

Message from the House transmitting House Bills Nos. 472, 552, 570 and 621; Committee Substitutes Nos. 600, 599, 602 and 332 as passed by the House; also enrolled Senate Bill No. 8, as passed by the House; and House Bills Nos. 446 and 616, for the signature of the President.

Enrolled Senate Bill No. 8 was transmitted to the Governor by Mr. Franklin.

Enrolled House Bills Nos. 616 and 446 were read at length the fourth time, and signed in open session by the President.

House Bills on first reading:

Committee Substitute House Bill No. 332, "An Act to regulate the manner and procedure in which each common carrier doing business in this State; shall adjust damages to claims for loss of stock killed in the operation of trains, and prescribing penalties."

House Bill No. 472, by Mr. McCalla, "An Act providing for the publication of the records and decisions of the Supreme Court of the State of Oklahoma, and unpublished opinions of the Supreme Court of the Oklahoma Territory, and making an appropriation."

House Bill No. 552, by Mr. Cope, "An Act establishing a State printing plant, providing for purchasing equipments for the same, creating a State Printing Board and making an appropriation therefor."

House Bill No. 570, by Mr. Williams (of Comanche), "An Act to amend Section 1, Article 3, Chapter 33, of the Session Laws of Oklahoma, 1905, and to amend Section 1, Article 3, Chapter 72, of the Statutes of Oklahoma, 1893, relating to annual school meetings, etc."

Committee Substitute House Bill No. 599, by Public Building Committee, "An Act to establish three additional Normal Schools for the State of Oklahoma."

House Bill No. 621, by Mr. Stivers, "An Act to authorize the establishment of a School of Mines in the State of Oklahoma."

Senate went into Committee of Whole, with Mr. Cunningham in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 226 do pass, as amended; we further report progress on Senate Bill No. 327.

HARPER S. CUNNINGHAM,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 413 be amended, as follows:

Change the caption to read: "An Act to amend Section 11, Article 1, Chapter 53, of the 1893 Statutes of Oklahoma."

Amend Section 1 to read: "Section 1. That Section 11, Chapter 53, Article 1 of the 1893 Statutes of Oklahoma, is hereby amended to read as follows."

R. P. WYNNE,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 276 correctly engrossed, and Senate Bill No. 249 correctly enrolled.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 102 do not pass; that Senate Bill No. 240 do not pass; that No. 414, by Mr. Stafford, do not pass; that Senate Bill No. 399 do pass; that House Bill No. 548 do pass, and that Senate Bill No. 343 do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

Petition by Mr. Johnston asking the passage of the Usury Law; petition from County Treasurers asking the Legislature to enact laws giving them additional assistance and providing for their salaries.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the Acting President, Mr. Graham, in the chair.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed House Bill No. 547, the same being "An Act

legalizing the incorporation of the Town of Marshall in Logan County, Oklahoma, and all Acts heretofore done and Ordinances passed by the Trustees of said Towns and by other officers of said Town."

C. N. HASKELL,

The Governor.

Engrossed Senate Bills Nos. 285 and 249 were read at length the fourth time and signed in open session by the Acting President, Mr. Graham.

Mr. President:

Your Committee on School Lands recommend that Senate Bill No. 363 do pass, as amended by the Committee.

HENRY S. JOHNSTON,

Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Cunningham in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 321 do pass, as amended.

HARPER S. CUNNINGHAM,

Chairman.

The report was adopted.

Message from the House transmitting enrolled Senate Bills Nos. 249 and 285, signed by the Speaker, and Senate Bill No. 237, as passed by the House.

Senate Bill No. 246 was considered Section by Section and passed to engrossment and third reading. The bill was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris Moore, Redwine, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Franklin, Goulding, Soldani, Stanford, Roddie. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Graham, Hatchett, Holman, Brazell, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris,

Moore, Redwine, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Echols, Eggerman, Franklin, Goulding, Roddie, Soldani, Stanford, Little. Total 8.

The bill, with the emergency, was passed.

Mr. President:

Your Committee on Appropriations recommend that Senate Bill No. 203 and House Bill No. 580 do not pass; that Senate Bill No. 380 do pass, as amended; that House Bill No. 591 do pass; that Senate Bill No. 404 and House Bill No. 507 do pass, as amended; that Senate Bill No. 345 and House Bill No. 509 do pass.

R. E. STAFFORD,

Chairman.

The report was adopted.

On motion by Mr. Mathews, the items of the Leader Printing Co. was referred to a Special Printing Committee to investigate.

Message from the House transmitting enrolled House Bill No. 588 for the signature of the President.

House Bill No. 588 was read at length the fourth time and signed by the President in open session.

The Senate concurred in the House amendments to Senate Bill No. 237, and said bill was passed by the following roll call vote:

Yeas: Agee, Biliups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne, Williams, Yeager. Total 36.

Nays: None.

Absent and not voting: Eggerman, Franklin, Goulding, Little, Roddie, Soldani, Stafford, Stanford. Total 8.

Petition by Mr. Brook against Roddie Insurance Bill was read.

The Senate went into the Committee of the Whole, with Mr. Cunningham in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bills Nos. 89, 134, 135, 238, 247 and 346 do pass.

HARPER S. CUNNINGHAM,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Agriculture, Quarantine and Animal Industry recommend that House Bill No. 426 do pass; that Senate Bill No. 361 do pass, as amended.

H. S. BLAIR,
Chairman.

The report was adopted.

Mr. President:

Your Legal Advisory Committee recommend that Senate Bill No. 409 do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 89, 246 and 247 correctly engrossed.

The resignation of Christy Russell as page was accepted.

Mr. President:

Your Committee on Municipal Corporations recommend that House Bills Nos. 284, 346 and 337 do pass.

R. E. ECHOLS,
Chairman.

The report was adopted.

House Bill No. 16 was read at length the third time, and the question being on the passage of said bill the roll was called, and resulted:

Yeas: Billups, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Sorrells, Stafford, Strain, Russell, Smith, Stewart, Updegraff, Williams, Wynne, Yeager. Total 28.

Nays: Blair, Cunningham, Davis, Franklin, Hatchett, Holman, Keys, Thomas. Total 8.

Absent and not voting: Agee, Echols, Graham, Goulding, Soldani, Moore, Stanford, Taylor. Total 9.

The bill was passed.

Senate Bill No. 276 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Agee, Echols, Graham, Goulding, Johnson (14), Moore, Soldani, Stanford, Taylor. Total 9.

The bill was passed and signed by the President.

Senate Bill No. 238 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brownlee, Davis, Echols, Graham, Goulding, Johnson (14), Moore, Soldani, Stanford, Taylor. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Davis, Echols, Graham, Goulding, Moore, Roddie, Russell, Soldani, Stanford, Taylor. Total 10.

The bill, with the emergency, was passed.

Senate Bill No. 134 was read the third time at length, and the question being on the passage of said bill, the roll was called, and resulted.

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Holman, Johnston, Johnson (14), Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Hatchett. Total 1.

Absent and not voting: Echols, Graham, Goulding, Johnson (15), Keys, Moore, Soldani, Stanford, Taylor. Total 9.

The bill was passed.

Senate Bill No. 135 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Roddie, Russell, Stafford, Strain, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Echols, Graham, Goulding, Keys, Mathews, Moore, Redwine, Soldani, Sorrells, Stanford, Smith, Taylor. Total 12.

The bill was passed.

Senate Bill No. 89 was read at length the third time, and the question being on the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Landrum, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 26.

Nays: Brazell, Brownlee, Conn, Johnson (15), Little, Memminger, Sorrells. Total 7.

Absent and not voting: Davis, Echols, Graham, Goulding, Keys, Mathews, Moore, Soldani, Stanford, Smith, Taylor. Total 11.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Landrum, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 20.

Nays: Brownlee, Johnson (15), Little, Memminger. Total 4.

Absent and not voting: Davis, Echols, Graham, Goulding, Keys, Mathews, Moore, Soldani, Stanford, Taylor. Total 10.

The bill, with the emergency, was passed.

Senate Bill No. 346 was read at length the third time, and the question being on the final passage of the bill the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Thomas, Updegraff, Williams, Wynne, Yeager. Total 26.

Nays: Agee, Brazell, Hatchett, Little, Smith, Stewart. Total 6.

Absent and not voting: Davis, Echols, Franklin, Graham, Goulding, Keys, Matthews, Memminger, Moore, Soldani, Stanford, Taylor. Total 12.

The bill was passed.

Senate Bill No. 420, by Mr. Echols, "An Act authorizing the County Superintendent of Schools in each County to change the boundaries of any School District," was read the first time.

The Senate adjourned until 10 A. M., Friday, May 1, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-SEVENTH DAY

Senate Chamber

Friday, May 1, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Graham, Mathews, Soldani. Total 3.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 418, by Mr. Stanford, to Legal Advisory.

Senate Bill No. 419, by Mr. Taylor, to Judiciary No. 1.

Senate Bill No. 420, by Mr. Echols, to Education.

House Bill No. 332, to Public Service Corporations.

House Bill No. 472, to Codes.

House Bill No. 552, to Public Buildings.

House Bill No. 570, to Public Buildings.

House Bill No. 599, to Public Buildings.

The Senate disagreed with House amendments to Senate Concurrent Resolution No. 35, and requested a conference and the President appointed Mr. Russell, Mr. Strain and Mr. Stafford Senate conferees.

The Senate refused to agree to the House amendments to Senate Bill No. 188, and requested a conference thereon, and the President appointed Mr. Johnson (15), Mr. Eggerman and Mr. Stewart Senate conferees.

House Bill No. 331 was read at length the third time, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Holman, Johnston, John-

son (14), Keys, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Cunningham, Johnson (15), Stanford. Total 3.

Absent and not voting: Brook, Graham, Hatchett, Landrum, Mathews, Soldani, Stafford, Smith. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Cunningham, Johnson (15), Stanford. Total 3.

Absent and not voting: Brook, Graham, Hatchett, Mathews, Moore, Soldani. Total 6.

The bill with the emergency, was passed, and signed by the President in open session.

Senate Bill No. 321 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Excused: Hatchett. Total 1.

Absent and not voting: Blair, Brook, Franklin, Graham, Mathews, Redwine, Soldani, Stafford, Taylor. Total 9.

The bill was passed and signed by the President.

To the Legislature:

I respectfully report to your Honorable Body my approval of House Bill No. 588, "An Act creating offices, clerical employes and stenographic positions." I have approved this and construe it as the intention of the Legislature that the assistants and other help provided for the various State officers in said bill are the maximum, and that appropriations by this or any future Legislature may or may not be made and approved as being necessary at the time any appropriation bill may be under consideration for passage by you, or approval by me.

C. N. HASKELL,
The Governor.

Bills on first reading:

Senate Bill No. 421, by Mr. Goulding, "An Act authorizing the

Board of County Commissioners of Garfield County to convey certain land in said County to the City of Euid."

Senate Bill No. 422, by Mr. Johnston, "An Act to provide for the prosecution of offenses against the laws of this State by presentment or indictment or by action or complaint."

Senate Bill No. 423, by Mr. Johnston, "An Act creating a Joint Interstate Corporation Commission for all transportation and transmission companies between the States of Oklahoma and Texas."

Senate Bill No. 424, by Mr. Smith, "An Act making it unlawful to bet or wager at any gaming table, providing penalties therefor, and declaring an emergency."

Enrolled Senate Bill No. 231 was read at length the fourth time, and signed by the President in open session.

Mr. President:

Your Committee on Mines and Manufacturing recommend that House Concurrent Resolution No. 15 do pass.

E. T. SORRELLS,
Chairman.

The report was adopted.

House Concurrent Resolution No. 15 was read the third time, and passed by the Senate and signed by the President.

House Concurrent Resolution No. 34 was read and passed by the Senate and signed by the President.

The conference report on Senate Bill No. 4 was read and ordered printed for the information of the Senate.

The Senate went into the Committee of the Whole, with Mr. Wynne in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 103 do pass, as amended.

R. P. WYNNE,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 237 correctly enrolled, Senate Bill No. 238 correctly engrossed

Senate Concurrent Resolution No. 70, by Mr. Yeager, relating to National Civic Associations, was read and adopted.

Enrolled Senate Bill No. 237 was read the fourth time and signed by the President in open session.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

House Bill No. 103 was read the third time, at length, and the question being on the final passage the roll was called, and resulted:

Yeas: Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Redwine, Russell, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: None.

Absent and not voting: Agee, Billups, Blair, Brazell, Brook, Brownlee, Franklin, Graham, Mathews, Morris, Moore, Roddie, Soldani, Sorrells, Stafford, Stanford, Updegraff. Total 17.

The bill was passed and signed by the President.

Message from the House transmitting enrolled Senate Bill No. 237, signed by the Speaker; enrolled House Bill No. 21, for signature by the President; Senate Bill No. 347, which had passed the House of Representatives, as amended, and Committee Substitute for House Bills Nos. 74 and 365.

House Bill No. 21 was read the fourth time at length and signed by the President in open session.

The Senate agreed to the House amendments to Senate Bill No. 347, and passed the bill, as amended, by the following roll call vote:

Yeas: Billups, Blair, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 28.

Nays: Brazell, Hatchett. Total 2.

Absent and not voting: Agee, Brownlee, Curd, Echols, Graham, Goulding, Johnston, Little, Mathews, Moore, Soldani, Stanford, Updegraff. Total 13.

Excused: Yeager. Total 1.

Senate Concurrent Resolution No. 60, by Mr. Johnston, "A memorial to Congress to put in force an interstate traffic relation between Texas and Oklahoma," was read and adopted.

The Senate went into the Committee of the Whole, with Mr. Wynne in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills, Nos. 548, 591, 284 and Senate Bill No. 233 do pass, as amended.

R. P. WYNNE,

Chairman.

The report was adopted.

House Bill No. 548 was read at length the third time, and the question being on the passage of said bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Hatchett, Holman, Johnston, Johnson (14), Keys, Little, Landrum, Morris, Memminger, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 30.

Nays: None.

Absent and not voting: Agee, Brook, Brownlee, Curd, Eggerman, Echols, Graham, Goulding, Johnson (14), Mathews, Moore, Soldani, Stanford, Yeager. Total 14.

The bill was passed and signed by the President.

House Bill No. 284 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne. Total 32.

Nays: None.

Absent and not voting: Brook, Brownlee, Curd, Echols, Graham, Goulding, Johnson (14), Mathews, Soldani, Stanford, Thomas, Yeager. Total 12.

The bill was passed and signed by the President.

The roll was called on the emergency Section of House Bill No. 103, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Hatchett, Cordell, Holman, Johnston, Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 35.

Nays: None.

Absent and not voting: Brook, Graham, Goulding, Johnson (14), Johnson (15), Mathews, Soldani, Stanford, Yeager. Total 9.

The emergency was passed.

Senate Bill No. 369 was read the third time, at length, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Red-

wine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Updegraff, Williams, Wynne. Total 32.

Nays: None.

Absent and not voting: Brook, Brownlee, Curd, Echols, Graham, Johnson (14), Mathews, Soldani, Stanford, Taylor, Thomas, Yeager. Total 12.

The bill was passed.

Mr. President:

Your Committee on Appropriations recommend that Senate Bills Nos. 334 and 395 do pass.

R. E. STAFFORD,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bills. Nos. 134, 135, 321 and 346 correctly engrossed.

Mr. President:

Your Committee on Commerce and Labor recommend that Senate Bill No. 406 do pass, as amended.

W. M. FRANKLIN,
Chairman.

The report was adopted.

The Senate agreed to the House amendments to Senate Bill No. 342, and passed the bill, as amended by the following roll call vote:

Yeas: Billups, Blair, Brazell, Conn, Cordell, Davis, Echols, Franklin, Holman, Johnston, Johnson (15), Landrum, Little, Memminger, Morris, Redwine, Roddie, Sorrells, Stafford, Strain, Smith, Stewart, Updegraff, Williams, Wynne. Total 25.

Nays: Cunningham. Total 1.

Absent and not voting: Agee, Brook, Brownlee, Curd, Graham, Eggerman, Goulding, Hatchett, Johnson (14), Keys, Mathews, Moore, Russell, Soldani, Stanford, Taylor, Thomas, Yeager. Total 18.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Echols, Franklin, Goulding, Holman, Johnston, Johnson (14), Keys, Little, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Updegraff, Williams. Total 30.

Nays: Cunningham. Total 1.

Absent and not voting: Brownlee, Davis, Eggerman, Graham, Hatchett, Johnson (14), Mathews, Soldani, Stanford, Taylor, Thomas, Yeager. Total 13.

The bill, with the emergency, was passed and signed by the President in open session.

The President signed House Bill No. 103.

Message from the House transmitting House Bills Nos. 300 and 342, Senate Bill No. 341 and Senate Concurrent Resolution No. 45, which had passed the House.

The Senate adjourned until 10 A. M., Monday, May 4, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-EIGHTH DAY

Senate Chamber

Monday, May 4, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Absent and excused:

Brownlee, Conn, Cunningham, Johnston, Little, Strain, Stanford. Total 7.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. Sorrells presented Petition No. 866, which was read.

Mr. Hatchett presented Senate Resolution No. 35, which was read and adopted, same being "A Resolution authorizing the Senate and Legislative Affairs Committee to ascertain the cost of making a transcript of the Official Reporter's records."

The following bills were read the second time and referred to the proper Committees:

Senate Bill No. 421, by Mr. Goulding, to County Affairs.

Senate Bill No. 422, by Mr. Johnston, to Judiciary No. 1.

Senate Bill No. 423, by Mr. Johnston, to Public Service Corporations.

Senate Bill No. 424, by Mr. Smith, to Judiciary No. 1.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 245 do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

Senate Resolution No. 35, by Mr. Agee, inviting Hon. George W. Peck, of Wisconsin, to address the Senate, was read and adopted, and the President appointed Mr. Agee, Mr. Russell and Mr. Davis to present the invitation.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed House Bill No. 269, the same being "An Act providing for the protection and safety of persons in and about the construction, repair, alteration or removal of buildings or other structures."

C. N. HASKELL,

The Governor.

The Committee on Enrolled and Engrossed Bills reported Senate Concurrent Resolution No. 45, Senate Bills Nos. 233, 300 and 347 correctly enrolled.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess. In the absence of the President and President Pro Tempore, the Secretary called the Senate to order, and Mr. Memminger was elected Acting President.

Senate Bills Nos. 233, 300 and 347 were read the fourth time at length, and signed by the President in open session.

Senate Concurrent Resolution No. 45 was signed by the President.

The Senate concurred in the House amendment to Senate Bill No. 341, and said bill, as amended, was passed by the following roll call vote:

Yeas: Billups, Blair, Brazell, Brook, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Soldani, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams. Total 28.

Nays: None.

Absent and not voting: Agee, Brownlee, Conn, Cunningham, Eggerman, Echols, Johnston, Johnson (14), Little, Moore, Russell, Stafford, Strain, Stanford, Wynne, Yeager. Total 16.

The bill was passed, as amended.

Ex-Governor Peck, of Wisconsin, addressed the Senate.

Message from the House transmitting House Concurrent Resolution No. 37, passed by the House; enrolled Senate Bills Nos. 300, 347 and Senate Concurrent Resolution No. 45, signed by the Speaker; also House Bills Nos. 611, 613, 617, 335, 576, 605, 622 and 159, which had passed the House of Representatives; also that the House had agreed to the Senate amendments to House Bill No. 284.

Mr. Taylor moved to reconsider the vote by which House Bill No. 331 was passed; the roll was called, and resulted:

Yeas: Brook, Curd, Johnson (15), Taylor. Total 4.

Nays: Agee, Billups, Blair, Brazell, Cordell, Franklin, Graham, Goulding, Hatchett, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Thomas, Williams, Wynne. Total 26.

Absent and not voting: Brownlee, Conn, Cunningham, Davis, Eggerman, Echols, Holman, Johnston, Little, Moore, Strain, Stanford, Updegraff, Yeager. Total 14.

House Concurrent Resolution No. 37 was read and adopted, and signed by the President.

Bills on first reading:

Senate Bill No. 425, by Mr. Stafford, "An Act to provide for conflict between laws of the State and special charters framed by freeholders under the Constitution."

Senate Bill No. 426, by Mr. Franklin, "An Act to protect public funds and to put into effect Section 2 of Article 10 of the Constitution."

Senate Bill No. 427, by Mr. Stafford, "An Act making the 22nd day of April a legal holiday in the State of Oklahoma."

Senate Bill No. 428, by Mr. Roddie, "An Act amending Article 56, Chapter 25 of the Statutes of Oklahoma, 1893."

House Bill No. 335, by Mr. Durham, "An Act repealing Sections 1975 and 1976 and 2373 of Wilson's Statutes, 1903, and enacting the following Section in lieu thereof:"

House Bill No. 576, by Mr. Rainey, "An Act to amend Section 87, Article 84, Chapter 3 of Wilson's Revised and Annotated Statutes of Oklahoma."

House Bill No. 605, by Mr. McElhaney, "An Act to create and establish the Oklahoma State penitentiary and a branch thereof; providing for its management, and declaring an emergency."

House Bill No. 622, by Mr. Riddle, "An Act to establish a Reformatory and Industrial School."

House Bill No. 159, by Harris-Durham-Cope, "An Act providing for the election of County Judges and prescribing their qualifications and powers."

House Bill No. 617, by Mr. Butler of the House and Mr. Keys of the Senate, "An Act authorizing and establishing a State Orphans' Home for destitute or dependent white children, providing for a Superintendent and four Directors and declaring an emergency."

House Bill No. 613, by Mr. Jarrett, "An Act to provide for and regulate proceedings in cases of escheats of property as enjoined by Article 22 of the Constitution."

House Bill No. 611, by Mr. Martin, "An Act to prohibit alien ownership of lands as provided by Article 22 of the Constitution."

House Joint Resolution No. 3, by Mr. Murray, "Proposing amendment to the Constitution installing the Torren's land system."

Senate Concurrent Resolution No. 62, by Mr. Thomas, "Proposing adjournment from May 9th to May 11th."

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 342 correctly enrolled and Senate Bill No. 245 correctly engrossed.

Mr. President:

Your Committee on Pharmacy, Drugs and Pure Foods recommend that House Bill No. 165 do pass.

A. E. AGEE,
Chairman.

The report was adopted.

Senate Bill No. 247 was read at length the third time, and the question being on the final passage of said bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Cordell, Curd, Cunningham, Graham, Goulding, Johnson (14), Keys, Landrum, Mathews, Morris, Moore, Redwine, Soldani, Stafford, Smith, Stewart, Thomas, Williams, Wynne. Total 24.

Nays: Echols, Johnston, Johnson (15), Holman, Memminger, Roddie, Russell, Sorrells, Taylor. Total 9.

Absent and not voting: Brownlee, Conn, Davis, Eggerman, Franklin, Hatchett, Little, Strain, Stafford, Updegraff, Yeager. Total 11.

The bill was passed.

Senate Bill No. 245, was read the third time at length, and the question being on the final passage of the bill, the roll was called and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Cordell, Curd, Echols, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 33.

Nays: Holman. Total 1.

Absent and not voting: Brownlee, Conn, Cunningham, Davis, Eggerman, Johnston, Little, Strain, Stafford, Yeager. Total 10.

The bill was passed.

Mr. Blair moved to reconsider the vote by which House Bill No. 16 was passed, and the roll was called, and resulted:

Yeas: Blair, Brook, Franklin, Graham, Hatchett, Holman, Keys, Roddie, Thomas, Wynne. Total 10.

Nays: Agee, Brazell, Cordell, Curd, Echols, Goulding, Johnson (14), Johnson (15), Landrum, Mathews, Memminger, Morris, Moore, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Williams. Total 20.

Excused: Soldani. Total 1.

Absent and not voting: Billups, Brownlee, Conn, Cunningham, Davis, Eggerman, Johnson (14), Little, Redwine, Strain, Stanford, Updegraff, Yeager. Total 13.

The motion was lost.

House Bill No. 591, by Mr. Whitehurst, was read at length the third time, and the question being on the final passage of the bill, the roll was called and resulted:

Yeas: Brook, Graham, Hatchett, Johnson (15), Keys, Memminger, Redwine, Roddie, Soldani, Smith, Williams. Total 11.

Nays: Agee, Blair, Brazell, Cordell, Curd, Davis, Echols, Franklin, Goulding, Holman, Johnson (14), Mathews, Morris, Moore, Russell, Sorrells, Stafford, Stewart, Thomas, Wynne. Total 20.

Absent and not voting: Billups, Brownlee, Conn, Cunningham, Eggerman, Johnston, Landrum, Little, Strain, Stanford, Taylor, Yeager, Updegraff. Total 13.

The bill was lost.

Senate Bill No. 233 was read the third time at length and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Davis, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 30.

Nays: Keys, Brazell. Total 2.

Absent and not voting: Brownlee, Conn, Cunningham, Eggerman, Echols, Johnston, Little, Strain, Stanford, Updegraff, Graham, Yeager. Total 12.

The bill was passed.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Cordell, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 32.

Nays: Moore. Total 1.

Absent and not voting: Brownlee, Conn, Cunningham, Eggerman, Echols, Johnston, Little, Strain, Stafford, Updegraff, Yeager. Total 11.

The bill, with the emergency, was passed.

The President signed Senate Bills Nos. 247, 341, 342 and House Bill No. 16.

Mr. President:

Your Committee on Education recommend that House Bill No. 570 do pass; that Senate Bill No. 350 do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 61, by Mr. Stewart, requesting the Governor to return Senate Bill No. 249 to the Legislature for further consideration was read and passed.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 277, and that Senate Bill No. 130 be re-committed to a Special Committee and ask leave to sit again.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

Message from the House transmitting enrolled House Concurrent Resolutions Nos. 15 and 34 and House Bill No 548, and House Joint Resolution No 3, as passed by the House.

To the Honorable Senate:

Senate Concurrent Resolution No. 61, by Mr. Stewart, I have the honor to return herewith for your further consideration Senate Bill No. 349, providing for the creation and maintenance of the Industrial School for Girls.

THE GOVERNOR,
C. N. HASKELL.

Thirty-sixth special message from the Governor was read and referred to a Special Committee consisting of Mr. Hatchett, Mr. Graham and Mr. Thomas.

Mr. Russell presented twenty-four petitions in favor of the Usury Bill.

The Senate adjourned until 9 A. M., Tuesday, May 5, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED THIRTY-NINTH DAY

Senate Chamber

Tuesday, May 5, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Memminger, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager.
Total 39.

Absent and excused:

Brownlee, Cunningham, Johnston, Strain, Stanford. Total 5.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Mr. President:

Your Committee on Public Buildings recommend that House Bill No. 552 do pass.

M. F. EGGERMAN,
Chairman.

The report was adopted.

The following bills were read the second time, and referred to Standing Committees:

Senate Bill No. 425, by Mr. Stafford, to Municipal Corporations.

Senate Bill No. 426, by Mr. Franklin, to Judiciary No. 2.

Senate Bill No. 427, by Mr. Stafford, to State Affairs.

Senate Bill No. 428, by Mr. Roddie, to Judiciary No. 1.

House Substitute Bill No. 159, by Mr. Harris, to Judiciary No. 1.

House Bill No. 335, to Judiciary No. 2.

House Bill No. 576, by Mr. Rainey, to Judiciary No. 2.

House Bill No. 605, by Mr. McElhaney, to Public Buildings.

House Bill No. 611, by Mr. Martin, to Legal Advisory.

House Bill No. 613, by Mr. Jarrett, to Judiciary No. 1.

House Bill No. 617, by Mr. Butler of the House and Mr. Keys of the Senate, to Public Buildings.

House Bill No. 622, to Judiciary No. 1.

House Joint Resolution No. 3, by Mr. Murray to State Affairs.

Senate Concurrent Resolution No. 62, by Mr. Thomas, to General Orders.

Bills on first reading: *

Senate Bill No. 429, by Mr. Graham, "An Act authorizing District Judges to administer oaths."

The Senate went into the Committee of the Whole, with Mr. Davis in the Chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 4 be indefinitely postponed; that House Bill No. 291 do pass.

CLARENCE DAVIS,
Chairman.

Mr. Johnson (14) moved to amend the report by striking out the words "indefinitely postpone" and insert in lieu thereof the words "do pass."

Mr. Graham moved to table the amendment, which prevailed, and the report was adopted.

Message from the House transmitting Senate Bill No. 182, as amended and passed by the House, and Senate Bill No. 246, and House Bills Nos. 492, 557 and 592, which had passed the House of Representatives.

House Bills on first reading:

House Bill No. 592, by Mr. Hawkins, "An Act providing for the payment of election officers and certain expenses incurred in holding the election on September 16, 1907, and making an appropriation therefor."

House Bill No. 492, by Mr. Anthony, "An Act providing for a tax on gifts, inheritances, bequests, legacies and devices in certain cases, and declaring an emergency."

House Bill No. 557, by Mr. Anthony, "An Act providing for the levy and collection of a tax on incomes."

Senate Resolution No. 37, by Mr. Taylor, "Relative to the official records," was read and adopted.

Enrolled House Bill No. 284 was read the fourth time and signed by the Acting President, Mr. Memminger.

The Special Committee reported on the Governor's message.

Mr. President:

Your Special Committee, to whom was referred the thirty-sixth special message of the Governor, for the purpose of apportioning among the Standing Committees of the Senate the subject matters detailed in said message, beg to report that we have had the same under consideration and report back to the Senate the following:

We find that the following subject matters of said message are already covered by pending bills, either in the House or the Senate, to-wit:

Elections, Primary and General,
Taxation and Revenue measures,
Usury Law,
Labor Bills,
School Houses for County Districts,
Convict Labor and Public Roads,
Eminent Domain,
Sale of School Lands,
Pure Food,
Nepotism,
Election of Chief Justices,
Criminal Court of Appeals,
Transfer of District Judges,
Displacing County Judges,
Appeals from Justice Courts,
Forcible Entry and Detainer,
Prosecutions Upon Information,
Corporation Fees.

We recommend that the following subject matters be referred to Standing Committees of the Senate as follows, for investigation and if necessary for the purpose of reporting bills covering the respective subject matters:

To Judiciary No. 1.—Impeachment and Removal From Office Habeas Corpus and the Right of the State to Appeal on Habeas Corpus Matters.

To Judiciary Committee No. 2.—Statutes for County Officers.

To the Legal Advisory Committee—Presidential Electors, and Tax Lists to be Furnished by the State Auditor.

To the Codes.—Probate Duty.

To Fees and Salary Committee.—The Question of Sheriffs Fees.

To the Public Building Committee.—The Question of State Capitol, Normals and Other State Institutions.

To the Appropriations Committee.—Appropriations for the Orphans Home, School for the Blind, The Negro School at Taft, The School of Mines.

We respectfully urge upon the respective Committees to whom these various sub-divisions have been referred, to promptly investigate and make report to the end that the Governor's message may be complied with, so far as the Senate work is concerned.

JESSE M. HATCHETT,

Chairman.

The Conference Committee report on Senate Bill No. 109 was received and adopted.

To the Legislature:

I have the honor to report, that I have this day approved and signed Amended Committee Substitute for House Bills Nos. 21, 74 and 365, the same being "An Act providing for separate schools and school officers for the white and colored races in the State and fixing a penalty for a violation thereof and declaring an emergency;" also Senate Bill No. 341, the same being "An Act to authorize School District Boards to contract for the construction of school houses to be paid for upon the rental plan."

C. N. HASKELL,
The Governor.

Enrolled House Bill No. 284 was read fourth time at length and was signed by the President in open session.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., with the Acting President, Mr. Graham, in the chair.

Enrolled Senate Bill No. 246 was read the fourth time, and signed by the Acting President, Mr. Graham.

Senate Concurrent Resolution No. 62 was read and the question being on the passage of the resolution the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Cordell, Eggerman, Franklin, Graham, Goulding, Holman, Memminger, Roddie, Russell, Soldani, Smith, Thomas, Williams, Wynne, Yeager. Total 19.

Nays: Conn, Curd, Davis, Echols, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Sorrells, Stafford, Stewart, Taylor Updegraff. Total 19.

Absent and not voting: Brook, Brownlee, Cunningham, Johnston Strain, Stanford. Total 6.

The resolution was lost.

The Senate went into the Committee of the Whole, with Mr. Blair in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bills Nos. 130 and 165 do pass, as amended.

H. S. BLAIR,
Chairman.

The report was adopted.

On motion by Mr. Taylor, the Committee on Rules was requested to report out Senate Resolution No. 18, seeking to limit debate.

Message from the House transmitting Senate Bills Nos. 177 and 232, which had passed the House; and that the House does not agree to the Senate Amendments to House Bill No. 103, and requests a conference thereon.

House Bill No. 165 was read the third time, and the question being on the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Eggerman, Franklin, Holman, Johnson (15), Keys, Mathews, Roddie, Russell, Sorrells, Smith, Taylor, Thomas, Williams, Yeager. Total 20.

Nays: Brook, Curd, Davis, Echols, Graham, Goulding, Hatchett, Johnson (14), Little, Memminger, Morris, Moore, Redwine, Soldani, Stafford, Stewart, Updegraff, Wynne. Total 18.

Absent and not voting: Brownlee, Cunningham, Johnston, Landrum, Strain, Stanford. Total 6.

The bill was lost.

The Senate agreed to a conference on House Bill No. 103, and the President appointed Mr. Eggerman, Mr. Wynne and Mr. Mathews conferees.

The vote by which Senate Bill No. 249 was passed was reconsidered, and Senate Bill No. 249 was amended, read the third time, as amended, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Stafford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Brownlee, Cunningham, Echols, Johnston, Landrum, Little, Moore, Redwine, Strain, Smith, Stanford. Total 11.

The bill was passed and signed by President.

The Senate went into the Committee of the Whole, with Mr. Brook in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 570 do pass; that the account of the Patterson Furniture Company be allowed.

ECK E. BROOK,

Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 430, by Mr. Russell, "An Act to provide for the quieting of titles to real estate."

Senate Bill No. 431, by Mr. Soldani, "An Act creating the Oklahoma State Military School; designating the Military Departments of the University Preparatory School at Tonkawa as such, and providing appointments thereto, and for the government and discipline thereof."

Senate Bill No. 432, by Mr. Updegraff, "An Act to authorize the Board of Regents of Normal Schools in the State of Oklahoma to construct and equip additional buildings at the Northwestern Normal School at Alva."

Senate Bill No. 428 was withdrawn from Judiciary Committee No. 1 and referred to Judiciary Committee No. 2.

The Senate agreed to the House amendments to Senate Bill No. 232, and the bill, as amended, was passed by the following roll call vote:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne, Yeager. Total 28.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Cunningham, Echols, Franklin, Graham, Johnston, Landrum, Little, Moore, Redwine, Stafford, Strain, Stanford, Williams. Total 16.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Cordell, Graham, Cunningham, Johnston, Landrum, Moore, Strain, Stanford, Smith. Total 12.

The bill, together with the emergency, was passed.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 130 correctly engrossed.

Senate Bill No. 130 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Curd, Johnson (15), Updegraff. Total 3.

Absent and not voting: Billups, Brook, Brownlee, Cunningham, Franklin, Johnston, Little, Moore, Strain, Stanford. Total 10.

The bill was passed.

To the Legislature:

I have the honor to report that I have this day approved and signed the following bills: House Bill No. 446, "An Act to carry into effect Section 13, Article 9 of the Constitution, providing penalties for the violation thereof." Senate Bill No. 8, "An Act relating to bucket shops and dealing in futures." Senate Bill No. 246, "An Act creating the office of State Librarian and Assistant State Librarian, and declaring an emergency." House Concurrent Resolution No. 15, "Relating to mining," and 34 "Relating to irrigation."

C. N. HASKELL,

The Governor.

The Senate adjourned until 9 A. M., Wednesday, May 6th, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

ONE HUNDRED FORTIETH DAY

Senate Chamber

Wednesday, May 6th, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Cunningham, Johnston, Stanford. Total 3.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Petition by Mr. Little asking for passage of Graduated Land Tax Law; petition by Mr. Brook referring to labor.

Mr. President:

Your Committee on Commerce and Labor recommend that Senate Bill No. 225 do pass, as amended.

W. M. FRANKLIN,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Buildings recommend that House Bill No. 542 do pass; also that Committee Substitute for House Bills Nos. 599, 600, 602 do pass.

M. F. EGGERMAN,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Mines and Mining recommend that Senate Bill No. 217 and Senate Bill No. 223 do pass.

E. T. SORRELLS,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 249 correctly engrossed.

Engrossed Senate Bill No. 130 was signed by the Acting President, Mr. Memminger.

The Senate went into the Committee of the Whole, with Mr. Johnston (15) in the chair.

Message from the House recalling House Bills Nos. 617, 622, 508, 605 and Committee Substitute for House Bills Nos. 599, 600 and 602 and Senate Bills Nos. 285 and 342, by Mr. Memminger; also transmitting Senate Bill No. 165, and House Proposition for Joint Rule; and Senate Bill No. 135.

Message referred to the Committee on Senate and Legislative Affairs.

Engrossed Senate Bill No. 249 was signed in open session by the President.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 277 do pass; that Senate Bill No. 349 to Special Committee on Legislative Reference Department; that Senate Bill No. 388 be referred to Public Buildings; that Senate Bill No. 362 do pass; and that action on Senate Bill No. 204 be deferred until the return of Mr. Johnston, and on Senate Bill No. 335 we report progress.

GEORGE O. JOHNSON,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Appropriations recommend that Senate Bill No. 364 do pass, as amended.

R. E. STAFFORD,

Chairman.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

House Bill No. 570 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 30.

Nays: None.

Absent and not voting: Billups, Brazell, Brook, Cunningham, Davis, Graham, Johnston, Landrum, Little, Moore, Redwine, Roddie, Stanford, Wynne. Total 14.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 31.

Nays: None.

Absent and not voting: Billups, Brook, Cunningham, Davis, Graham, Johnston, Landrum, Little, Moore, Redwine, Roddie, Stanford, Wynne. Total 13.

The bill together with the emergency, was passed.

House Bill No. 291 was read the third time. Mr. Billups offered the following amendment, which prevailed:

I move to amend House Bill No. 291, Section 6, as follows: After "towels" insert "and clear pure water for bath or wash basins."

The question being on the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brook, Brownlee, Conn, Cordeil, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Soldani, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Blair, Cunningham, Hatchett, Little, Russell, Sorrells, Stewart, Updegraff. Total 8.

Absent and excused: Franklin, Curd, Johnston, Moore, Stanford. Total 5.

The bill was passed.

The conference report on Senate Bill No. 188 was adopted.

The question being on the final passage of the bill, as amended, the roll was called, and resulted:

Yeas: Agee, Billups, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Russell, Soldani, Roddie, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: Blair, Brazell, Hatchett. Total 3.

Absent and not voting: Echols, Johnston, Moore, Stanford. Total 4.

Senate Bill No. 177 was read the fourth time and signed by the President in open session.

The conference report on House Bill No. 218 was read and adopted.

The question being on the final passage of House Bill No. 218, as amended, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Johnson (14), Thomas. Total 2.

Absent and not voting: Cunningham, Johnston, Stafford, Stanford. Total 4.

The bill was passed.

Mr. Yeager moved to reconsider the vote on the passage of House Bill No. 165, which motion was lost.

Concurrent Resolution No. 63, by Mr. Thomas, proposing an adjournment over May 7, the same being a legal holiday, was read and lost.

Senate Bill No. 38, by Mr. Thomas, requesting the Committee on School Lands to report out a bill submitting the question of the sale of the school lands to the people at the coming November election was read.

Senate Bill No. 74 was read the third time, as amended, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Redwine, Russell, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Little. Total 1.

Absent and not voting: Agee, Billups, Brook, Cunningham, Graham, Johnston, Morris, Moore, Roddie, Stafford, Stanford, Stewart. Total 12.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Brownlee, Little. Total 2.

Absent and not voting: Agee, Cunningham, Graham, Johnston, Moore, Roddie, Stafford, Stanford, Stewart. Total 9.

The bill, with the emergency, was passed.

Senate Bill No. 362 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Brazell, Brook, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Strain, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Brownlee, Eggerman. Total 2.

Absent and not voting: Agee, Billups, Blair, Cunningham, Johnston, Roddie, Stafford, Stanford, Smith, Stewart. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Brazell, Brook, Cordell, Curd, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Strain, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Brownlee, Eggerman. Total 2.

Absent and not voting: Agee, Billups, Blair, Cunningham, Johnston, Roddie, Stafford, Stanford, Smith, Stewart. Total 10.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 291 was signed in open session by the President.

The Senate agreed to the House amendments to Senate Bill No. 165, and the bill, as amended, was passed by the following roll call vote:

Yeas: Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Agee, Billups, Blair, Brook, Graham, Cunningham, Johnston, Roddie, Russell, Stafford, Stanford, Stewart. Total 12.

The bill was passed, as amended.

The Senate concurred in the House amendments to Senate Bill No. 135 and the bill, as amended, was passed by the following roll call vote:

Yeas: Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnson (14), Keys, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Redwine, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: None.

Absent and not voting: Agee, Billups, Blair, Brook, Cunningham, Graham, Holman, Johnston, Moore, Roddie, Russell, Stafford, Stanford, Stewart. Total 14.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 362 correctly engrossed.

Message from the House transmitting conference report on House Bill No. 218, together with the bill, which report had been adopted, and the bill passed, as amended.

The Senate went into the Committee of the Whole, with Mr. Wynne in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 335, by Mr. Hatchett, do pass, as amended; that Senate Bills Nos. 361 and 314 do pass.

R. P. WYNNE,

Chairman.

The report was adopted.

Senate Bill No. 314 was read at length the third time, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Updegraff. Total 1.

Absent and not voting: Agee, Billups, Blair, Cunningham, Echols, Franklin, Graham, Johnston, Little, Moore, Stafford, Stanford. Total 12.

The roll was called on the emergency and resulted:

Yeas: Billups, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Goulding, Hatchett, Holman, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Brownlee, Johnson (14). Total 2.

Absent and not voting: Agee, Blair, Cunningham, Echols, Franklin, Johnston, Little, Stafford, Stanford. Total 9.

The bill, with the emergency, was passed.

Senate Bill No. 361 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Agee, Cunningham, Johnston, Little, Stafford, Stanford. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Brazell, Conn, Cordell, Curd, Davis, Eggerman, Goulding, Hatchett, Holman, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Brownlee, Johnson (14). Total 2.

Absent and not voting: Agee, Billups, Blair, Brook, Cunningham, Echols, Franklin, Graham, Johnston, Little, Stafford, Stanford. Total 12.

The bill, with the emergency, was passed.

Senate Bill No. 232 was read the fourth time and signed by the President in open session.

The Senate agreed to the House amendments to Senate Bill No. 182, and the bill was passed, as amended, by the following roll call vote:

Yeas: Agee, Billups, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 30.

Nays: Holman, Yeager. Total 2.

Absent and not voting: Blair, Brazell, Brook, Cunningham, Moore, Echols, Franklin, Graham, Johnston, Little, Stafford, Stanford. Total 12.

The conference report on Senate Bill No. 4 was read and adopted, and the bill was passed, as amended, by the following roll call vote:

Yeas: Agee, Billups, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Blair, Brook, Cunningham, Echols, Franklin, Johnston, Little, Stafford, Stanford. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Blair, Brook, Cunningham, Franklin, Echols, Johnston, Little, Roddie, Stafford, Stanford. Total 10.

The bill, with the emergency, was passed.

On motion by Mr. Thomas, the vote by which House Bill No. 591 was lost was reconsidered.

Mr. President:

Your Committee on Public Indebtedness and Contingent Expenses recommend that Senate Bill No. 352, by Mr. Billups, do pass; also that Senate Bill No. 299, do pass.

T. F. MEMMINGER,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 232 correctly enrolled.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 382 and No. 429 do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Banks and Banking recommend that Senate Bill No. 270, by Mr. Russell, do pass, as amended.

R. M. RODDIE,
Chairman.

The report was adopted.

Senate Bill No. 335 was read the third time, as amended, and the question being on the final passage of said bill, the roll was called, and resulted:

Yeas: Brazell, Conn, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Landrum, Little, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne, Yeager. Total 25.

Nays: Billups, Blair, Brownlee, Cordell, Curd, Davis, Graham, Johnson (15), Moore, Redwine, Soldani, Williams. Total 12.

Absent and not voting: Agee, Cunningham, Johnston, Stafford, Stanford. Total 5.

The bill was passed.

The Senate adjourned until 10 A. M., Thursday, May 7, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FORTY-FIRST DAY

Senate Chamber

Thursday, May 7, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Graham, in the chair.

The roll was called and the following Members were present:

Agee, Biilups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Morris, Keys, Landrum, Little, Mathews, Memminger, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Stanford, Stafford, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Absent and excused:

Echols, Johnston, Moore, Cunningham. Total 4.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Mr. President:

Your Committee on Military Affairs recommend that Senate Bill No 431, by Mr. Soldani, do pass.

S. J. SOLDANI,
Chairman.

The report was adopted.

The Senate adjourned until 10 A. M., Friday, May 8th, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FORTY-SECOND DAY

Senate Chamber

Friday, May 8, 1908.

The Senate convened at 10 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and all the Members were present.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Mr. Russell presented forty petitions in favor of the Usury Bill. Petition by Mr. Blair in favor of Senate Bill No. 109, and petition by Mr. Graham in favor of Senate Bill No. 81-A were read.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 392 and House Bill No. 159 do pass; House Bill No. 465 and House Bill No. 427 do pass; Senate Bill No. 283 do pass, as amended.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Revenue and Taxation recommend that House Bill No. 557 do pass, as amended.

FRANK MATHEWS,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 415 do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Buildings recommend that House Bill No. 621 do pass, as amended.

M. F. EGGERMAN,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 135 and Senate Bill No. 165 correctly enrolled.

Senate Bills Nos. 165 and 135 were read the fourth time, and signed by the President in open session.

Bills on first reading:

Senate Bill No. 434, by Mr. Stewart, "An Act locating the East Oklahoma Hospital for the Insane and declaring an emergency."

Senate Bill No. 435, by Mr. Cordell, "An Act conferring authority to designate Towns in which sessions of the County Court shall be held in the various Counties in the State."

House Bill No. 97, by Mr. Bryan, "An Act to provide for the nomination of candidates for all elective offices in the State of Oklahoma, including Presidential Electors, Congressmen and United States Senators."

House Bill No. 654, by Mr. Tabor, "An Act providing for holding sessions of the County Court in Garvin County, at Stratford."

House Bill No. 419, by Mr. Hobdy, "An Act to authorize persons to combine or unite in the pooling of farm products raised by them."

House Bill No. 168, by Mr. Durham, "An Act amending General Section 1935 of Wilson's Statutes."

House Bill No. 544, by Mr. Baldwin and Mr. Ross, "An Act providing for holding sessions of the County Court in Bryan County at Caddo." Mr. President:

Your Legal Advisory Committee report that it is our opinion that a majority of a quorum present can reconsider a bill, if on final passage, it fails to receive the constitutional number of votes.

J. ELMER THOMAS,

Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 432, by Mr. Goulding, to Commerce and Labor.

Senate Resolution No. 38, by Mr. Thomas, to School Lands.

Mr. Thomas offered an amendment to House Bill No. 591 by striking out all of said bill after the enacting clause, and inserting in lieu thereof five new Sections.

The amendment, as amended by Mr. Keys, prevailed.

Message from the House transmitting enrolled Senate Bill No. 232, signed by the Speaker; also that the House does not agree to the Senate amendments to House Bill No. 291, and requesting the Senate to recede therefrom; and that the House had adopted the conference report on Senate Bill No. 188, and passed the bill, as amended; that the House had agree to Senate amendment to Senate Bill No. 74, and passed the same, as amended; also transmitting Senate Bill No. 65, as passed by the House, and requesting a further conference on Senate Bill No. 54;

also adopted the conference report on House Bill No. 218, and passed the bill, as amended; also enrolled Senate Bill No. 177, signed by the Speaker; also transmitting House Bills Nos. 168, 419, 654, 544 and 97 which had passed the House.

The amendment by Mr. Thomas to House Bill No. 591 was further amended by amendments by Mr. Brook and Mr. Davis, and said bill was read the third time, at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Johnston, Keys, Memminger, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas Williams, Wynne, Yeager. Total 33.

Nays: Brazell, Brownlee, Little, Mathews, Stewart, Updegraff. Total 6.

Absent and not voting: Agee, Curd, Echols, Holman, Stanford. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Agee, Brazell, Brownlee, Little, Mathews, Stewart, Updegraff. Total 7.

Absent and not voting: Curd, Echols, Holman, Stanford, Memminger. Total 5.

The bill, with the emergency, was passed.

The President signed Senate Bills Nos. 314 and 361 in open session
Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bill No. 398 do pass; that Senate Bill No. 371 do pass, as amended.

E. M. LANDRUM,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 182 correctly enrolled and Senate Bills Nos. 314, 335 and 361 correctly engrossed.

Mr. President:

Your Legal Advisory Committee recommend that Committee Substitute for House Bill No. 438 do pass; Committee Substitute for House Bill No. 510 do pass, as amended; House Bill No. 364 do pass, as

amended; House Bill No. 434 do pass, as amended; House Bills Nos 439, 560 and 561 do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Message from the House transmitting House Concurrent Resolution No. 39 and the conference report of House Bill No. 103 as adopted by the House; also that the House had indefinitely postponed consideration on Senate Bill No. 162, and transmitting enrolled Senate Bills Nos. 125 and 165 signed by the Speaker.

House Concurrent Resolution No. 39 was read and passed by the following roll call vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Soldani, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Nays: Brownlee, Curd, Cunningham, Stanford, Updegraff. Total 5.

House Bill No. 599 was re-committed to the Committee on Public Buildings for further consideration.

The President appointed Mr. Taylor, Mr. Thomas and Mr. Stewart, conferees on Senate Bill No. 54.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Enrolled Senate Bill No. 182 was read the fourth time and signed by the President in open session.

The Senate went into the Committee of the Whole with Mr. Billups in the chair.

The Committee of the Whole arose and reported:

Mr. President:

We, your Committee of the Whole, recommend that House Bill No. 397 do pass, as amended, and placed on third reading and final passage this day.

R. A. BILLUPS,
Chairman.

The report was adopted.

Message from the House transmitting enrolled Senate Bill No. 182 signed by the Speaker; enrolled House Bills Nos. 570 and 218 for signature by the President; transmitting House Bill No. 223 with the con-

ference report thereon which has been adopted; Senate Bill No. 4 with the conference report thereon which has been adopted by the House; also that the House by a roll call vote agreed to the correction of clerical errors in Senate Bill No. 177.

Enrolled House Bills Nos. 218 and 570 were each read the fourth time and signed by the President in open session.

The clerical errors in Senate Bill No. 177 were corrected and the bill as corrected was passed by the following roll call vote:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Soldani, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 43.

Nays: None.

Absent: Brook. Total 1.

The bill was passed as corrected.

On motion by Mr. Blair the vote by which House Bill No. 425 failed to pass was reconsidered.

Mr. Smith moved to strike out Section 3, which prevailed.

House Bill No. 425 was read at length and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brownlee, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Memminger, Moore, Roddie, Stafford, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Agee, Cordell, Goulding, Landrum, Little, Mathews, Strain, Stewart. Total 8.

Absent and not voting: Brook, Morris, Redwine, Russell, Soldani, Sorrells. Total 6.

The bill was passed and signed by the President.

Mr. Graham moved to place House Bill No. 397 on third reading.

Mr. Stafford moved as a substitute, that the bill be re-committed with instructions to amend by making Judges elective in 1908.

Motion by Mr. Graham, to table the substitute, was lost.

Mr. Davis moved to amend substitute, that the bill be re-committed with instructions to substitute the original House Bill, with an amendment fixing the salary of the Judges at \$3,500. The roll was called on the amendment and resulted:

Yeas: Billups, Blair, Brownlee, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Moore, Redwine, Roddie, Russell, Soldani, Stanford, Smith, Thomas, Updegraff, Wynne. Total 22.

Nays: Agee, Brazell, Brook, Conn, Curd, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Memminger, Sorrells, Stafford, Strain, Stewart, Taylor, Williams, Yeager. Total 22.

The vote being a tie the President voted "Yea" and the amendment prevailed.

The substitute as amended was lost.

Message from the Governor:

I have the honor to report that I have this day approved and signed Senate Bill No. 177, the same being "An Act to prohibit the pooling of bridge contractors, partnership companies, corporations and associations; also I have approved Senate Bill No. 300.

C. N. HASKELL,

The Governor.

The Senate adjourned until 10 A. M., Saturday, May 9th.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FORTY-THIRD DAY

Senate Chamber

Saturday, May 9th, 1908.

The Senate convened at 9 A. M., pursuant to adjournment with Acting President, Mr. Brook, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 43.

Absent and excused:

Brazell. Total 1.

Prayer by the Chaplain.

The Journal of the previous day was approved.

Two petitions by Mr. Russell in favor of Usury Bill, and by Mr. Davis in favor of the Dairy Bill.

Special message from the Governor was read and referred to the Committee on Appropriations.

Mr. President:

Your Committee on Public Health recommend that Senate Bill No. 394 do not pass for the reason that the subject matter is covered by existing law.

GEO. O. JOHNSON,
Chairman.

The report was adopted

Bills on first reading:

Senate Bill No. 436, by Mr. Thomas, "An Act to legalize an election held in School District No. 23 in Jefferson County for the purpose of building school houses."

Senate Bill No. 437, by Mr. Yeager, "An Act making the first Monday in September each year a legal holiday."

Senate Bill No. 438, by Mr. Franklin, "An Act to save money and stop grafting in the construction and improvement of public buildings by providing for a State Architect."

On motion by Mr. Taylor the President appointed Mr. Taylor, Mr. Eggerman and Mr. Yeager a Free Conference Committee on Senate Bill No. 54.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 434, by Mr. Stewart, to Public Buildings.

Senate Bill No. 435, by Mr. Cordell, to General Orders.

House Bill No. 97, by Mr. Bryan, to Elections and Privileges.

On motion by Mr. Davis the House was requested to return Senate Bill No. 168 with the history thereof.

On motion by Mr. Davis House Bill No. 97 was treated as an amendment to Senate Bill No. 168.

House Bill No. 168, to Judiciary No. 1.

House Bill No. 419, by Mr. Hobdy, to Judiciary No. 1.

House Bill No. 654, by Mr. Tabor, to Legal Advisory.

House Bill No. 544, by Mr. Baldwin and Mr. Ross, to Legal Advisory.

Mr. Davis moved to substitute the original House Bill No. 397 for the bill as reported by the Committee of the Whole, which motion prevailed by the following roll call vote:

Yeas: Billups, Blair, Brownlee, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Moore, Redwine, Roddie, Russell, Soldani, Stanford, Smith, Thomas, Updegraff, Wynne. Total 22.

Nays: Agee, Brook, Conn, Curd, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Sorrells, Stafford, Strain, Stewart, Taylor, Williams, Yeager. Total 21.

Absent: Brazell. Total 1.

Mr. Smith moved to amend by fixing salary of Judges at \$3,500, which prevailed.

Mr. Williams moved to amend by striking out "1911" and inserting "1910." The motion was ruled out of order, and the motion by Mr. Russell to suspend the rules for amendment on third reading was lost.

Mr. Williams moved to reconsider the bill for the purpose of amendment, which motion was lost.

Mr. Stanford moved to amend as follows: "Limit time of duration of Court to July 1st, 1911," which prevailed.

Mr. Russell moved to strike out the enacting clause, which motion was lost by the following vote:

Yeas: Agee, Brook, Brownlee, Conn, Hatchett, Holman, Johnson (15), Keys, Landrum, Little, Memminger, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Williams. Total 18.

Nays: Billups, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (14), Mathews,

Morris, Moore, Redwine, Roddie, Soldani, Stanford, Smith, Thomas, Updegraff, Wynne, Yeager. Total 25.

Absent: Brazell. Total 1.

The question recurred upon the final passage of the bill. It was read the third time at length and the roll was called, and resulted:

Yeas: Billups, Blair, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stanford, Smith, Thomas, Updegraff, Wynne. Total 25.

Nays: Agee, Brook, Conn, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Sorrells, Stafford, Strain, Stewart, Taylor, Williams, Yeager. Total 18.

Absent and not voting: Brazell. Total 1.

The roll was called on the emergency Section and resulted:

Yeas: Billups, Blair, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stanford, Smith, Stewart, Thomas, Updegraff, Wynne. Total 26.

Nays: Agee, Brook, Conn, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Sorrells, Stafford, Strain, Taylor, Williams, Yeager. Total 17.

Absent and not voting: Brazell. Total 1.

The bill was passed without the emergency and was signed by the President.

The Senate recessed until 1:30.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, the President, Mr. Bellamy, in the chair.

The conference report on House Bill No. 103 was read and adopted and the bill as amended was passed by the following vote:

Yeas: Blair, Brownlee, Conn, Cordell, Cunningham, Eggerman, Davis, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Strain, Stanford, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Stafford. Total 1.

Absent and not voting: Agee, Billups, Brook, Brazell, Curd, Hatchett, Holman, Johnson (15), Sorrells, Smith, Thomas. Total 11.

The bill was passed.

The conference report on House Bill No. 223 was read and adopted and the bill as amended was passed by the following vote:

Yeas: Billups, Blair, Brownlee, Conn, Cordell, Curd, Agee, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, John-

son (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Agee, Brazell, Brook, Echols, Hatchett, Holman, Roddie, Stanford, Stewart. Total 9.

House Bills Nos. 103 and 223 were signed by the President in open session.

Message from the House transmitting House Bill No. 331 with the conference report thereon which had been adopted by the House; also House Bill 675 which had passed the House.

House Bill No. 675, by Mr. Bryan, "An Act to enable all Cities containing a population of more than 2,000 to frame and adopt charters for their own government," was read the first time.

We, your Committee on privileges and Elections, recommend that Senate Bill No. 23, by Mr. Taylor, do pass, as amended.

CLARENCE DAVIS,

Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Russell in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 621 do pass, as amended; Senate Bills Nos. 338, 353, 399, 411, 384, 406 and 368 do pass.

CAMPBELL RUSSELL,

Chairman.

The report was adopted.

The conference report on House Bill No. 331 was read and adopted. Senate Bill No. 439, by Mr. Davis and Mr. Redwine, "An Act creating a Department of Highways, and declaring an emergency," was read the first time.

Mr. President:

Your Judiciary Committee No. 1 recommend that Senate Bill No. 222, by Mr. Johnston, do pass.

J. C. GRAHAM,

Chairman.

The report was adopted.

Five petitions from labor organizations at Shawnee, Lehigh, Ardmore and Bokoshe urging passage of Senate Bills Nos. 81-A, 81-B, 150 404 and House Bill No. 29 were read.

The Senate adjourned until Monday, May 11th, 1908, at 9 A. M.
GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FORTY-FOURTH DAY

Senate Chamber

Sunday, May 10th, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FORTY-FIFTH DAY

Senate Chamber

Monday, May 11th, 1908.

The Senate convened at 9 A. M., pursuant to adjournment with the President, Mr. Bellamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brazell, Holman, Stanford. Total 3.

Prayer by the Chaplain.

The Journal of the previous day was approved.

Petition by Mr. Conn from Muldrow in favor of House Bill No. 132 and by Mr. Johnson (14) from Labor Unions of El Reno in favor of the various Labor Bills.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 436, by Mr. Thomas, to Legal Advisory.

Senate Bill No. 437, by Mr. Yeager, to Commerce and Labor.

Senate Bill No. 438, by Mr. Franklin, to Judiciary No. 2.

Senate Bill No. 439, by Mr. Davis and Mr. Russell, to Roads and Highways.

House Bill No. 675, by Mr. Bryan, to Municipal Corporations.

Mr. Davis moved that after this day the Senate hold night sessions beginning at 8 o'clock.

Mr. Hatchett moved to amend by fixing time at 7:30, which was lost and the original motion prevailed.

Senate Bill No. 335 was signed by the President in open session.

The Senate refused to recede from its amendments to House Bill No. 291, and requested a conference thereon, and the President appointed Mr. Johnson (15), Mr. Roddie and Mr. Cordell Senate conferees.

House Bill No. 331, as amended by the Conference Committee, was read, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brock, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 34.

Nays: None.

Excused: Stafford. Total 1.

Absent and not voting: Brazell, Cunningham, Echols, Holman, Johnston, Memminger, Russell, Soldani, Stanford. Total 9.

The bill was passed.

House Bill No. 621 was read the third time at length. Mr. Johnson (15), moved to amend by striking out the name "Wilburton" and inserting "The State University of Oklahoma," which amendment was lost.

The roll was called on the final passage of the bill, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordeli, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 34.

Nays: Brownlee. Total 1.

Absent and not voting: Agee, Brazell, Cunningham, Echols, Holman, Memminger, Soldani, Stanford, Wynne. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 34.

Nays: Brownlee, Stafford. Total 2.

Absent and not voting: Agee, Brazell, Echols, Cunningham, Holman, Soldani, Stanford, Wynne. Total 8.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 327 was advanced to third reading, read the third time, and the question being on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger,

Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 37.

Nays: Curd. Total 1.

Absent and not voting: Brazell, Cunningham, Echols, Holman, Stanford, Wynne. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 36.

Nays: None.

Absent and not voting: Brazell, Conn, Curd, Cunningham, Echols, Holman, Stanford, Wynne. Total 8.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 338 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Curd, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 38.

Nays: None.

Absent and not voting: Brazell, Cunningham, Echols, Holman, Stanford, Wynne. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 39.

Nays: None.

Absent and not voting: Brazell, Echols, Holman, Stanford, Wynne. Total 5.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 353 was read the third time, at length, and the question being on the final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 38.

Nays: None.

Absent and not voting: Brazell, Echols, Holman, Memminger, Stanford, Wynne. Total 6

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 38.

Nays: None.

Absent and not voting: Brazell, Echols, Holman, Memminger, Stanford, Wynne. Total 6.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 399, as amended, was read the third time and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Curd, Davis, Franklin, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff. Total 28.

Nays: Brownlee, Cunningham, Eggerman, Johnston, Stafford, Williams, Yeager. Total 8.

Absent and not voting: Agee, Brazell, Echols, Graham, Goulding, Holman, Stanford, Wynne. Total 8.

The bill was passed.

Senate Bill No. 348 was read at length the third time, and the question being on the passage of the bill the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 37.

Nays: None.

Absent and not voting: Agee, Brazell, Echols, Graham, Holman, Stanford, Wynne. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Thomas, Updegraff, Williams, Yeager. Total 30.

Nays: Johnson (14). Total 1.

Absent and not voting: Agee, Brook, Echols, Holman, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Wynne. Total 13.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 406 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 32.

Nays: Moore. Total 1.

Absent and not voting: Agee, Brazell, Eggerman, Echols, Holman, Little, Stafford, Stanford, Davis, Updegraff, Wynne. Total 11.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Echols, Franklin, Graham, Goulding, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 30.

Nays: Hatchett, Johnson (14), Little, Mathews, Moore, Russell, Updegraff. Total 7.

Absent and not voting: Agee, Brazell, Davis, Eggerman, Holman, Stanford, Wynne. Total 7.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 368 was read the third time, at length and the question being on the passage of said bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager, Updegraff. Total 36.

Nays: None.

Absent and not voting: Agee, Brazell, Davis, Echols, Holman, Moore, Stanford, Wynne. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Updegraff, Williams, Yeager. Total 32.

Nays: None.

Absent and not voting: Agee, Brazell, Davis, Echols, Holman, Landrum, Little, Russell, Stafford, Stanford, Stewart, Wynne. Total 12.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 411 was read at length the third time, and failed to pass, by the following roll call vote:

Yeas: Brook, Cordell, Goulding, Johnson (14), Johnson (15), Little, Morris, Redwine, Stafford, Stewart, Thomas. Total 11.

Nays: Brownlee, Blair, Conn, Curd, Cunningham, Davis, Eggerman, Graham, Johnston, Keys, Landrum, Mathews, Memminger, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Taylor, Updegraff, Williams, Yeager. Total 23.

Absent and not voting: Agee, Brazell, Billups, Echols, Franklin, Hatchett, Holman, Moore, Stanford, Wynne. Total 10.

Mr. Davis moved to reconsider the vote by which the bill was lost, which motion was tabled.

The conference report on House Bill No. 353 was read. Mr. Davis moved to adopt the report. Mr. Mathews moved to substitute that the Senate do not adopt the report and ask for a new conference, which motion prevailed.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

On motion by Mr. Graham, the Senate refused to concur in the House amendments to Senate Bill No. 65, and requested the House to recede therefrom.

The Senate went into the Committee of the Whole, with Mr. Billups in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on Senate Bill No. 204, and ask leave to sit again.

R. A. BILLUPS,

The report was adopted.

Chairman.

Message from the House transmitting enrolled Senate Bill No. 74, signed by the Speaker.

The conference report on Senate Bill No. 109 was read and adopted, and the bill, as amended, was passed by the following roll call vote:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Cunningham, Little, Mathews, Stafford, Updegraff. Total 5.

Absent and not voting: Brazell, Brook, Holman, Stanford. Total 4.

Excused: Hatchett. Total 1.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Cunningham, Little, Mathews, Memminger, Stafford, Updegraff. Total 6.

Excused: Hatchett. Total 1.

Absent and not voting: Brazell, Brook, Agee, Davis, Stanford. Total 5.

The bill, with the emergency, was passed.

Enrolled Senate Bill No. 188 was read the fourth time and signed by the President in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 406, 248, 399, 353, 338 and 368 correctly engrossed.

To the Honorable Senate:

I hereby return Senate Bill No. 182, without approval. The authors of the bill and I have carefully compared it with the existing law, being Sections 2363 and 2364 of Wilson's Statute, and as I understand, we mutually agreed that the existing law was satisfactory. I therefore return Bill No. 182, without approval.

C. N. HASKELL,

The Governor.

To the Legislature:

I have the honor to report that I have this day approved and signed Senate Bill No. 232, same being "An Act to provide for the division and distribution of the income, rentals, interest and proceeds of certain lands among certain educational institutions, and making an appropriation of such funds in pursuance thereof, designating the name by which such funds shall hereafter be known, and declaring an

emergency." Also that I have approved and signed Senate Bill No. 165, same being "An Act requiring railroad companies within this State to construct and maintain crossings upon all public highways."

C. N. HASKELL,

The Governor.

On motion by Mr. Stewart, the Senate agreed with the Governor's veto on Senate Bill No. 182.

Mr. President:

Your Legal Advisory Committee recommend that House Bill No. 610 do pass.

J. ELMER THOMAS,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Commerce and Labor recommend that Senate Bill No. 433 do pass.

W. M. FRANKLIN,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Municipal Corporations recommend that House Bill No. 675 do pass.

R. E. ECHOLS,

Chairman.

The report was adopted.

Mr. President:

Your Committee on School Lands recommend that Senate Bills Nos. 118, 128, 195 and 271 do pass.

HENRY S. JOHNSTON,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Service Corporations recommend that Senate Bills Nos. 150, 332 and 392 do not pass; House Bill No. 126 do pass.

W. N. REDWINE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Appropriations recommend that House Bill No. 592 do pass.

R. E. STAFFORD,

Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 440, by Mr. Agee (by request), "An Act to provide for the establishment and protection of levees, ditches and drains."

Senate Bill No. 441, by Mr. Yeager, "An Act relating to the manufacture, transportation and storage of nitroglycerine and other explosives."

The Senate adjourned until 9 A. M., Tuesday, May 12, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

ONE HUNDRED FORTY-SIXTH DAY

Senate Chamber

Tuesday, May 12th, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with President, Mr. Bellamy, in the chair.

The roll was called and all the Members were present.

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stanford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous day was approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 440, by Mr. Agee, to Agriculture.

Senate Bill No. 441, by Mr. Yeager, to Mines and Manufacturing.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills Nos. 509, 552 and 566 do pass, and House Bill No. 439 do pass, as amended.

TOM MOORE,

Chairman.

The report was adopted.

Message from the House transmitting House Bill No. 363 which had passed the House; House Bills Nos. 643, 458, 642, 683, and House Concurrent Resolution No. 40 which have passed the House; also enrolled House Bill No. 223 for signature by the President; that the House does not recede from its amendments to Senate Bill No. 65 and requests a conference thereon; also enrolled Senate Bill No. 4 signed by the Speaker; also House Bill No. 97; transmitting Senate Bill No. 168 with the House record thereon; also Senate Bill No. 109 with the conference report thereon, which had been adopted by the House; also requesting a conference of House Bill No. 353; also requesting a con-

ference of Senate Bill No. 233, and House Bill No. 291; also transmitting enrolled House Bills Nos. 103 and 425 and House Concurrent Resolution No. 39 for signature by the President.

Enrolled House Bills Nos. 103 and 425 were each read the fourth time and signed by the President in open session.

House Concurrent Resolution No. 39 was signed by the President.

Enrolled Senate Bill No. 4 was read the fourth time at length and signed by the President in open session.

The Senate agreed to a conference on Senate Bill No. 65 and the President appointed Mr. Graham, Mr. Holman and Mr. Cordell conferees.

The Senate agreed to a conference on House Bill No. 353 and the President appointed Mr. Graham, Mr. Redwine and Mr. Davis conferees.

The following bills were read the first time:

House Bill No. 363, by Mr. Anthony, "An Act providing for the levy and collection of a gross revenue tax on public service corporations."

House Bill No. 458, by Mr. Crouch, "An Act making it a felony to misuse public funds or to take or receive interest thereon."

House Bill No. 642, by Mr. Hart and Mr. Jesse, "An Act providing for the purchase of machinery for heat and ice plant for the hospital for the insane at Fort Supply."

House Bill No. 683, by Mr. Durant, "An Act creating the offices and employees of the Corporation Commission."

House Bill No. 643, by Mr. Rainer, "An Act regulating the manner of making and publishing financial and credit ratings."

House Concurrent Resolution No. 40, by Mr. Williams of Comanche recalling House Bill No. 570 from the Governor, was read and adopted.

Enrolled House Bill No. 223 was read the fourth time and signed by the President in open session.

Mr. President:

Your Committee on Public Buildings recommend that Senate Bill No. 434 do pass.

M. F. EGGERMAN,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Service Corporations recommend that Senate Bill No. 319, by Mr. Taylor, do pass, as amended.

W. N. REDWINE,

Chairman.

The report was adopted.

Mr. President:

Your Legal Advisory Committee recommends that Senate Bill No. 436 and House Bills Nos. 544 and 654 do pass.

J. ELMER THOMAS,

Chairman.

The report was adopted.

Senate Bill No. 142, by Mr. Blair, "An Act providing for the demand of juries or the waiver of same in civil cases," was read the first time.

The Senate agreed to a conference on Senate Bill No. 233 and the President appointed Mr. Thomas, Mr. Little and Mr. Mathews conferees.

House Bill No. 552 was read the third time at length and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Cordell, Curd, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Conn, Cunningham, Little, Russell, Smith. Total 5.

Absent and not voting: Brook, Brownlee, Davis, Echols, Johnson (15), Stanford. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Conn, Cunningham, Graham, Holman, Little, Russell. Total 6.

Absent and not voting: Brook, Brownlee, Echols, Johnson (15), Keys, Moore, Stanford, Taylor. Total 8.

The bill, with the emergency, was passed and signed by the President.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

House Bill No. 509 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell,

Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Mr. Graham, Mr. Johnston and Mr. Sorrells disclosed their interest in the measure and were excused from voting.

Nays: Brownlee, Mathews. Total 2.

Absent and not voting: Brook, Cunningham, Davis, Johnson (15), Stanford. Total 5.

The bill was passed and signed by the President in open session.

Mr. Mathews explained his vote:

Mr. President:

I vote no because the Constitution forbids this appropriation and forbids it in language so plain that no one can misconstrue it, or misunderstand it, or be misled by it. See Section 35, Article 24 of the Constitution.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Bill No. 188, same being "An Act creating a State Board of Health, defining the duties and powers thereof."

C. N. HASKELL,

The Governor.

House Bill No. 439 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Blair, Brownlee, Conn, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Wynne. Total 28.

Nays: Agee, Brazell, Cordell, Moore, Russell, Stafford, Thomas, Williams, Yeager. Total 9.

Absent and not voting: Billups, Brook, Cunningham, Davis, Johnson (15), Stanford, Updegraff. Total 7.

House Bill No. 566 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Agee, Brook, Cunningham, Davis, Johnson (15), Moore, Stanford, Stafford, Updegraff. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Agee, Brook, Cunningham, Davis, Johnson (15), Moore, Stanford, Stafford, Updegraff. Total 9.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 277 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Agee, Brazell, Cunningham, Stafford. Total 4.

Absent and not voting: Johnson (15), Stafford, Stanford, Updegraff. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stewart, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: Agee, Cunningham, Stafford. Total 3.

Absent and not voting: Johnson (15), Stanford, Updegraff. Total 3.

The bill, with the emergency, was passed and signed by the President.

Mr. Echols called up the motion to reconsider the vote by which House Bill No. 397 was passed, and the roll was called on the motion to reconsider, and resulted:

Yeas: Agee, Brazell, Conn, Curd, Eggerman, Franklin, Hatchett, Holman, Johnson (14), Keys, Little, Memminger, Morris, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Williams, Yeager. Total 21.

Nays: Billups, Blair, Brownlee, Cordell, Cunningham, Davis, Echols, Graham, Goulding, Johnston, Landrum, Mathews, Moore, Redwine, Roddie, Soldani, Smith, Thomas, Wynne. Total 19.

Absent and not voting: Brock, Johnson (15), Stanford, Updegraff. Total 4.

The motion to reconsider was lost.

On motion by Mr. Graham the vote by which the emergency Section was lost was reconsidered, and the question being: "Shall the Emergency Section be adopted?" The roll was called, and resulted:

Yeas: Billups, Blair, Brownlee, Cordell, Cunningham, Eggerman, Davis, Echols, Franklin, Graham, Goulding, Johnston, Landrum, Mathews, Moore, Redwine, Roddie, Russell, Soldani, Stewart, Thomas, Williams Wynne. Total 23.

Nays: Agee, Brazell, Brook, Conn, Curd, Hatchett, Holman, Johnson (14), Little, Memminger, Morris, Sorrells, Stafford, Strain, Smith, Taylor, Yeager. Total 17.

Absent and not voting: Johnson (15), Keys, Stanford, Updegraff. Total 4.

The emergency was lost, and the President signed the bill.

Message from the House transmitting Senate Bill No. 295 which had passed the House, as amended; also House Bills Nos. 52, 603 and 615 which had passed the House.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 277 correctly engrossed.

Message from the House that the House had agreed to the Senate amendments to House Bills Nos. 509 and 552, and does not agree to the Senate amendments to House Bill No. 397 and requests a conference thereon; also that the House does not agree to the Senate amendments to House Bill No. 566 and requests a conference thereon.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed House Bill No. 103, same being "An Act relating to Teachers' County Normal Institutes;" also House Bill No. 425, "An Act permitting a jury in all criminal cases to assess the punishment in their verdict of conviction."

C. N. HASKELL,

The Governor.

The Senate agreed to a conference on House Bill No. 397 and the President appointed Mr. Graham, Mr. Eggerman and Mr. Keys conferees.

On motion by Mr. Keys the Senate refused to concur in the House amendments to Senate Bill No. 295 and requested a conference thereon, and the President appointed Mr. Keys, Mr. Taylor and Mr. Blair conferees.

The Senate agreed to a conference on House Bill No. 566 and the President appointed Mr. Franklin, Mr. Roddie and Mr. Blair conferees.

Senate Bill No. 443, by Mr. Memminger, "An Act to authorize the Board of Regents of State Normal Schools to establish and locate three temporary Normal Schools," was read the first time.

The Senate went into the Committee of the Whole, with Mr. Memminger in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills Nos. 510, 434, 544, 480, 560, 561, 438, 531, 654 and 610 do pass; House Joint Resolution No. 5 do pass; House Bill No. 542 be re-committed to Judiciary Committee No. 1, and that House Bill No. 557 be referred to a Special Committee of three.

F. F. MEMMINGER,
Chairman.

The report was adopted.

House bills on first reading:

House Bill No. 52, by Mr. Cope, "An Act prohibiting betting or gambling on baseball or football games."

House Bill No. 615, by Mr. Williams of Comanche, "An Act relating to banks and banking."

House Bill No. 603, by Mr. Jesse, "An Act authorizing and instructing the State Printer to have printed ten thousand copies of the Constitution."

Mr. President:

Your Committee on Commerce and Labor recommend that Senate Bill No. 437 do pass.

W. M. FRANKLIN,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Buildings recommend that House Bill No. 605 do pass, as amended; House Bill No. 617 do pass, as amended.

M. F. EGGERMAN,
Chairman.

The report was adopted.

Senate Bill No. 444, by Mr. Redwine, "An Act requiring railroads to maintain and operate repair shops in this State," was read the first time.

The Senate recessed until 8 P. M.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with Acting President, Mr. Graham, in the chair.

The Senate went into the Committee of the Whole, with Mr. Echols in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills Nos 126, 675 and 592 do pass.

R. E. ECHOLS,
Chairman.

The report was adopted.

The Senate adjourned until 9 A. M. Wednesday, May 13th, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FORTY-SEVENTH DAY

Senate Chamber

Wednesday, May 13, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brownlee, Johnson (15), Stanford. Total 3.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 442, by Mr. Blair, to Judiciary No. 1.

Senate Bill No. 443, by Mr. Memminger, to Public Buildings.

Senate Bill No. 444, by Mr. Redwine, to Public Service Corporations.

House Bill No. 458, by Mr. Crouch, to Judiciary No. 2.

House Bill No. 642, by Mr. Hart, to Hospitals and Charities.

House Bill No. 643, by Mr. Rainey, to Judiciary No. 1.

House Bill No. 683, by Mr. Durant, to Public Service Corporations.

House Bill No. 603, by Mr. Jesse, to County Affairs.

House Bill No. 615, by Mr. Williams (of Comanche), to Banks and Banking.

House Bill No. 52, by Mr. Cope, to Judiciary No. 2.

The Senate went into the Committee of the Whole, with Mr. Billups in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 605 do pass.

R. A. BILLUPS,
Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 445, by Mr. Brook, "An Act to provide for the division of Muskogee County into two County Court Districts, designating Court Towns, terms of Court and cases to be tried in each district."

Senate Bill No. 446, by Mr. Cunningham, "An Act providing for the support of the poor in the several counties in the State of Oklahoma; to establish and maintain asylums therefor, and declaring an emergency."

Senate Bill No. 447, by Mr. Soldani, "An Act providing for sessions of the County Court at Kay County at Ponca City, and declaring an emergency."

Senate Bill No. 448, by Mr. Holman, "An Act validating certain acknowledgments to conveyances affecting real estate made prior to May 1st, 1908."

House Bill No. 482, by Mr. Hawkins, "An Act providing for the construction of a system of ditches and drains."

House Bill No. 704, by Mr. Earle, "An Act to legalize the incorporation of the Town of Guymon, Texas County, to legalize the acts of the Board of Trustees and the actions and doings of the officers of said Town."

House Bill No. 532, by Mr. Japp, "An Act amending Section 1431, Chapter 19, of Wilson's Statutes relating to the publication of Commissioners' proceedings."

House Bill No. 45, by Mr. McCalla, "An Act relating to secondary schools of agriculture and domestic science."

Mr. President:

Your Committee on Revenue and Taxation recommend that House Bill No. 482 do pass.

FRANK MATHEWS,

Chairman.

The report was adopted.

House Bill No. 531 was read at length the third time, and the question being on the final passage, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Ekboles, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Keys, Landrum, Mathews, Memminger, Morris, Roddie, Soldani, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Agee, Johnson (14), Russell, Stafford, Smith, Updegraff. Total 6.

Absent and not voting: Brownlee, Cunningham, Johnson (15), Little, Moore, Redwine, Stanford, Smith. Total 8.

The roll was called on the emergency, and resulted:

Yeas: None.

Nays: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Absent and not voting: Brook, Brownlee, Goulding, Holman, Johnson (15), Moore, Sorrells, Stanford. Total 8.

The bill was passed, without the emergency.

House Bill No. 610 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Agee. Total 1.

Absent and not voting: Brownlee, Cunningham, Franklin, Johnson (15), Moore, Stafford, Stanford, Smith, Updegraff. Total 9.

The bill was passed.

House Bill No. 510 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted.

Yeas: Billups, Blair, Brazell, Brook, Conn, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Soldani, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Agee, Smith. Total 2.

Absent and not voting: Brownlee, Cunningham, Cordell, Johnson (15), Memminger, Moore, Sorrells, Stafford, Stanford. Total 9.

The bill was declared passed.

House Bill No. 434 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Agee, Smith. Total 2.

Absent and not voting: Brownlee, Cunningham, Johnson (15), Moore, Stafford, Stanford. Total 6.

House Bill No. 560 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Agee, Smith. Total 2.

Absent and not voting: Brownlee, Cunningham, Johnson (15), Little, Moore, Stafford, Stanford, Sorrells. Total 8.

The bill was declared passed.

House Bill No. 560 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Blair, Brazell, Brook, Conn, Curd, Cunningham, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Agee, Smith. Total 2.

Absent and not voting: Billups, Brownlee, Cordell, Davis, Graham, Johnson (15), Landrum, Moore, Stafford, Stanford, Sorrells. Total 11.

The bill was declared passed.

House Bill No. 654 was read the third time at length, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Soldani, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Agee, Cunningham, Smith. Total 3.

Absent and not voting: Brownlee, Conn, Curd, Johnson (15), Moore, Russell, Sorrells, Stafford, Stanford. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Williams, Wynne. Total 30.

Nays: Billups, Conn, Curd, Little, Russell, Thomas, Updegraff, Yeager. Total 8.

Absent and not voting: Brownlee, Johnson (15), Moore, Sorrells, Stanford, Updegraff. Total 6.

The bill, together with the emergency, was passed and signed by the President.

House Bill No. 544 was read the third time at length, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Soldani, Strain, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Agee, Cunningham, Smith. Total 3.

Absent and not voting: Blair, Brook, Johnson (15), Moore, Russell, Sorrells, Stafford, Stanford, Taylor. Total 9.

The bill was passed, and signed by the President.

House Bill No. 438 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Brazell, Brook, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Soldani, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Agee, Cunningham, Smith. Total 3.

Absent and not voting: Blair, Brownlee, Davis, Johnson (15), Moore, Russell, Sorrells, Stafford, Stanford. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Williams, Wynne. Total 32.

Nays: Cordell, Little, Russell, Thomas, Updegraff, Yeager. Total 6.

Absent and not voting: Brownlee, Conn, Eggerman, Echols, Johnson (15), Stanford. Total 6.

The bill, together with the emergency, was passed, and signed by the President.

House Bill No. 364 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Agee, Cunningham, Smith. Total 3.

Absent and not voting: Brownlee, Johnson (15), Moore, Sorrells, Stanford. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Williams, Wynne. Total 34.

Nays: Conn, Little, Russell, Thomas, Updegraff, Yeager. Total 6.

Absent and not voting: Brownlee, Echols, Johnson (15), Stanford. Total 4.

The bill was passed, with the title agreed to.

House Bill No. 531 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Agee, Cunningham, Smith. Total 3.

Absent and not voting: Five.

The bill was passed.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., with the President, Mr. Bellamy, in the chair.

Message from the House transmitting House Bill No. 331, as passed by the House and Senate; and House Concurrent Resolution No. 45, as passed by the House.

House Concurrent Resolution No. 45 read and referred to Committee on Agriculture.

House Bill No. 480 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Cunningham, Updegraff. Total 2.

Absent and not voting: Brownlee, Brook, Cordell, Hatchett, Holman, Graham, Johnson (15), Morris, Sorrells, Stanford. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Moore, Redwine, Roddie, Soldani, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager
Total 30.

Nays: Cunningham, Little, Russell, Stafford, Updegraff. Total 5.

Absent and not voting: Brook, Brownlee, Cordell, Graham, Holman, Johnson (15), Moore, Stanford, Sorrells. Total 9.

The bill, with the emergency, was passed.

House Bill No. 592 was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Franklin. Total 1.

Absent and not voting: Brook, Brownlee, Cordell, Graham, Holman, Johnson (15), Morris, Stafford, Stanford. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Little. Total 1.

Absent and not voting: Brook, Brownlee, Cordell, Graham, Holman, Johnson (15), Morris, Stafford, Stanford. Total 9.

The bill, with the emergency, was passed.

House Bill No. 301 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Cunningham, Echols, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager.
Total 30.

Nays: Curd, Hatchett, Memminger, Moore, Safford, Stewart, Updegraff. Total 7.

Absent and not voting: Brownlee, Davis, Eggerman, Graham, Franklin, Johnson (15), Stanford. Total 7.

The bill was declared passed.

House Bill No. 675 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Holman, Johnston, Johnson (14), Landrum, Little, Mathews, Moore, Redwine, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 30.

Nays: Graham, Hatchett, Keys, Memminger, Morris, Roddie, Russell, Wynne. Total 8.

Absent and not voting: Agee, Brook, Brownlee, Johnson (15), Sorrells, Stanford. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Keys, Landrum, Mathews, Moore, Redwine, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Hatchett, Holman, Little, Memminger, Morris, Russell, Roddie. Total 7.

Absent and not voting: Agee, Brownlee, Cordell, Johnson (15), Sorrells, Stanford. Total 6.

The bill, with the emergency, was passed.

Motion to reconsider the vote by which the emergency Section was adopted was tabled.

House Bill No. 126 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Agee, Brownlee, Johnson (15), Roddie, Stanford, Sorrells, Thomas. Total 7.

The bill was passed.

The roll was called on House Joint Resolution No. 5, and resulted:

Yeas: Billups, Blair, Brook, Cordell, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnson (14), Keys, Landrum, Morris, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart Taylor, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: Brazell, Conn, Curd, Cunningham, Graham, Johnston, Little, Mathews, Moore, Memminger, Redwine, Updegraff. Total 12.

Absent and not voting: Agee, Brownlee, Johnson (15), Sorrells, Stanford. Total 5.

The resolution was passed.

House Bill No. 605 was read the third time at length.

Mr. Taylor offered to amend by referring the bill to the Committee on Public Buildings for amendment, which was lost.

Mr. Holman offered to amend line 8 by changing "McAlester" to "Weleetka," which amendment was lost.

Mr. Franklin moved to amend line 8 by changing "McAlester" to "Tishomingo," which amendment was lost.

Mr. Brazell offered to amend page 1, line 2, by changing "and a" to "two branches thereof, as follows: One to be located at Granite, Oklahoma, and one to be located at Salt Creek Canon, Blaine County, Oklahoma," and changing the balance of the bill to conform thereto, which amendment was lost.

Mr. Graham offered to amend by striking out all that part of the bill relating to the Granite or Branch penitentiary, which amendment was lost.

Mr. Thomas offered to amend by striking out all reference to location at any particular place or places, which amendment was lost.

The roll was called on the final passage of the bill, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Hatchett, Cunningham, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne Yeager. Total 37.

Nays: Agee, Davis, Thomas. Total 3.

Absent and not voting: Brownlee, Graham, Johnston (15), Stafford. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Agee, Little, Thomas. Total 3.

Absent and not voting: Brownlee, Echols, Graham, Johnson (15), Memminger, Stanford. Total 6.

The bill, with the emergency, was passed.

The President signed the following engrossed bills in open session: House Bills Nos. 64, 561, 16, 531, 654, 434, 126, 301, 510, 480, 544, 592, 560 and 438.

Message from the House transmitting House Bills Nos. 482, 532 and 704; substitute for Senate Bill No. 160 and House Bill No. 342; enrolled House Bills Nos. 439, 552 and 509.

The President signed House Bills Nos. 439, 552 and 502 in open session.

The report of the Conference Committee on House Bill No. 353 was read and adopted.

Mr. President and Mr. Speaker:

Your Conference Committee on House Bill No. 353 report:

We agree to strike out Assistant Adjutant General, and ask that the Senate recede from the amendment striking out the stenographer and storekeeper. We recommend that an appropriation of \$750 be made to pay the Assistant Adjutant General for the time served.

W. M. MURDOCK,

J. B. CROUCH,

A. H. ELLIS,

House Committee.

J. C. GRAHAM,

W. N. REDWINE,

CLARENCE DAVIS,

Senate Committee.

Mr. President:

Your Committee on Agriculture recommend that House Concurrent Resolution No. 45 do pass, as amended.

H. S. BLAIR,

Chairman.

The report was adopted.

House Concurrent Resolution No. 45 was read third time, and the question being on the adoption of the resolution, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Brownlee, Brook, Echols, Johnson (15), Stanford. Total 5.

The resolution was passed.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No. 365 do pass.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Legal Advisory recommend that House Bills Nos. 33 and 611 do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

The President appointed Mr. Billups, Mr. Graham and Mr. Davis a Committee to draft a message to Senators and Representatives in Congress congratulating them upon the passage of the bill removing restrictions.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 617 do pass; that the report on House Bill No. 599 be referred to Public Buildings Committee.

A. E. AGEE,
Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 81-A as amended and passed by the House.

House Bill No. 617 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Brownlee, Goulding, Johnston, Johnson (14), Johnson (15), Stanford. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Holman, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine,

Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brownlee, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Stanford. Total 7.

The bill, with the emergency, was passed.

Enrolled House Bill No. 339 and enrolled Senate Bill No. 104 were read the fourth time, and signed by the President.

Mr. President:

Your Committee on Public Service Corporations recommend that Senate Bill No. 307 and Senate Bill No. 444 do pass.

W. N. REDWINE,
Chairman.

The report was adopted.

Senate Joint Resolution No. 6 relative to printing the Statutes, was read and laid over.

Te Senate recessed until 8 P. M. this day.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with the Acting President, Mr. Graham, in the chair.

The Senate went into the Committee of the Whole, with Mr. Johnson (14) in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 507 do pass, as amended.

W. H. JOHNSON,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Service Corporations recommend that House Bill No. 332 do pass.

W. N. REDWINE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on School Lands recommend that Senate Bill No. 340 do pass.

HENRY S. JOHNSTON,
Chairman.

The report was adopted.

Mr. President:

Your Conference Committee report on Senate Bill No. 65 as follows:

We recommend that the Senate agree to House amendments Nos. 1, 2 and 5; that the House recede from House amendments Nos. 3, 4, 6 and 7.

J. C. GRAHAM,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 109 correctly enrolled.

Senate Bill No. 109 was read fourth time, and signed by the President in open session.

House Bill No. 507 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Morris, Redwine, Roddie, Russell, Soldani, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Agee, Hatchett, Little, Mathews, Stafford. Total 5.

Absent and not voting: Brownlee, Brook, Johnson (15), Memminger, Moore, Strain, Sorrells, Stanford, Updegraff. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (14), Johnston, Keys, Landrum, Morris, Redwine, Roddie, Russell, Soldani, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Agee, Hatchett, Little, Mathews, Stafford. Total 5.

Absent and not voting: Brownlee, Brook, Johnson (15), Memminger, Moore, Sorrells, Stanford, Strain, Updegraff. Total 9.

The bill, with the emergency, was passed.

Mr. Conn, Mr. Cordell, Mr. Franklin and Mr. Graham excused.

Mr. Hatchett explains his vote:

"I vote 'No' on this bill for the reason that I believe a number of the items are unreasonable and excessive. The vast majority of the items I believe are just and should be paid. In saying that some of the items are excessive I cast no reflections upon any person but think it my duty to judge for myself whether any appropriation is reasonable or just before voting upon it."

Petition from citizens of Woodward County read and referred.

The Senate adjourned until 9 A. M., Thursday, May 14, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

ONE HUNDRED FORTY-EIGHTH DAY

Senate Chamber

Thursday, May 14, 1908.

The Senate convened at 9 A. M., with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called, and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Absent and excused:

Brownlee, Stanford. Total 2.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Petition by Mr. Thomas from school land lessees of Comanche County in favor of the sale of the school lands.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 445, by Mr. Brook, to Legal Advisory.

Senate Bill No. 446, by Mr. Cunningham, to Hospitals and charities.

Senate Bill No. 447, by Mr. Soldani, to Legal Advisory.

Senate Bill No. 448, by Mr. Holman, to Judiciary No. 1.

House Bill No. 482, by Hawkins-Norville-Bryan, to Agriculture.

House Bill No. 532, by Mr. Japp, to County Affairs.

House Bill No. 704, by Mr. Earle, to County Affairs.

Senate Joint Resolution No. 6, to Codes Committee.

The President signed House Bills Nos. 507 and 617 in open session.

Message from the House transmitting enrolled House Bills Nos. 560, 434, 480, 544, 301, 438, 531, 654, 126 and 364 for signature by the President; also House Joint Resolution No. 10, as passed by the House.

House Concurrent Resolution No. 47 recalling House Bill No. 217 from the Governor was read and adopted.

House Joint Resolution No. 10, by Mr. Vandeventer, providing for a Joint Committee of three to ascertain the status of bills recommended by the Governor, was read first time.

The Senate went into the Committee of the Whole, with Mr. Little in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 683 do pass, as amended.

J. C. LITTLE,
Chairman.

The report was adopted.

Enrolled House Bills Nos. 560, 434, 480, 544, 301, 438, 531, 654, 126 and 364 were read the fourth time, and signed by the President in open session.

Mr. President:

Your Legal Advisory Committee recommend that Senate Bill No. 449 do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., with the President, Mr. Bellamy, in the chair.

Mr. President:

Your Committee on Codes recommend that Senate Joint Resolution No. 6 do pass, and that House Bill No. 472 do pass, as amended.

D. M. SMITH,
Chairman.

The report was adopted.

Message from the House transmitting House Bill No. 353 and the conference report thereon, which report had been adopted by the House; also Senate Bill No. 160, by Mr. Williams, for which a substitute was adopted by the House; also requesting a free conference of five members from each House on House Bill No. 97 and Senate Bill No. 168; also transmitting House Bill No. 515, with the conference report thereon which had been adopted by the House of Representatives.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 380 do pass, as amended; that Senate Bills Nos. 400, 437, 395, 334 and 434 do pass; that Senate Bill No. 345 be indefinitely postponed.

J. M. HATCHETT,

Chairman.

The report was adopted.

Mr. President:

About the time the Senate convened the day watchman of the building borrowed a large U. S. flag from the local G. A. R. Post. This flag has been torn, and the Senate and Legislative Affairs Committee asks authority to purchase a new flag to be presented to the local post.

J. S. MORRIS,

Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 380 correctly engrossed.

Senate Bill No. 380 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Morris, Moore, Redwine, Roddie, Sorrells, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Brazell, Hatchett, Johnson (14). Total 3.

Absent and not voting: Agee, Brownlee, Echols, Mathews, Memminger, Russell, Soldani, Stafford, Stanford, Thomas. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnston Johnson (15), Keys, Landrum, Little, Morris, Moore, Redwine, Roddie, Sorrells, Strain, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Brazell, Hatchett, Johnson (14). Total 3.

Absent and not voting: Agee, Brownlee, Echols, Mathews, Memminger, Russell, Soldani, Stafford, Stanford, Thomas. Total 10.

The bill, with the emergency, was passed and signed by the President.

House Bill No. 683 was read the third time.

Mr. Redwine moved to amend by striking out "\$2500" and inserting "\$6000;" also a new Section, as follows:

"The expert rate Clerk mentioned in the preceeding Section shall be a man of experience in railroad traffic business; shall be at least thirty-five years of age; shall have had at least ten years' actual experience in railroad traffic business."

Re-number the remaining Sections.

The roll was called on the adoption of the amendment and resulted:

Yeas: Agee, Billups, Cunningham, Echols, Graham, Holman, Memminger, Morris, Redwine, Soldani, Smith, Stewart, Taylor, Thomas. Total 14.

Nays: Blair, Brazell, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Moore, Roddie, Russell, Sorrells, Strain, Updegraff, Williams, Wynne, Yeager. Total 25.

Absent and not voting: Brownlee, Brook, Mathews, Stafford, Stanford. Total 5.

The amendment was lost.

The roll was called on the final passage of the bill, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Agee, Hatchett. Total 2.

Absent and not voting: Brownlee, Eggerman, Mathews, Stanford. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Johnson (14), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Agee, Little. Total 2.

Absent and not voting: Brownlee, Eggerman, Mathews, Stanford. Total 4.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 404 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith.

Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Agee, Brazell, Hatchett, Holman, Johnson (15), Little. Total 6.

Absent and not voting: Brownlee, Mathews, Stanford. Total 3.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Agee, Brazell, Hatchett, Holman, Little. Total 5.

Absent and not voting: Brownlee, Mathews, Stanford. Total 3.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 437 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Curd, Little. Total 2.

Absent and not voting: Brownlee, Echols, Mathews, Stanford. Total 4.

The bill was passed, and signed by the President.

Senate Bill No. 395 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Moore, Roddie, Soldani, Stafford, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 25.

Nays: Agee, Blair, Conn, Franklin, Graham, Hatchett, Little, Memminger, Morris, Redwine, Russell, Sorrells, Strain, Smith, Thomas. Total 15.

Absent and not voting: Brownlee, Brazell, Mathews, Stanford. Total 4.

The bill was passed and signed by the President.

Senate Bill No. 334 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Goulding, Johnston, Johnson (15), Keys, Landrum,

Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Agee, Conn, Franklin, Graham, Hatchett, Holman, Little, Memminger, Smith, Thomas. Total 10.

Absent and not voting: Brazell, Brownlee, Johnson (14), Stanford. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stanford, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Agee, Conn, Franklin, Graham, Hatchett, Little, Smith. Total 7.

Absent and not voting: Brazell, Brownlee, Stafford. Total 3.

The bill, with the emergency, was passed and signed by the President.

Senate Bill No. 364 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Cordeli, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Agee, Conn, Hatchett, Holman, Little, Mathews, Memminger. Total 7.

Absent and not voting: Brazell, Brownlee, Stafford. Total 3.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Agee, Conn, Hatchett, Holman, Little, Mathews. Total 6.

Absent and not voting: Brazell, Brownlee, Stafford. Total 3.

The bill, with the emergency, was passed.

Senate Bill No. 434 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman,

Johnston, Jchuson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Stanford.
Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: Little. Total 1.

Absent and not voting: Brazell, Brook, Brownlee, Stanford.
Total 4.

The bill, with the emergency, was passed, and signed by the President.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 364, 352 and 404 correctly engrossed.

Senate Bill No. 352 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Memminger, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Holman. Total 1.

Absent and not voting: Brazell, Brook, Brownlee, Conn, Hatchett, Moore, Stanford. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Roddie, Soldani, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Brazell, Hatchett, Holman, Mathews. Total 4.

Absent and not voting: Brownlee, Hatchett, Redwine, Russell, Stafford, Stanford, Strain. Total 7.

The bill, with the emergency, was passed, and signed by the President.

The conference report on House Bill No. 353 was read, as follows:
Mr. President and Mr. Speaker:

The undersigned Conference Committee from the House and Senate on House Bill No. 353 report:

There is but one contention between the House and Senate, same being on Section 31, being the Senate amendment to strike out the Assistant Adjutant General, stenographer and storekeeper. We further recommend that an appropriation of \$750 to pay the Assistant Adjutant General for the time served. We agree to strike out Assistant Adjutant General and ask the Senate to recede from its amendment striking out stenographer and storekeeper.

WM. MURDOCK,

J. B. CROUCH,

A. H. ELLIS,

House Conferees.

J. C. GRAHAM,

W. M. REDWINE,

CLARENCE DAVIS,

Senate Conferees.

The report was adopted by the following roll call vote:

Yeas: Billups, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Johnston, Keys, Landrum, Moore, Redwine, Soldani, Sorrells, Stewart, Taylor, Thomas, Williams. Total 21.

Nays: Agee, Blair, Brazell, Hatchett, Holman, Johnson (14), Johnson (15), Little, Mathews, Memminger, Morris, Roddie, Russell, Stafford, Strain, Smith, Updegraff, Wynne, Yeager. Total 19.

Absent and not voting: Brownlee, Brook, Franklin, Johnston. Total 4.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 439, same being "An Act authorizing the County Judge to hold Court at Dustin and Guertie in Hughes County." I have also approved and signed Senate Bill No. 342, being "An Act to create and establish a school for the education of the deaf of the State to be known as the Oklahoma School for the Deaf, and declaring an emergency." I have also approved and signed Senate Bill No. 135, same being "An Act relating to Fire Departments, and authorizing the payment of pensions to retired members thereof."

C. N. HASKELL.

The Governor.

The Senate recessed until 8 P. M.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with the Acting President, Mr. Thomas, in the chair.

Mr. President:

Your Committee on County and County Affairs recommend that House Bill No. 532 do pass; that House Bill No. 603 do pass; that House Bill No. 704 do pass.

TOM MOORE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Public Service Corporations recommend that House Bill No. 683, by Mr. Durant, do pass, as amended.

W. N. REDWINE,
Chairman.

The report was adopted.

The Senate adjourned until 9 A. M., Friday, May 15, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FORTY-NINTH DAY

Senate Chamber

Friday, May 15th, 1908.

The Senate convened at 9 A. M., pursuant to adjournment with President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Brazell, Johnson (14), Stanford. Total 3.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Mr. President:

Your Committee on Revenue and Taxation recommend that House Bill No. 263 do pass, as amended.

FRANK MATHEWS,
Chairman.

The report was adopted.

House Joint Resolution No. 10 was read the second time and referred to Legal Advisory Committee.

On motion by Mr. Williams, the Senate refused to concur in the House amendments to Senate Bill No. 160, and requested a conference, and the President appointed Mr. Williams, Mr. Stafford and Mr. Wynne Senate conferees.

Senate Bill No. 442 was withdrawn from Judiciary No. 2 and referred to Judiciary No. 1.

Special message from the Governor relating to tornado sufferers in Northwest Oklahoma was read and referred to a Special Committee, consisting of Mr. Agee, Mr. Updegraff, Mr. Echols and Mr. Curd.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 346, 395 and 437 correctly engrossed.

Mr. President:

Your Judiciary Committee No. 2 recommend that House Bill No. 643 do pass, and that Senate Bill No. 148, by Mr. Franklin, do pass.

W. P. STEWART,

Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Graham in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 389 do pass; that House Bills Nos. 532 and 704 do pass, as amended.

J. C. GRAHAM,

Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 249, which had passed the House, as amended; also that the House does not agree to the Senate amendments to House Bill No. 683, and requests a conference thereon; also that the House agrees to a conference on Senate Bill No. 160 and House Bill No. 342; also that the House does not agree to the Senate amendments to House Bill No. 592, and requests a conference thereon.

Mr. President:

Your Committee on State Affairs recommend that Senate Bill No. 110 do pass.

J. M. HATCHETT,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:20 P. M., with the President, Mr. Bellamy, in the chair.

The Senate agreed to a conference on House Bill No. 683 and the President appointed Mr. Johnston, Mr. Redwine and Mr. Agee conferees.

The Senate agreed to a conference on Senate Bill No. 168 and House Bill No. 97, and the President appointed Mr. Davis, Mr. Stafford, Mr. Stewart, Mr. Roddie and Mr. Redwine Senate conferees.

The Senate agreed to a conference on House Bill No. 592 and the President appointed Mr. Stafford, Mr. Billups and Mr. Mathews Senate conferees.

House Bill No. 704 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brazell, Cunningham, Graham, Goulding, Johnson (14), Memminger, Stanford. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brazell, Graham, Johnson (14), Stanford. Total 4.

The bill, with the emergency, was passed, and signed by the President in open session.

House Bill No. 532 was read the third time, as amended, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Thomas, Williams, Yeager. Total 26.

Nays: None.

Absent and not voting: Billups, Brazell, Brownlee, Cunningham, Hatchett, Johnson (15), Little, Mathews, Memminger, Morris, Moore, Redwine, Stafford, Stanford, Stewart, Taylor, Updegraff, Wynne. Total 18.

The bill was passed, and signed by the President.

House Bill No. 389 was read the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Blair, Cordell, Davis, Eggerman, Franklin, Hatchett, Johnston, Johnson (15), Keys, Landrum, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Williams, Yeager. Total 18.

Nays: Agee, Brook, Conn, Curd, Echols, Graham, Holman, Little, Mathews, Stafford, Stewart, Thomas. Total 12.

Absent and not voting: Billups, Brazell, Brownlee, Cunningham, Goulding, Johnson (14), Memminger, Morris, Moore, Redwine, Stanford, Updegraff, Wynne, Taylor. Total 14.

The bill was lost.

Senate Bill No. 450, by Agee-Echols-Curd-Updegraff, "An Act appropriating money for the cyclone sufferers at Ellis, Woodward, Dewey and Major Counties," was read the first time.

Senate Bill No. 204 was referred to a Special Committee consisting of Mr. Roddie, Mr. Brook, Mr. Blair and Mr. Goulding.

Senate Concurrent Resolution No. 65 proposing adjournment from May 16 to May 18 was read.

The roll was called on the passage of the resolution, and resulted:

Yeas: Billups, Blair, Cordell, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Roddie, Russell, Soldani, Sorrells, Taylor, Thomas, Williams, Wynne. Total 18.

Nays: Agee, Brook, Brownlee, Conn, Curd, Echols, Hatchett, Holman, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Stafford, Strain, Stewart, Yeager. Total 20.

Absent and not voting: Brazell, Johnson (14), Morris, Stanford, Smith, Updegraff. Total 6.

The resolution was lost.

On motion by Mr. Graham, the Secretary was ordered to have Senate Bill No. 346 re-engrossed and transmitted to the House.

To the Honorable Legislature:

I have to advise you that I have approved House Bill No. 509, with the exception of that item of Section No. 1 thereof which reads as follows:

"Charles N. Haskell, Muskogee: Mileage at per diem, certificate No. 1855, \$298.00."

All other items are approved.

In approving this bill except as to the single item mentioned I want to say that I believe the Legislature properly exercised the discretion which the Constitution vested in it. I believe that no body of men ever worked more unselfishly or with home patriotic feeling than the delegates in the Constitutional Convention. I personally know that many of them continued at their posts laboring for the welfare of the people of this State when they were living on their own means and reduced to the point where they had to practice the greatest economy, to be able to pay their expenses out of their own pockets and this appropriation by the State of Oklahoma to reimburse those men is but a small evidence of the State's appreciation of their good work.

My reasons for vetoing my own allowance, are:

That in my judgment, I have no right in the exercise of my present official authority to use that official power to approve and secure payment of my own claim.

This reason does not apply to any member of the House or Senate, who is personally interested, because there were plenty of members

voting for the bill in both Houses to adopt the same, without the vote of the few members who were also members of the Constitutional Convention, and therefore the members of the House and Senate who were members of the Constitutional Convention, were not called upon to pass upon the merits of their own claim, but in my case it is different.

It takes my official act to approve and pay my own claim and I do not believe that under the law I should do so, and therefore I do not approve the item of appropriation to myself as mentioned above.

It has been my judgment from the beginning that this like other Convention bills is a just obligation of the United States Government, and as such, that the United States Government should have paid it, and I shall hope that the justice of this claim against the United States Government may be in time recognized at Washington, in which event I should certainly accept my pay from that source, feeling that I had honestly earned the same, but holding the official position, that I do, I cannot accept the money from the State of Oklahoma; even should the Legislature see fit to over rule this veto, I should still decline to accept the money from any source other than the United States Government.

C. N. HASKELL,

The Governor.

Mr. Graham moved to pass the item vetoed by the Governor in House Bill No. 509 over the Governor's objection.

The roll was called on the motion, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: Curd, Holman, Mathews. Total 3.

Absent and not voting: Brazell, Johnson (15), Stafford, Stanford. Total 4.

The item was passed over the Governor's veto.

The question being on the final passage of House Bill No. 353, as amended by the report of the Conference Committee, the roll was called, and resulted:

Yeas: Billups, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnston, Keys, Landrum, Moore, Redwine, Roddie, Soldani, Sorrells, Stafford, Stewart, Taylor, Thomas, Williams, Wynne. Total 25.

Nays: Agee, Blair, Brownlee, Curd, Franklin, Hatchett, Johnson (15), Little, Mathews, Memminger, Morris, Russell, Strain, Smith, Updegraff, Yeager. Total 16.

Absent and not voting: Brazell, Johnson (14), Stanford. Total 3.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 32.

Nays: Blair, Brownlee, Hatchett, Little, Mathews, Memminger, Strain, Yeager. Total 8.

Absent and not voting: Brazell, Johnston (14), Stanford, Smith. Total 4.

The bill, with the emergency, was passed.

Mr. President:

Your Committee on Public Buildings report Senate Bill No. 443, by Mr. Memminger, back to the Senate, without recommendation.

M. F. EGGERMAN,
Chairman.

Mr. President:

Your Committee on Public Buildings recommend that House Bill No. 642 do pass.

J. J. WILLIAMS,
Chairman.

The report was adopted.

Mr. President:

Your Special Committee recommend that Senate Bill No. 204 do pass, as amended by the Special Committee.

R. M. RODDIE,
Chairman.

The report was adopted.

Bills on first reading:

Senate Bill No. 454, by Mr. Memminger, "An Act to provide for the necessary expenses and for the payment of salaries of employes of the Corporation Commission."

Senate Bill No. 452, by Mr. Redwine, "An Act defining the duties of the Marshall of the Corporation Commission."

Senate Bill No. 453, by Mr. Johnston, "An Act requiring the State Veterinarian to kill any animal affected with certain malignant diseases."

House Bill No. 670, by Mr. Hawkins, "An Act making an appropriation for the purpose of paying the salaries and expenses of the County officers in making election returns held September 17, 1907."

House Bill No. 690, by Mr. Skeen, "An Act making an appropriation for the support of the Colored Agricultural and Normal University at Langston."

House Bill No. 691, by Appropriations Committee, "An Act making an appropriation for the support of the Oklahoma School for the Deaf."

House Bill No. 692, by Appropriations Committee, "An Act making an appropriation for the support of the University Preparatory School at Tonkawa."

House Bill No. 693, by Appropriations Committee, "An Act making an appropriation for the support of the University at Norman."

House Bill No. 704 was reconsidered and on motion by Mr. Morris was amended by adding an emergency Section.

The question being on the final passage of the bill, as amended, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 37.

Nays: None.

Absent and not voting: Brazell, Johnson (14), Moore, Stafford, Stanford, Updegraff, Yeager. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 37.

Nays: None.

Absent and not voting: Brazell, Johnson (14), Moore, Stafford, Stanford, Updegraff, Yeager. Total 7.

The bill, with the emergency, was passed.

Message from the House requesting conference on House Bill No. 604, and transmitting engrossed copies of House Bills. Nos. 670, 692, 691, 693 and 690, and enrolled copies of House Bills. Nos. 561, 510, 397 and 218; also message from the Governor.

Enrolled House Bills Nos. 561, 510, 397 and 218 were each read the fourth time at length and signed by the President in open session.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole Senate recommend that House Bills Nos. 476, 603, 426 and House Joint Resolution No. 10 be indefinitely postponed; that House Bill No. 472 and House Joint Resolution No. 3 do pass; that House Bill No. 663 be made a special order for Monday,

May 18, 1908: that House Bill No. 332 be referred to Special Committee; that Senate Bills Nos. 421, 376, 436, 299, Senate Joint Resolution No. 6, House Bill No. 643, Senate Bills Nos. 272, 363, 204, 350, 325, 410, 319, 375, 307 and 331 do pass; and report progress on Senate Bill No. 120.

L. K. TAYLOR,
Chairman.

The report was adopted.

The resignation of A. A. Watson, Assistant Journal Clerk, was presented and read.

The Session adjourned until 9 A. M. Saturday, May 16, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTIETH DAY

Senate Chamber

Saturday, May 16, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brownlee, Brook, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total, 37.

Absent and excused:

Brazell, Eggerman, Echols, Johnson (14), Russell, Soldani, Strain. Total 7.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 450, by Mr. Agee, et al., to Appropriations.

Senate Bill No. 451, by Mr. Memminger, to Appropriations.

Senate Bill No. 452, by Mr. Redwine, to Public Service Corporations.

Senate Bill No. 453, by Mr. Johnston, to Public Health.

House Bill No. 670, by Mr. Hawkins, to Appropriations.

House Bill No. 690, by Mr. Skeen, to Appropriations.

House Bill No. 691, by Appropriations Committee, to Appropriations.

House Bill No. 692, by Appropriations Committee, to Appropriations.

House Bill No. 693, by Appropriations Committee, to Appropriations.

Mr. President:

Your Judiciary Committee No. 1 recommend that House Bill No. 542 do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

Your Judiciary Committee No. 1 recommend that House Bill No. 79 do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

Your Committee on State Affairs recommend that Senate Bill No. 410 do pass, as amended.

J. M. HATCHETT,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 307, 421, 350, 410, 375, 325, 363, 249 and 421 correctly engrossed.

The President signed Senate Bills Nos. 296 and 307 and House Bills Nos. 510 and 561 in open session.

Message from the House transmitting House Bills Nos. 701, 702, 715, 619, 722, 652, 720, 651 and House Concurrent Resolution No. 51 and Senate Bill No. 269, which had passed the House; also enrolled House Bill No. 438, as amended and passed by the House; also that the House of Representatives does not agree to the Senate amendments to House Bill No. 165 and requests a conference thereon; also House Concurrent Resolutions Nos. 47, 48 and 49, which had passed the House of Representatives; enrolled House Joint Resolution No. 5, and enrolled House Bill No. 610 for signature by the President. Also enrolled Senate Bill No. 109, signed by the Speaker; also transmitting Senate Bill No. 189, passed by the House of Representatives, as amended.

Enrolled House Bill No. 610 and House Joint Resolution No. 5 were read the fourth time, and signed by the President in open session.

The Senate went into the Committee of the Whole, with Mr. Taylor in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 120 do pass.

L. K. TAYLOR,
Chairman.

The report was adopted.

House Concurrent Resolution No. 49 recalling House Bill No. 552 from the Governor, was read and adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, in the chair.

On motion by Mr. Mathews, the Enrolling and Engrossing Committee was authorized to dock or discharge any member of the enrolling and Engrossing force and employ additional help when required.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed House Bill No. 364, "An Act providing for holding County Court at the Town of Konawa in Seminole County;" House Bill No. 664, same being "An Act providing for holding sessions of the County Court in Garvin County at Stratford, Oklahoma;" House Bill No. 531, "An Act to provide for the division of Jefferson County into two Court Districts and designating Court Towns, terms of Court and classes of cases to be tried in each District;" House Bill No. 218, "An Act relating to the office of Justice of the Peace;" Senate Bill No. 74, "An Act prohibiting the screening of coal before being weighed;" also a Weighman and Check-weighman law, and creating a State Mining Board, and for other purposes, and declaring an emergency."

C. N. HASKELL,
The Governor.

Senate Bill No. 249 was read the fourth time, and signed in open session by the President.

Message from the House transmitting enrolled House Bill No. 617 for signature by the President and enrolled Senate Bill No. 249, signed by the Speaker.

The Senate agreed to a conference on House Bill No. 605, and the President appointed Mr. Redwine, Mr. Cunningham and Mr. Mathews Senate conferees.

House bills on first reading:

House Bill No. 701, by Mr. Hudson, "An Act to vitalize Section 39, Article 5 of the Constitution by creating a Board of Pharmacy, fixing the compensation of its members."

House Bill No. 702, by Mr. Whitson, "An Act making an appropriation for the maintenance of the Oklahoma Historical Society, and declaring an emergency."

House Bill No. 715, by Mr. Durant, "An Act making an appropriation for the transportation of prisoners to the penitentiary and for the maintenance of prisoners convicted of felonies confined in the County jails designated as State prisons."

House Bill No. 619, by Mr. Ross, "An Act to prohibit County Judges, Clerks and other officers from purchasing property sold at administrator's and guardian's sales, providing penalties for violation thereof, and declaring an emergency."

House Bill No. 722, by Mr. Hobdy, "An Act to amend Section 6 of Article 26, Chapter 25 of the Statutes of Oklahoma."

House Bill No. 652, by Mr. Hudson, "An Act providing for the support and maintenance of the Oklahoma Agricultural and Mechanical College and making an appropriation therefor."

House Bill No. 707, by Mr. Whitehurst, "An Act to provide for the necessary expenses of the State Government and making an appropriation therefor from the State Treasury of Oklahoma."

House Bill No. 651, by Mr. Hudson, "An Act relating to certain tax funds accumulated in the State Treasury to the credit of the tax levy fund of the Agricultural and Mechanical College."

House Concurrent Resolution No. 41, by Mr. Ezzard, "A Resolution providing for the printing and distribution of the Session Laws of the First Legislature."

To the Honorable Senate:

Senate Bill No. 4 is herewith returned, without approval, for the following reasons: After carefully reading the bill, in connection with some of its authors, and of the Committee which had it in charge, and the Attorney General, it is found that probably in the enrolling of the same, the Clerk made several errors in transposing words or giving words of similar sound but different meaning, as: "are" where it should be "or" and omitted the word "by" in an important place. These are doubtless errors, but their correction is essential, and there being doubt in the minds of some as to the legal propriety of your Honorable Body recalling the bill for correction, they have therefore advised me that legal certainty can best be insured by my returning the bill to you, disapproved.

As to the substance of the bill, I do seriously object to certain of its features hereinafter mentioned as being beyond the power of the Legislature to enact, and beyond the policy of a Government that stands for progress, development and protection of its honest and legitimate producers and commerce.

The name "Anti-trust law" stands for just what we need.

Our Constitution provides for it.

We have pledged our faith and honor to the people of the State to enact an anti-trust law.

Let us not, under a good name, write a law that is unworthy of the name. No matter how pleasant the name of this law may sound, it is the substance of the law which follows the name that we must carefully consider.

We are just in the beginning of building a new State, with all its varied interests and classes of business. The first consideration of Government is the protection of life and liberty.

Next, the preservation of property rights.

Oklahoma needs to guard, protect and encourage its agricultural interests, its laboring men, its commerce, its manufacturing, its mining, its oil production, in short, each element is essential to the welfare and prosperity of our State and to all classes of our people.

We want to encourage all those classes of industry, to locate and continue within our borders and to do this, we must not favor one class above the other. Nor must we permit one class to impose upon or rob the other.

Let us soberly consider the importance of an anti-trust law. We need and must have such a law, but it must be drawn with such care as to be what its name says it is.

Section 1 of this bill, I agree with, indeed, I would add to it by inserting after the word "commerce" the following: "or of any aid to commerce." Because I believe it is just as essential to stop fire insurance companies from pooling their rates as it is to stop coal companies from pooling their production and robbing the consumers of coal and unless the Attorneys are of the opinion that the insertion of these words would weaken other parts of the law, I should certainly advise adding these words, so as to make its scope broader.

Section 2. As you have it written, permits the Attorney General to go before one Judge of the Supreme Court, file a petition and secure the appointment of a receiver empowered to immediately take charge of the defendant's property, without any notice or chance for the defendant to present his evidence or objections to the Court. In fact, take the Hugo Grocery Company, for example, doing a wholesale grocery business, and such a case filed against them, they would know nothing about it until the receiver appointed without their knowledge, or chance to be heard, would walk into their place of business, demand the keys and take charge of every thing and suspend their business and keep their goods and property in his possession, until some months in the future when the Court might finally try the case. Such a business as that would have half of its value destroyed by such an arbitrary proceeding. As everybody knows that their established trade with the retail merchants, would at once be turned to other wholesale houses and by the time the case was tried, even should the Grocery Company be found not guilty, their trade would be lost and their goods greatly depreciated in value. The argument that the Judge might not exercise the power given him in this law, is absolutely no excuse for making any bad law, as the people are bound to assume that when the law says that a thing is authorized, we are bound to contemplate that it may be done.

What would be the result on the commerce of our State by such an arbitrary proceeding being authorized in our law?

Every wholesale house in the State depends upon borrowing money from the Eastern Cities, to carry their trade. This enables them to give the retail merchant time on his goods and the retail merchant having a credit with the wholesale house is enabled to give his customers time on what they buy for home use. You destroy the credit of the wholesale man and he can't extend credit to the retail merchant, and the re-

tail merchant can't extend credit to the consumer, hence, if a farmer wants to buy goods and pay for them after harvest he can't do it and is compelled to borrow money and buy for cash, or our retail merchants are driven to buy their stock of goods from wholesale houses outside our State, whose credit is not affected by the Oklahoma law. This illustration can properly be applied to every line of legitimate business and would simply destroy the whole mercantile business in the State of Oklahoma, because it would destroy their credit away from home. It is a serious proposition when you say that simply because the defendant is thought to be guilty of unlawful conspiracy that his property shall absolutely be taken away from him and his credit destroyed without giving even a day or two's notice in which to appear before the Court and deny the charge of conspiracy, nor, on the other hand, do we want to weaken the powers of the State so that the efforts of the officers of the State to destroy trusts shall be crippled. We have two or three instances in the history of the country, like the Waters-Pierce Oil Company, in Texas, and the Sugar Trust Case, in California, where a little time allowed the defendants gave them a chance to transfer their property and defeat the ends of justice, but we must realize that this only suggests the necessity for framing our laws so that the State can destroy the trusts without at the same time destroying and prohibiting legitimate business. We are not to be as reckless as he who applied such a severe medicine to destroy the tick, that he killed both the tick and the cow. We do want to destroy the tick, but we want to preserve the life of the cow, hence, in Section 2, I suggest the following amendments:

(a) Let the orders be made by the Supreme Court unless in case of vacation, in which event a majority of the Judges may act.

(b) Let an injunction issue the minute the case is begun, restraining the defendant from transferring or removing the property in question.

(c) Require that notice be given the defendant and he be given an opportunity to be heard before a receiver is appointed, bearing in mind, that the injunction prevents the defendant from doing any wrong with the property in the day or two's time it requires to notify him of the application for receiver.

(d) In case the Court or the Judges find that a receivership is proper, then the defendant shall have the right to retain possession of his own property, provided that he give a bond in the case, in such amount and with such sureties as the Court or Judges may think best.

You fully realize that a receivership is not only expensive and piles up a big bill of costs, but that it is destructive of the business which men may have been years in building up and if the defendant gives such bond as the Court finds is ample, then there should be no necessity for a receivership.

Remember this, that a six month's receivership might completely destroy the defendant's business; and at the end of that time, when all the witnesses are heard, at the final trial and the Court and jury find that the defendant was not guilty, who is there to pay the defendant the loss of his destroyed business?

Do you expect the State to appropriate money to make good such losses? Or do you expect the defendant, whom the jury has found innocent, to suffer the loss alone?

Again, I believe that the organization of our farmers into unions or societies, is vastly beneficial to their own welfare, and consequently to the welfare of the State and I believe it is right and proper for them to counsel together and hold their products, cotton or otherwise, for a uniform agreed higher price, and I do not want to see the State of Oklahoma deprive them of this essential and beneficial privilege.

Section 5. The last five lines of Section 5 should be stricken off, in my judgment, for two reasons:

First: They are unconstitutional, as the question involved is one that the Constitution clearly places in the hands of the Corporation Commission to regulate in each particular instance as in the judgment of that Commission may be proper.

Second: The uniform inflexible application of that provision would work to the disadvantage of the people, because it would require the industries involved therein to charge a maximum price under favorable conditions, whereas, it is the practice today to reduce prices when the conditions are favorable and warranted, and it is therefore necessary and proper to leave the Corporation Commission to make a flexible rule that will meet different conditions and different seasons of the year, instead of trying to take the matters out of the hands of that Commission and make an inflexible rule that would simply make maximum prices in all cases.

As to penalties for violation of laws of this character, I am decidedly in favor of criminal punishment against the officer who conducts the business of the company so as to violate the law, rather than to wipe out the company's property. We realize that to build the desirable enterprises within the State, that invariably the companies borrow money and give mortgages on the property to secure the money with which to build it and that those who invest their money in these mortgages are rarely ever in a position where they can prevent the corporation itself from violating the law. These people who buy these mortgages are usually old people or estates, who invest their money for the sake of earning the interest on it and are powerless to control the conduct of the managing officers, and when you fix the law so that the security for their money may be wiped out, you limit the possibility of having

these new enterprises built within our State, and besides I believe that the most effective punishment to enforce the law is when you put the man in jail who is actually responsible for the violation of the law.

You can rest assured that when a managing officer of the corporation knows that he will be personally punished for violations of the law, he will be more careful than where a simple fine on the property is the punishment and he may have but little interest in the property.

Section 7. I respectfully ask you to compare this Section with Section 20 of the Bill of Rights in the Constitution, and call your attention to this language in the Constitution: "He shall be informed of the nature and cause of the accusation against him."

In this connection, I suggest that the lawyers in the Senate give special thought as to whether or not Section 7 can be sustained against the Constitution, without changing somewhat the language of said Section 7.

Section 9. Understand that many of the varieties of goods that our wholesale houses handle are placed with them as agents, and the selling price is controlled by the foreign manufacturer or jobber. If you leave these words: "Or any sales agency" in this bill, you will simply deprive the wholesale houses in Oklahoma from handling those goods, and the trouble is that those goods are largely of a staple class, that the people use the largest quantity of, and must have. The result would be that our retail merchants would have to secure this class of goods from wholesale houses at Kansas City or other points outside of our own State.

Please consider this question carefully, and see if it is not of the same character of question as the Inter-state freight rates: namely, a trust question that we will have to correct through the Federal authorities. It is certainly a desirable thing to regulate, but can we regulate it through our own laws? That is the question to which I call your careful attention. You can destroy our own wholesale business within this State, but will you accomplish any good whatever in this respect, thereby.

Section 12. I believe that you have in this Section combined lawful authority with unlawful undertakings, and if that is true, you create commercial disturbance to a serious degree, and only weaken the lawful things contemplated by this Section. But as to this, I am willing to bide the judgment of the lawyers who are members of your Honorable Body, and our Attorney General. I simply invite their careful consideration of this feature.

It is lawful to say that men or companies shall not combine to fix prices on commodities or public service, but is it lawful to say that any single individual, or single company, which happens to own a bale of

cotton or a barrel of sugar shall sell it at any particular price, and in undertaking to say that the law may fix his price for him in the absence of any trust or monopolistic agreement, have you framed a law that discredits our State without having any possibility of legal standing or efficiency.

See Justice Fields opinion, 94th U. S. Rep., page 113, 159th Missouri, page 410.

Codley's Constitutional Limitations, 6th Edition, Section 734.
32nd Law Review, page 510.

Let us always bear in mind that the necessity for legitimate control of commerce and transportation, and the protection of the people against trusts and monopolies is so important that we should prepare our laws with such care that the higher Courts will not sweep away the work of your Legislative body, and leave the people, after you have adjourned, without any law on the subject. We need the law carefully drawn to destroy the trusts and control the oppressors of the people, but we do not want the law to embarrass or destroy innocent people, nor to destroy the credit of the legitimate institutions within our State.

We have hundreds of thriving Towns that want street car lines, electric light plants, water works plants, water power plants, wholesale houses, and every variety of enterprises that can be obtained to the convenience and comfort and prosperity of our State. We want our cotton seed, and our cotton fiber manufactured into its products within our State. We want our grain and other products and raw material manufactured within our State, and to do this, we must as vigorously protect the honest industry as we do vigorously prosecute the dishonest monopoly.

One year ago Oklahoma Territory had only one-eighth of its tax duplicate made up of railroad and other corporate and industrial values.

This, our first year of statehood, will show that one-half of all the tax duplicates of the entire State will be made up of these same railroad and corporate industrial properties, and every dollar of tax that we receive from commercial and transportation property makes that much less for the farmers and home-owners to pay.

I am returning this bill to you now without approval, with the hopes that you will give it immediate attention, and pass a new bill that will accomplish the necessary purpose: namely, destroy the trusts, but protect the people and the legitimate business of the State.

Respectfully submitted,

C. N. HASKELL,
The Governor.

The objections of the Governor were entered at large on the Journal, and the Senate proceeded to reconsider the bill.

The question being, "Shall Senate Bill No. 4 be passed over the objection of the Governor?" The roll was called, and resulted:

Yeas: Blair, Yeager. Total 2.

Nays: Agee, Billups, Brownlee, Conn, Cordell, Cunningham, Davis, Franklin, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams. Total 27.

Absent and not voting: Brazell, Brook, Curd, Echols, Eggerman, Graham, Hatchett, Johnson (14), Mathews, Roddie, Russell, Soldani, Stanford, Strain, Wynne. Total 15.

The veto of the Governor was sustained.

Enrolled House Bill No. 617 was read the fourth time and signed by the President in open session.

Mr. President:

Your Committee on Appropriations recommend that Senate Bill No. 450 do pass.

R. E. STAFFORD,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Mines and Manufacturing recommend that Senate Bill No. 441 do pass.

E. T. SORRELLS,
Chairman.

The report was adopted.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 301, the same being "An Act relating to the sale of gasoline and kerosene and prescribing a penalty for the violation of this Act and repealing all laws in conflict herewith." I have also approved and signed House Bill No. 610, "An Act providing for holding sessions of the County Court at Wapanucka in Johnson County."

C. N. HASKELL,
The Governor.

The Senate adjourned until 10 A. M., Monday, May 18, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-FIRST DAY

Senate Chamber

Saturday, May 17, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:
J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-SECOND DAY

Senate Chamber

Monday, May 18, 1908.

The Senate convened at 10 A. M., with the President, Mr. Beilamy, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 41.

Absent and excused:

Johnson (15), Soldani, Updegraff. Total 3.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Senate Joint Resolution No. 7, relating to Presidential Electors, was read and laid over.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 454, by Mr. Davis, to Judiciary No. 2.

Senate Bill No. 455, by Mr. Yeager, to Legal Advisory.

House Bill No. 619, by Mr. Ross, to Legal Advisory.

House Bill No. 651, by Mr. Hines, to Education.

House Bill No. 652, to Appropriations.

House Bill No. 701, to Pharmacy, Drugs and Pure Foods.

House Bill No. 702, to Appropriations.

House Bill No. 615, to Appropriations.

House Bill No. 620, to Appropriations.

House Bill No. 722, to Judiciary No. 2.

House Concurrent Resolution No. 41, to Codes.

Message from the House transmitting House Bills Nos. 708, 277, 725 and 193.

Mr. President:

Your Committee on Prohibition Enforcement recommend that Senate Bill No. 438 do pass.

R. A. BILLUPS,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Brook in the chair.

Message from the House transmitting enrolled House Bills Nos. 532 and 704.

House Bills Nos. 532 and 704 were each read fourth time at length, and signed by President in open session.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole Senate recommend that Senate Bill No. 23 be made a special order for Tuesday, May 19, and that House Bill No. 450 do pass, as amended.

ECK E. BROOK,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

To the Legislature:

I beg to report to your Honorable Body that I have this day approved and signed House Bill No. 223, entitled "An Act to define lobbying and providing punishment therefor."

In my judgment, it does not go as far as I would like to see it go in prohibiting lobbying, but it covers many points and will be very beneficial to the State, and as your time is so urgently taken with other important matters, I shall hope that a future Legislature may add a little to this good beginning you have made.

You are further advised that I have approved and signed House Bill No. 397, the same being "An Act creating a Criminal Court of Appeals and defining the jurisdiction of said Court."

C. N. HASKELL,
The Governor.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 617, the same being "An Act authorizing and establishing State orphan homes for destitute or dependent white and colored children, naming same and providing for a Superintendent and Board of four Directors, and declaring an emergency."

C. N. HASKELL,
The Governor.

Senate Bill No. 450 was read at length the third time.

Mr. Stafford offered to amend by striking out "\$10,000" and inserting "\$5,000," which motion was lost.

On the final passage of the bill the roll was called, and resulted:

Yeas: Agee, Billups, Blair Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Keys, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Landrum, Little, Smith. Total 3.

Absent and not voting: Brazell, Brownlee, Johnston, Johnson (14), Soldani. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brazell, Brownlee, Davis, Johnston, Johnson (14), Soldani, Strain. Total 7.

The bill, with the emergency, was passed, and signed by the President in open session.

Mr. Smith explained his vote, as follows:

Mr. President:

I vote "No" on this bill because I do not believe that the State can afford to go on record in making such large appropriations under the circumstances. We have no proof of the damage done, but from the reports we do have, the \$10,000 included in this bill will more than meet the demand for such purposes as we can afford to pay.

Senate Bill No. 443 was read the third time at length.

Mr. Memminger offered to amend by striking out "in any year" at the end of Section 1, and inserting "beyond the ensuing year." Strike out "normal" and insert "nominal" not to exceed one dollar, which was adopted.

Mr. Graham moved to indefinitely postpone action of Senate Bill No. 445, and Mr. Memminger moved to table the motion, which was done.

Message from the House transmitting amendments to Senate Bill No. 81-A; also Senate Bill No. 65, as passed by the Senate, with the conference report concurred in by the House.

Mr. Taylor moved to not concur in the House amendments to Senate Bill No. 269, which motion prevailed, and the President appointed Mr. Taylor, Mr. Stewart and Mr. Cordell conferees on the part of the Senate.

Mr. Russell moved that further consideration of Senate Bill No. 443 be postponed until after the consideration of all Revenue and Taxation Bills, which was carried.

Enrolled House Bills Nos. 675 and 507 were read the fourth time and signed by the President in open session.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

Mr. President:

Your Conference Committee to whom was referred House Bill No. 683, report as follows:

First: We recommend that the House does not agree to the following Senate amendments; but agree to strike out "Civil Engineer."

Second: That the officer of expert rate Clerk be stricken out.

H. S. JOHNSTON,
W. N. REDWINE,
A. E. AGEE,

Senate Conferees.

DURANT,
DEYERLE,
JOHNSON,

House Conferees.

The report was adopted.

House Bill No. 683, as amended, was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Stanford. Total 1.

Excused: Stafford. Total 1.

Absent and not voting: Brazell, Billups, Hatchett, Johnson (14), Morris, Stanford, Updegraff. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Keys, Landrum, Little, Mathews, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Stanford. Total 1.

Absent and not voting: Billups, Brazell, Brownlee, Cunningham, Hatchett, Johnson (14), Johnson (15), Morris, Stanford, Updegraff. Total 10.

The bill, with the emergency, was passed.

House Bill No. 438, as amended, was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Billups, Brazell, Cunningham, Davis, Johnson (14), Johnson (15), Soldani, Stanford, Taylor, Updegraff. Total 10. The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Billups, Brazell, Cunningham, Davis, Johnson (14), Johnson (15), Soldani, Stanford, Taylor, Updegraff. Total 10. The bill, with the emergency, was passed.

Mr. Taylor moved to call up conference report on House Bill No. 515, which was read, and moved to adopt the report.

Mr. Roddie moved, as a substitute, to adopt the report as to all the items except the one relative to the Manhattan Construction Company, which motion prevailed, and the report was adopted, as amended.

Mr. Roddie asked that a new Conference Committee be appointed, and the President appointed Mr. Blair, Mr. Roddie and Mr. Agee Senate conferees.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 363, and ask leave to sit again.

A. E. AGEE,
Chairman.

The report was adopted.

Mr. Franklin moved that the Senate do not concur in the amendments to Senate Bill No. 81-A as proposed by the House, which motion carried.

Mr. Mathews moved that the House be asked to recede from its amendments, and that a Conference Committee be appointed, which motion prevailed, and the President appointed Mr. Franklin, Mr. Yeager and Mr. Taylor Senate conferees.

House Bill No. 472 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Curd, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: Hatchett. Total 1.

Absent and not voting: Brazell, Cunningham, Johnson (14), Moore, Soldani, Updegraff. Total 6.

The bill was passed, and signed by the President in open session.

House Joint Resolution No. 3 was read the third time at length, and on passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Curd, Davis, Eggerman, Echols, Franklin, Hatchett, Holman, Johnson (14), Johnson (15), Landrum, Little, Morris, Russell, Strain, Taylor, Williams, Yeager. Total 21.

Nays: Brownlee, Conn, Cordell, Graham, Goulding, Johnston, Mathews, Moore, Redwine, Roddie, Sorrells, Stafford, Stanford, Smith, Stewart, Thomas, Wynne. Total 17.

Absent and not voting: Brazell, Cunningham, Keys, Memminger, Soldani, Updegraff. Total 6.

The resolution was lost.

Senate Bill No. 421 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Brazell, Johnson (14), Memminger, Soldani, Updegraff. Total 5.

The bill was passed.

Senate Bill No. 436 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Brazell, Cunningham, Graham, Johnson (14), Keys, Soldani, Stanford, Updegraff. Total 8.

The bill was passed and signed by the President.

Senate Bill No. 299 was read at length the third time and on final passage the roll was called and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Mathews, Little. Total 2.

Absent and not voting: Brazell, Cunningham, Johnson (14), Keys, Soldani, Stafford, Stanford, Taylor. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brook, Blair, Conn, Cordell, Curd, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Landrum, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Little, Mathews. Total 2.

Absent and not voting: Brazell, Brownlee, Cunningham, Davis, Franklin, Johnson (14), Keys, Moore, Soldani, Updegraff. Total 10.

The bill, with the emergency, was passed, and signed by the President in open session.

Senate Resolution No. 6 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Williams, Wynne, Yeager. Total 28.

Nays: Brownlee, Graham, Hatchett, Little, Roddie, Thomas. Total 6.

Absent and not voting: Brazell, Brownlee, Cunningham, Eggerman, Echols, Franklin, Graham, Hatchett, Johnson (14). Total 10.

The resolution was passed.

House Bill No. 643 was recommitted to the Committee of the Whole for further consideration.

Senate Bill No. 301 was withdrawn from Public Service Corporation Committee and referred to the Committee on Hospitals and Charities.

The Senate recessed until 8 P. M.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Enrolled Senate Bill No. 65, and engrossed Senate Bills Nos. 421, 299, 436, 372, Senate Joint Resolution No. 6, and House Bill No. 472 were read fourth time and signed in open session by the President.

Senate Bill No. 272 was read at length the third time, and on final passage the roll was called, and resulted.

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brazell, Brook, Conn, Curd, Cunningham, Johnson (14), Little, Soldani, Stanford, Updegraff. Total 10.

The bill was passed.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 65 correctly enrolled; also Senate Bills Nos. 433, 299, 379 and 37 correctly engrossed.

Senate Bill No. 363 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brazell, Brook, Conn, Curd, Cunningham, Johnson (14), Soldani, Stanford, Taylor, Updegraff. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brazell, Brook, Conn, Curd, Cunningham, Johnson (14), Little, Soldani, Stanford, Updegraff. Total 10.

The bill, with the emergency, was passed.

Senate Bill No. 350 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Red-

wine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Excused: Stafford. Total 1.

Absent and not voting: Brazell, Brook, Conn, Curd, Cunningham, Johnson (14), Little, Soldani, Stafford. Total 9.

The Bill was passed.

Message from the House transmitting Senate Bill No. 65; also House Bills Nos. 48, 484 and 672, as passed by the House, and 507 and 675, for signature.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 450 and 204 correctly engrossed.

Mr. President:

Your Committee on Prohibition Enforcement recommend that Senate Bill No. 408 do pass.

R. A. BILLUPS,
Chairman.

The report was adopted.

Senate Bill No. 325 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Brazell, Brook, Conn, Cunningham, Johnson (14), Mathews, Soldani, Stafford, Updegraff. Total 9.

The bill was passed.

Senate Bill No. 410 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Curd, Davis, Eggerman, Franklin, Echols, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 33.

Nays: None.

Absent and not voting: Brazell, Brook, Conn, Cunningham, Johnson (14), Little, Soldani, Stafford, Stanford, Updegraff, Yeager. Total 11.

The bill was passed.

Message from the House transmitting conference report on House Bill No. 683; also House Concurrent Resolution No. 48, and House Bills Nos. 640, 713 and Committee Substitute for House Bills Nos. 296, 326 and 502; House Bills Nos. 729, 395, 680, 691, 679, 733, 726, 730, 707, 676, 556 and 735, and enrolled House Bills Nos. 570 and 434.

Senate Bill No. 375 was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Williams, Wynne, Yeager. Total 32.

Nays: Mathews. Total 1.

Absent and not voting: Brazeil, Brook, Conn, Brownlee, Curd, Johnson (14), Soldani, Stafford, Stanford, Thomas, Updegraff. Total 11.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Little, Mathews, Stanford. Total 3.

Absent and not voting: Brazell, Johnson (14), Soldani, Stafford, Stanford. Total 5.

The bill was passed.

Senate Bill No. 319 was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: Stanford. Total 1.

Absent and not voting: Brazell, Brook, Johnson (14), Soldani, Updegraff. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Conn, Little, Mathews, Stanford. Total 4.

Absent and not voting: Brazell, Brook, Johnson (14), Redwine, Soldani, Stafford, Updegraff. Total 7.

The bill, with the emergency, was passed.

Senate Bill No. 307 was read the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Cunningham, Little, Stanford. Total 3.

Absent and not voting: Brazell, Brook, Johnson (14), Soldani, Stafford, Updegraff. Total 6.

The bill was passed.

Senate Bill No. 433 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brazell, Brook, Johnson (14), Soldani, Stafford, Stanford, Updegraff. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Conn, Little, Mathews, Stanford. Total 4.

Absent and not voting: Brazell, Brook, Johnson (14), Redwine, Soldani, Stafford, Updegraff. Total 7.

The bill, with the emergency, was passed.

Senate Bill No. 307 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Billups, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Cunningham, Little, Stanford. Total 3.

Absent and not voting: Brazell, Brook, Johnson (14), Soldani, Stafford, Updegraff. Total 6.

The bill was passed.

Senate Bill No. 433 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brazell, Brook, Johnson (14), Soldani, Stanford, Stafford, Updegraff. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Keys, Memminger, Morris, Moore, Redwine, Roddie, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Brownlee, Johnston, Landrum, Little, Mathews, Russell, Stafford, Stanford. Total 8.

Absent and not voting: Brazell, Brook, Johnson (14), Soldani, Thomas, Updegraff. Total 6.

The bill, with the emergency, was passed.

Senate Bill No. 120 was read the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Cordell, Cunningham, Davis, Graham, Goulding, Holman, Johnston, Keys, Landrum, Memminger, Morris, Moore, Redwine, Russell, Sorrells, Strain, Stanford, Thomas, Williams, Wynne. Total 21.

Nays: Agee, Blair, Brownlee, Conn, Curd, Eggerman, Echols, Hatchett, Johnson (15), Little, Mathews, Roddie, Stafford, Stewart, Taylor, Yeager. Total 16.

Absent and not voting: Brazell, Brook, Franklin, Johnson (14), Soldani, Smith, Updegraff. Total 7.

The bill was lost.

House Bill No. 643 was read at length the third time, as amended, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Hatchett, Holman, Johnston, Johnson

(15), Keys, Landrum, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 29.

Nays: Cunningham, Little, Mathews, Redwine, Stafford, Stanford. Total 6.

Absent and not voting: Brazell, Brook, Echols, Goulding, Johnson (14), Moore, Soldani, Updegraff, Wynne. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Eggerman, Franklin, Hatchett, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Williams, Wynne. Total 24.

Nays: Curd, Cunningham, Echols, Graham, Holman, Little, Mathews, Redwine, Stafford, Stanford, Thomas, Yeager. Total 12.

Absent and not voting: Brazell, Brook, Davis, Goulding, Johnson (14), Moore, Soldani, Updegraff. Total 8.

The bill was passed, without the emergency, and signed by the President.

Senate Bill No. 204 was read at length the third time, as amended, and the roll was called on the final passage of the bill, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Landrum, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Absent and not voting: Brazell, Brook, Johnston, Johnson (14), Keys, Little, Mathews, Moore, Soldani, Updegraff. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Landrum, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Stanford. Total 1.

Absent and not voting: Brazell, Brook, Johnson (14), Keys, Little, Mathews, Moore, Soldani, Updegraff. Total 9.

The bill, with the emergency, was passed.

Senate Bill No. 376 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Brazell, Cunningham, Johnson (14), Sol-dani, Stafford, Updegraff. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Brownlee, Conn, Hatchett, Little, Stafford. Total 5.

Absent and not voting: Brazell, Cunningham, Johnson (14), Sol-dani, Stanford, Taylor, Updegraff. Total 7.

The bill, with the emergency, was passed.

Message from the House transmitting House Bill No. 682.

Senate Bills Nos. 204, 272, 363, 350, 325, 410, 575, 319, 310, 433, and House Bill No. 643 were read the fourth time and signed in open session by the President.

Senate Bill No. 389 was referred to a special Committee of five, consisting of Mr. Roddie, Mr. Smith, Mr. Billups, Mr. Johnston and Mr. Thomas.

Senate Bill No. 444 was read at length the third time, and Mr. Redwine moved to strike out Section 1.

Mr. Taylor moved to refer the bill to a special Committee with instructions, which prevailed.

Message from the Governor.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 560, the same being "An Act providing for holding sessions of the County Court of Rogers County at Chelsea, Oklahoma." House Bill No. 561, the same being "An Act to provide for holding sessions of the County Court of Rogers County, Okla., at Collinsville, Okla." House Bill No. 510, the same being "An Act providing for the holding of sessions of the County Court of Bryan County, at Bennington in said County." House Bill No. 544, the same being "An Act providing for the holding of sessions of the County Court of Bryan County, at Caddo, in said County." House Bill No. 331, the same being "An Act to carry into effect Section 6 of Article 13 of the Constitution by creating a Text Book Commission for the purpose of preparing for use in the common schools of the State a uniform system of text books, registers, records, and school apparatus, defining the duty of bidders and certain officers and carrying out the purpose of this Act and prescribing penalties for violations thereof, and declaring an emergency."

On the 16th inst., I approved and signed Senate Bill No. 249, the same being "An Act to establish an industrial institute and college for girls in the State of Oklahoma and providing for its location and government."

The following bills were read first time:

Senate Bill No. 456, by Mr. Redwine, "An Act providing for the removal and transfer of the Oklahoma convicts confined in the penitentiary at Lansing, Kans., to the State of Oklahoma."

Senate Joint Resolution No. 7, by Mr. Taylor, "Proposing an amendment to the Constitution requiring regulation of electors."

House Bill No. 556, by Williams-Hanson, "An Act to provide for a graduated tax on land holdings in excess of 640 acres of acreage taxable lands, etc."

House Bill No. 676, by Mr. Whitehurst, "An Act to create employees, janitors, night and day watchman, custodian and mail carrier positions, etc."

House Bill No. 680, by Mr. Branson, "An Act appropriating funds for the maintenance of the School for the Blind at Ft. Gibson, Okla."

House Bill No. 730, by Jesse-Hart-Smith, "An Act appropriating money for the relief of storm sufferers of Ellis, Wood, Dewey and Major Counties."

House Concurrent Resolution No. 26, by Mr. Vandeventer, "Relating to use of property of the State."

Committee Substitute House Bill No. 395, by Mr. Hawkins, "An Act relating to insects and diseases which are injurious to growing crops, nursery stock, fruit and shade trees, etc."

House Bill No. 726, by Mr. Bryan, "An Act making an appropriation for the expenses of the State Board of Health from Nov. 16, 1907, to June 1, 1908."

House Bill No. 691, by Committee on Appropriations, making appropriations for the support and maintenance of the Oklahoma State School for the Deaf for the fiscal year beginning July 1st, 1908, and ending July 1st, 1909, and for miscellaneous purposes.

Committee Substitute House Bill No. 296, "An Act to regulate the practice of dentistry in the State of Oklahoma, creating a Board of Examination and prescribing the duties thereof."

House Bill No. 640, by Mr. Ezzard, "An Act in relation to suits for damages for death or other personal injury in the District Court of the State of Oklahoma."

House Bill No. 713, by Mr. Durant, "An Act entitled an Act to appropriate funds to defray the expenses of the State printing."

House Bill No. 729, by Mr. Whitehurst, "An Act providing for an appropriation for the Board of Health, of Arbitration and Conciliation. for the salary and expenses of the Factory Inspectory, etc."

House Bill No. 733, by Mr. Bryan, "An Act making an appropriation for a law department and lavatory for the State University."

House Bill No. 735, by Mr. McCalla, "An Act amending Section 6, of Senate Bill No. 254, said bill relating to the holding of special elections for the locating of permanent County seats, etc."

House Bill No. 707, by Mr. Bryan, "An Act making an appropriation for the maintenance and extension of the Oklahoma State Library."

House Bill No. 277, by Mr. Jesse, "An Act annexing certain lands to Ellis County for judicial and other purposes extending the jurisdiction of said County."

Amended House Bill No. 193, by Mr. Johnson, "An Act amending Article 14, Chapter 33, Session Laws of 1905, relating to transfer of property to another district."

House Bill No. 484, by Mr. Hanson, "An Act providing for the appointment of the Segregated Coal and Asphalt Commission; providing for their powers and duties and compensation and continuing said Commission."

Committee Substitute House Bill No. 672, by Smith-Abbot-Day, "An Act making an appropriation for the support and maintenance of the Central State Normal at Edmond; the Northwestern Normal at Alva and the S. W. Normal School at Weatherford for the scholastic year beginning July 1st, 1908, and ending July 1st, 1909, for deficiency; appropriating for miscellaneous purposes."

House Bill No. 708, by Whitehurst-Vandeventer, "An Act making an appropriation for the support and encouragement of County Summer Normal Institutes in the State of Oklahoma."

Substitute House Bill No. 725, by Mr. Butler, "An Act appropriating money for buildings, equipment, salaries and maintenance of the Whitaker Orphan Home at Pryor Creek, Mayes County, Okla."

Enrolled House Bill No. 570 and Substitute House Bill No. 434 was read fourth time at length, and signed by the President.

The following petitions were read and referred:

Petition from citizens of Hitchcock, protesting against legislation requesting the incorporation of said City, by Mr. Stafford.

Petition by Mr. Stafford from the Trades Council of Oklahoma City, asking passage of Senate Bills Nos. 81-A, 81-B, Senate Bill No. 150, Senate Bill No. 406 and House Bill No. 29.

Petition by Mr. Morris asking for the passage of Senate Bill No 270.

STATE OF OKLAHOMA.

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The Senate adjourned until 9 A. M., Tuesday, May 19, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-THIRD DAY

Senate Chamber

Tuesday, May 19, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and the following Members were present:

Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 43.

Absent and excused: Brazell. Total 1.

Prayer by the Chaplain.

Mr. President:

Your Committee on Hospitals and Charities recommend that Senate Bill No. 301 do pass.

J. J. WILLIAMS,
Chairman.

The report was adopted.

The following bills were read the second time and referred to proper Committees:

Senate Bill No. 456, by Mr. Redwine, to State Affairs.

Senate Bill No. 457, to Geological Survey.

Senate Joint Resolution No. 7, by Mr. Taylor, to Judiciary No. 1

House Bill No. 382, to Revenue and Taxation.

House Bill No. 296, to Public Health.

House Bill No. 640, to Legal Advisory.

House Bill No. 713, to Appropriations.

House Bill No. 395, to Agriculture.

House Bill No. 536, to Judiciary No. 1.

House Bill No. 680, to Appropriations.

House Bill No. 691, to Appropriations.

House Bill No. 676, to State Affairs.

House Bill No. 726, to Appropriations.

House Bill No. 729, to Appropriations.

House Bill No. 731, to Appropriations.

House Bill No. 737, to Appropriations.

House Bill No. 735, to Legal Advisory.

House Bill No. 193, to School Lands.

House Bill No. 277, to County Affairs.

House Bill No. 488, to Mines and Manufacturing.

House Bill No. 672, to Appropriations.

House Bill No. 708, to Appropriations.

House Bill No. 725, to Appropriations.

Engrossed House Bill No. 643 was read the fourth time and signed by the President in open session.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 363 do pass, as amended.

A. E. AGEE,
Chairman.

The report was adopted.

House Bill No. 363 was read the third time at length, as amended.

Mr. Yeager moved to strike out one per cent and insert "one-half of one per cent," which was lost.

Mr. Davis offered to reduce the tax of one per cent to one-fourth of one per cent, which was lost.

Mr. Roddie moved to amend the tax on telegraph and telephone companies to three per cent, instead of one and one-half per cent, which was adopted.

Mr. Sorrells moved to strike out "gold, silver and copper," which was lost.

Mr. Davis moved to amend Section 3, line 32, by changing "one-half of one per cent" to "one-fourth of one per cent," which was lost.

Mr. Yeager moved to reduce the pipe line assessment from two per cent to one per cent, which was lost.

Message from the House transmitting House Bills Nos. 163, 353 and 684, as passed by the House.

Mr. Little moved to amend House Bill No. 363 by reducing the excise assessment on railroads to one-fourth of one per cent, which was adopted.

The question recurred on the passage of the bill, as amended, and the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little,

Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: Cunningham, Stanford. Total 2.

Absent and not voting: Brazell, Sorrells, Stafford, Updegraff. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Nays: Stanford. Total 1.

Absent and not voting: Billups, Sorrells, Stafford, Updegraff. Total 4.

The bill, with the emergency, was passed.

Mr. Russell explained his vote:

Mr. President:

I am opposed to an excise tax on the railroads at this time, because Oklahoma proposes to make the railroads her servants. If we tax our servant, we ourselves pay the tax (and a commission for collecting same). I think we are making substantial progress in forcing the railroads to render service for a fair consideration. I believe that every dollar of tax, gross receipt tax, that we collect under this bill will cost us two dollars in extra freight and passenger fares.

For this reason I vote to reduce the gross receipt tax on railroads to one-half of one per cent.

Senate Bill No. 429 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Billups, Brazell, Conn, Moore, Stafford, Updegraff. Total 6.

The bill was passed, and signed by the President in open session.

Bills on first reading:

Senate Joint Resolution No. 8, by Special Joint Committee, "A Resolution submitting to a vote of the people the question of selecting a location for the State Capitol."

House Bill No. 684, by Mr. Durant, "An Act to provide the necessary expense for payment of salaries to the employes of the office of the Corporation Commission and making an appropriation therefor from the State Treasury."

House Bill No. 163, by Mr. Tillotson, "An Act prohibiting the wasting of any gas or oil, providing for plugging of abandoned wells, setting fire to gas and oil and prescribing penalties therefor."

Senate Joint Resolution No. 9, by Mr. Thomas, "A Resolution providing for the division of assets and liabilities of divided Townships."

Senate Bill No. 458, by Mr. Holman, "An Act authorizing the Board of Education of Cities and School Districts to issue bonds."

Engrossed Senate Bill No. 429 was read the fourth time, and signed by the President in open session.

The Conference Committee report on House Bill No. 291 was read and adopted.

House Bill No. 355 was read the fourth time and signed by the President in open session.

Senate Joint Resolution No. 40, by Mr. Brownlee, read and adopted.
Mr. President:

Your Committee on Legal Advisory recommend that Senate Bill No. 455 do pass, as amended.

J. ELMER THOMAS,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bills Nos. 87, 106, 228, 236 and 291 and House Bill No. 192 do not pass.

E. M. LANDRUM.

Chairman.

The report was adopted.

The President appointed Mr. Williams, Mr. Agee and Mr. Russell Senate conferees on Senate Bill No. 189.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

House bills on first reading:

House Bill No. 208, by Mr. Ellis, as amended, "An Act to authorize Townships to make tax levy for general fund and roads and bridges."

House Bill No. 717, by Mr. Ratcliff, "An Act legalizing the special election held in the City of Ada, Oklahoma."

House Bill No. 721, by Mr. Bowdrey, "An Act providing for the legalization of the incorporation of the Town of Hitchcock, Blaine County, Oklahoma."

House Bill No. 728, by Mr. Branson, "An Act to provide for the division of Muskogee County into three County Court Districts, designating Court Towns, terms of Court, etc."

House Concurrent Resolution No. 26, by Mr. Vandeventer, "Providing for making complete lists of all property purchased for the use of the Legislature."

Enrolled House Bill No. 363 was read at length the fourth time, and signed by the President.

The Conference Committee report on Senate Substitute Bill No. 160 was read and adopted.

Senate Bill No. 160 was read the third time, as amended, and on final passage the roll was called, and resulted:

Yeas: Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Russell, Soldani, Stafford, Strain, Stanford, Stewart, Taylor, Williams, Yeager. Total 30.

Nays: None.

Absent and not voting: Agee, Billups, Brazell, Brook, Hatchett, Holman, Redwine, Roddie, Sorrells, Stanford, Smith, Thomas, Updegraff, Wynne. Total 14.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Franklin, Goulding, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 30.

Nays: Little, Stanford, Updegraff. Total 3.

Absent and not voting: Blair, Brazell, Brook, Hatchett, Holman, Moore, Redwine, Roddie, Sorrells, Johnson (14), Wynne. Total 11.

The bill, with the emergency, was passed.

Motion to reconsider the vote by which the bill passed and the emergency was adopted, was tabled.

Mr. President:

Your Committee on Revenue and Taxation recommend that House Bill No. 682 be referred to the Committee of the Whole.

FRANK MATHEWS,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Cunningham in the chair.

Message from the House transmitting House Bill No. 683, and Senate Bill No. 348.

Enrolled House Bill No. 683 was read the fourth time and signed in open session by the President.

The delegates to the G. A. R. Convention visited the Senate. Governor Haskell, Mr. Hatchett, Mr. Keys and Mr. Cunningham addressed the Senate on the part of the Senate, and Mr. Hackett and Mr. Leach on the part of the G. A. R.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 683, the same being "An Act to create offices, employes, clerical and stenographic employes for the Corporation Commission and to fix compensation therefor;" also Committee Substitute for House Bill No. 438, the same being "An Act providing for holding sessions of the County Court in Greer County;" also House Bill No. 570, the same being "An Act to amend Section 1, Article 3, Chapter 33, of the Session Laws of Oklahoma, 1905, and to amend Section 1, Article 3, Chapter 72, of the Statutes of Oklahoma, 1893, relating to annual school meetings and to district officers;" also Substitute for House Bill No. 434, the same being "An Act providing for the holding of sessions of the County Court in Atoka County."

C. N. HASKELL,

The Governor.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 683 do pass.

HARPER S. CUNNINGHAM,

Chairman.

The report was adopted.

The Conference Committee report on House Bill No. 515 was read and adopted.

Mr. President:

Your Conference Committee on House Bill No. 515 agree to withdraw the account of the Manhattan Construction Company of \$5,061.73, to more thoroughly investigate same and recommend that the balance of the accounts do pass as agreed on by the previous Conference Committee.

H. S. BLAIR,

R. M. RODDIE,

A. E. AGEE,

Senate Conferees.

H. G. STETTMUND,

W. E. BANKS,

M. B. COPE,

House Conferees.

House Bill No. 515 was read the third time at length, as amended, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Redwine, Reddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Mathews. Total 1.

Absent and not voting: Brazell, Curd, Graham, Holman, Little, Memminger, Moore, Soldani, Stafford. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 36.

Nays: Mathews. Total 1.

Absent and not voting: Brazell, Graham, Holman, Little, Moore, Soldani, Stafford. Total 7.

The bill, with the emergency, was passed.

The rules were suspended, and Senate Bill No. 445 was placed on third reading and read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brazell, Conn, Little, Moore, Soldani, Stafford, Holman. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brazell, Conn, Holman, Little, Moore, Soldani, Stafford. Total 7.

The bill, with the emergency, was passed.

House Bill No. 33 was read at length the third time, as amended, and referred to Legal Advisory Committee.

The Conference Committee report on Senate Bill No. 233 was read and adopted, and the bill, as amended, was read the third time at length, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Brazell, Brook, Echols, Graham, Little, Mathews, Updegraff. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Billups, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Johnson (14), Roddie, Stanford. Total 3.

Absent and not voting: Brazell, Brook, Echols, Graham, Little, Mathews, Moore, Stafford, Updegraff. Total 9.

The bill, with the emergency, was passed.

Message from the House transmitting Senate Bill No. 359, which had passed the House, as amended; and Senate Bill No. 253, by Mr. Stafford, as amended by the House Committee; and Conference Committee reports on House Bill No. 515, which had been concurred in and the bill passed by the House as amended; also Conference Committee report on House Bill No. 592, the House having requested a further conference, and the Speaker having appointed Mr. Hawkins, Mr. Jesse and Mr. Stettmund House conferees.

The amendments to Senate Bill No. 359 were read, and concurred in by the Senate.

House Bill No. 120 was reconsidered, and the roll was called on final passage, and resulted:

Yeas: Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Franklin, Goulding, Holman, Johnston, Keys, Landrum, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Williams, Wynne. Total 26.

Nays: Agee, Eggerman, Hatchett, Johnson (14), Johnson (15), Stewart, Yeager. Total 7.

Absent and not voting: Billups, Brazell, Brook, Davis, Echols, Graham, Little, Mathews, Moore, Roddie, Updegraff. Total 11.

The bill was passed.

Special Joint Committee report relative to securing a location for the State Capitol was read and laid over.

Senate Bill No. 359 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brownlee, Conn, Cordell, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager, Total 33.

Nays: Cunningham. Total 1.

Absent and not voting: Billups, Brazell, Brook, Curd, Echols, Davis, Graham, Little, Mathews, Moore. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brownlee, Conn, Cordell, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager, Total 33.

Nays: Cunningham. Total 1.

Absent and not voting: Billups, Brazell, Brook, Curd, Echols, Davis, Graham, Little, Mathews, Moore. Total 10.

The bill, with the emergency, was passed.

The Senate recessed until 8 P. M. this day.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Enrolled Senate Bill No. 348 was read the fourth time, and signed in open session by the President.

Message from the House transmitting House Bills Nos. 717, 721, 728 and 208, and House Concurrent Resolution No. 26; also Senate Bills Nos. 252 and 314, passed by the House, as amended, and informing the Senate that the House does not agree to the Senate amendments to House Bill No. 363 and requests a conference, the Speaker having appointed Mr. Anthony, Mr. Durant and Mr. Rainey House conferees; that the House agrees to a conference on House Bill No. 515, and the Speaker had appointed Mr. Stettmund, Mr. Cope and Mr. Banks House conferees; and on Senate Bill No. 81-A, the Speaker having appointed Mr. McCalla, Mr. Ellis and Mr. Rider House conferees; that the House had concurred in the Conference Committee report on House Bill No. 291;

that the House had agreed to a conference on Senate Bill No. 295, and the Speaker had appointed Mr. Ratliff, Mr. Faulkner and Mr. London House conferees; and that the House had agreed to a conference on Senate Bill No. 269, and the Speaker had appointed Mr. Vandeventer, Mr. Cope and Mr. Japp House conferees.

Mr. Hatchett, Mr. Graham and Mr. Mathews were appointed Senate conferees on House Bill No. 363.

Mr. President:

Your Committee on Appropriations recommend that House Bill No. 715 do pass.

R. E. STAFFORD,
Chairman.

Mr. Russell moved to withdraw House Bill No. 556, from Judiciary No. 1 and refer same to the Committee of the Whole, which motion prevailed.

Message from the House informing the Senate that the House had agreed to a conference on Senate Bill No. 189, and the Speaker had appointed Mr. Riddle, Mr. Baldwin and Mr. Paschal House conferees.

The House amendments to Senate Bill No. 253, with the bill, were referred to Judiciary No. 2 for report.

The House amendments to Senate Bill No. 252, with the bill, were referred to Legal Advisory for report.

The Conference Committee on House Bill No. 552 reported a disagreement, and asked for a new conference.

Senate Bill No. 201 was withdrawn from the Committee on Hospitals and Charities and referred to Appropriations.

The President appointed Mr. Blair, Mr. Little and Mr. Billups Senate conferees on House Bill No. 201.

Judiciary Committee No. 2 reported that they recommended that Senate concur in the House amendments to Senate Bill No. 253, which report was adopted.

Mr. President:

Your Committee on Fees and Salaries recommend that Senate Bills Nos. 87, 106, 228, 236 and 291 and House Bill No. 192 do not pass.

E. M. LANDRUM,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 348 correctly enrolled and Senate Bill No. 429 correctly engrossed.

Mr. President:

Your Committee on Hospitals and Charities recommend that Senate Bill No. 301 do pass.

J. J. WILLIAMS,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Wynne in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole Senate recommend that House Bill No. 23 do pass; that House Bill No. 557 be indefinitely postponed, and that House Bill No. 492 be indefinitely postponed.

R. P. WYNNE,
Chairman.

The report was adopted.

Mr. Hatchett moved to amend the Committee report on House Bill No. 557, recommending that it do pass, on which the roll was called, and resulted:

Yeas: Billups, Blair, Conn, Cordell, Eggerman, Franklin, Hatchett, Landrum, Roddie, Russell, Sorrells, Strain, Thomas, Wynne. Total 14.

Nays: Agee, Cunningham, Davis, Echols, Graham, Goulding, Holman, Johnston, Memminger, Redwine, Stafford, Stanford, Stewart, Williams. Total 14.

Absent and not voting: Brazell, Brook, Brownlee, Curd, Johnson (15), Keys, Little, Mathews, Morris, Moore, Soldani, Smith, Taylor, Updegraff, Yeager. Total 16.

The motion was lost.

Mr. Russell moved that the report be amended, and that House Bill No. 492 do pass, which motion prevailed by the following vote:

Yeas: Agee, Billups, Blair, Conn, Cordell, Eggerman, Franklin, Graham, Goulding, Johnston, Landrum, Roddie, Russell, Sorrells, Stafford, Strain, Thomas, Wynne. Total 17.

Nays: Cunningham, Davis, Echols, Goulding, Hatchett, Holman, Memminger, Redwine, Stanford, Stewart, Williams. Total 11.

Absent and not voting: Brazell, Brook, Brownlee, Curd, Johnson (14), Johnson (15), Keys, Little, Mathews, Morris, Moore, Soldani, Smith, Taylor, Updegraff, Yeager. Total 16.

Senate Bill No. 23 was read the third time, at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Landrum, Memminger, Redwine, Roddie, Russell, Sorrells, Stafford,

Strain, Stanford, Stewart, Taylor, Thomas, Williams, Wynne. Total 28.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Conn, Curd, Johnson (14), Johnson (15), Keys, Little, Mathews, Morris, Moore, Soldani, Smith, Updegraff, Yeager. Total 16.

The bill was passed.

Senate Bill No. 443 was made special order for Wednesday, May 20.

Senate Bill No. 222 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Landrum, Memminger, Moore, Redwine, Russell, Sorrells, Strain, Stanford, Stewart, Thomas, Williams. Total 23.

Nays: Blair, Hatchett, Roddie. Total 3.

Absent and not voting: Brazell, Brook, Brownlee, Conn, Curd, Johnson (14), Johnson (15), Keys, Little, Mathews, Morris, Stafford, Soldani, Smith, Taylor, Wynne, Updegraff, Yeager. Total 18.

The bill was passed.

Senate Bill No. 253 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Landrum, Memminger, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Stewart, Taylor, Thomas, Williams, Wynne. Total 29.

Nays: None.

Absent and not voting: Brazell, Brook, Brownlee, Conn, Curd, Johnson (14), Johnson (15), Keys, Little, Mathews, Morris, Moore, Smith, Updegraff, Yeager. Total 15.

The bill was passed.

Telegram from Congressman Scott Ferris relative to bill for removal of restrictions received and read.

The Senate adjourned until 9 A. M., Wednesday, May 20, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-FOURTH DAY

Senate Chamber

Wednesday, May 20, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the Acting President, Mr. Williams, in the chair.

The roll was called and all the Members were present:

Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

The following bills were read the second time and referred to Standing Committees:

Senate Joint Resolution No. 8, to Legal Advisory.

Senate Joint Resolution No. 9, to General Orders.

Senate Bill No. 458, by Mr. Holman, to Education.

House Bill No. 163, by Mr. Tillotson, to Oil and Gas.

House Bill No. 684, by Mr. Durant, to Appropriations.

House Bill No. 208, by Mr. Ellis, to Roads and Highways.

House Bill No. 717, by Mr. Ratliff, to Municipal Corporations.

House Bill No. 221, by Mr. Bowdrey, to Municipal Corporations.

House Bill No. 728, by Mr. Branson, to Judiciary No. 1.

House Concurrent Resolution No. 26, by Mr. Vandeventer, to Senate and Legislative Affairs.

Engrossed Senate Bill No. 455 was read the fourth time and signed by the President.

House Bill No. 708 was withdrawn from the Committee and referred to the Committee of the Whole, in conjunction with Senate Bill No. 433.

The Senate went into the Committee of the Whole, with Mr. Redwine in the chair.

Message from the House transmitting House Bill No. 653 as passed by the House; also Senate Bill No. 348, as passed by the House and

Senate, and Senate Bill No. 233, as passed by the House with the Conference Committee report.

House Bill No. 682 was placed on third reading and read at length the third time.

The Conference Committee report on Senate Bill No. 269 was read and adopted.

Mr. Brownlee explains his vote on Senate Bill No. 269.

Mr. President.

This Statute Bill provides that the Statutes shall be compiled within six months after the Session Laws of the Legislature of 1908 are published. The laws of this session will not go into effect until ninety days after the Legislature adjourns, which will make the first laws effective August 26th, on which referendum is not ordered.

It will then take the Compiling Committee sixty days to compile these laws and furnish copy to printer.

It will take the printer at least ninety days to complete the work.

So the printer will not get the copy of the new Session Laws of this session until October 25th, and cannot possibly complete the books until January 26th.

Then the Pipes-Reed Company is to get out the Statutes of Oklahoma six months after the Session Laws of this session are printed.

Article 10, of the Constitution says:

"Section 45. The Legislature shall in the year 1909 and each ten years thereafter, make provisions by law, for compiling, digesting and promulgating the Statutes of the State."

So before these books can be out the laws of the Legislature of 1909 will be ready to compile and that Legislature must provide for a codification which will make the one provided for in this Act null and void.

The \$30,000, therefore, appropriated in this bill would be absolutely thrown away.

Then these Statutes are to be bound in Buckram. This is simply a canvass cover—the cheapest cover that can be made. Buckram is an experiment. It has only been used for the past three years. The paste by which the canvass is stuck on the back of the Law Books rots the canvass, and after three or five years, at the most, the cover decays and rots off.

If we are to have these Law Books at all, they should be bound in law sheep, which binding will last for fifty or a hundred years.

This law is unconstitutional. The Constitution clearly intended the Statutes should be compiled in 1909, to include all of the laws passed prior to, and including, these of the Legislature of 1909, and should be compiled in 1909, to include all of the laws passed prior to, and includ-

ing, those of the Legislature of 1909, and that they should not be compiled prior to that date.

There are seventy-five Counties in the State. Under this law, less than fifty books will supply each County; 3,750 books in' all. Four thousand would be more than ample for all purposes, as the monopoly of the sales to individuals is given to the Pipes-Reed Company. So \$18,000 of an extravagance is in this bill if passed. The whole thing is wrong, and there is \$18,000 of pure graft in it.

The roll was called on final passage of Senate Bill No. 269, as amended, and resulted as follows:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Brownlee, Curd, Graham, Hatchett, Keys, Mathews, Updegraff. Total 7.

Absent and not voting: Memminger, Roddie, Stanford. Total 3.

The roll was called on the emergency Section, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 35.

Nays: Brownlee, Graham, Hatchett, Johnson (14), Updegraff. Total 5.

Absent and not voting: Brook, Memminger, Roddie, Stanford. Total 4.

The bill, with the emergency, was passed.

The question recurred upon House Bill No. 682, which Mr. Brownlee offered to amend by changing the penalty from six per cent to eighteen per cent, which was lost.

The question recurred on final passage of the bill, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Williams, Wynne, Thomas, Yeager. Total 35.

Nays: Brazell, Brook, Cunningham, Davis, Memminger, Moore, Updegraff. Total 7.

Absent and not voting: Stanford, Roddie. Total 2.

Mr. Hatchett offered to amend by striking out the Goulding amendment to Article 2, Section 1, and inserting the original amendment, which was lost.

Message from the House transmitting House Committee Substitute Bills Nos. 504, 412, as passed by the House.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 370 correctly engrossed; also Senate Bill No. 233 correctly enrolled.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Enrolled Senate Bill No. 232 and Senate Bill No. 253 and House Bill No. 682 were read the fourth time and signed in open session by the President.

The Conference Committee report on Senate Bill No. 216 was read and adopted.

The Conference Committee on House Bill No. 363 reported and asked for instructions as to the tax on oil amendment. The Committee was instructed to agree to one-half of one per cent.

Mr. President:

Your Committee on Public Service Corporations recommend that Senate Bill No. 45 do pass.

W. N. REDWINE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Judiciary No. 1 recommend that Senate Bills Nos. 386 and 442 and House Bill No. 613 do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

The Conference Committee report on Senate Bill No. 81-A was read and adopted.

Senate Bill No. 81-A, as amended, was read at length the third time, and the question being on the passage of the bill, as amended, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (14), Keys, Landrum, Little, Morris, Moore, Redwine, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brook, Hatchett, Johnston, Johnson (15), Mathews, Memminger, Roddie, Soldani, Stanford, Updegraff. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Biliups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Wynne, Yeager. Total 32.

Nays: Little, Stewart. Total 2.

Absent and not voting: Brook, Hatchett, Johnston, Mathews, Roddie, Soldani, Stanford, Stafford, Williams, Updegraff. Total 10.

The bill, with the emergency, was passed.

Mr. President:

Your Committee on Appropriations recommend that House Bills Nos. 702, 725, 715, 713, 652, 680, 670, 672, 693, 690, 729, 651, 726, 720 and 707 do pass.

R. E. STAFFORD,
Chairman.

The report was adopted.

The Senate concurred with the amendments of the House to Senate Bill No. 314.

Senate Bill No. 314, as amended by the House, was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Holman, Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: Johnson (14), Johnson (15). Total 2.

Absent and not voting: Brook, Graham, Hatchett, Roddie, Stafford, Soldani, Stanford, Johnston, Updegraff. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Correll, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Johnson (15), Little. Total 2.

Absent and not voting: Hatchett, Johnston, Roddie, Russell, Stanford, Updegraff. Total 6.

The bill, with the emergency, was passed.

The roll was called on the emergency Section of Senate Bill No. 23, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brook, Roddie, Stanford, Updegraff. Total 4.

The emergency was adopted, and a motion to reconsider the vote by which the emergency Section to Senate Bill No. 23 was tabled.

Enrolled Senate Bill No. 160 was read the fourth time and signed in open session by the President.

Senate Bill No. 343, by Mr. Billups, was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: Curd. Total 1.

Absent and not voting: Brook, Davis, Little, Mathews, Stanford, Strain. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Hatchett, Johnson (14), Johnson (15), Little, Stewart. Total 5.

Absent and not voting: Brazell, Brook, Brownlee, Stanford, Updegraff. Total 5.

The bill, with the emergency, was passed.

Committee Substitute Senate Bill No. 382 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Brook, Stanford, Keys. Total 3.

The bill was passed.

The Conference Committee report on House Bill No. 363 was read and adopted.

House Bill No. 363 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Brook, Conn, Moore, Stanford, Holman. Total 5.

The bill was passed.

Senate Bill No. 449 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Nays: None.

Absent and not voting: Brook, Stanford. Total 2.

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: Johnson (14). Total 1.

Absent and not voting: Brook, Conn, Curd, Little, Stanford, Strain. Total 6.

The bill, with the emergency, was passed.

House Bill No. 492 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Yeager. Total 33.

Nays: Cunningham, Goulding, Brazell, Stewart, Updegraff. Total 5.

Absent and not voting: Agee, Echols, Davis, Little, Stanford, Wynne. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Taylor, Williams, Wynne, Yeager. Total 30.

Nays: Cunningham, Goulding, Holman, Johnson (14), Little, Memminger, Soldani, Stafford, Stewart, Updegraff. Total 10.

Absent and not voting: Agee, Moore, Stanford, Thomas. Total 4.

The bill, with the emergency, was passed.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 480, the same being "An Act relating to the jurisdiction of the Corporation Commission;" Senate Bill No. 109, the same being "An Act relating to the teaching of the elements of agriculture, horticulture, stock feeding and domestic science in the common schools and providing for the establishment of agricultural instruction in the State Normal Schools, and for the chair of agriculture for schools in the Agricultural and Mechanical Colleges, and Agricultural Experiment Stations."

C. N. HASKELL,

The Governor.

Senate Bill No. 370 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Agee, Davis, Stanford. Total 3.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Agee, Cunningham, Davis, Johnson (14), Little, Mathews, Memminger, Soldani, Stafford, Stanford, Updegraff. Total 11.

The bill, with the emergency, was passed.

Engrossed Senate Bills Nos. 370, 382, 449 and House Bill No. 492 were read the fourth time and signed in open session by the President.

Mr. Franklin moved to reconsider the vote by which the amendments of the Committee of the Whole on House Bill No. 557 failed. Mr. Johnston moved to recommit House Bill No. 557 to the Committee of the Whole, which motion prevailed.

The Conference Committee report on Senate Bill No. 295 was read and adopted, and the roll was called on the final passage of Senate Bill No. 295, as amended, and resulted:

Yeas: Billups, Brazell, Brownlee, Conn, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stanford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Yeager. Total 33.

Nays: Blair, Brook, Cunningham, Memminger, Stafford, Updegraff, Wynne. Total 7.

Absent and not voting: Agee, Davis, Moore, Stanford. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Billups, Brazell, Brownlee, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Soldani, Strain, Smith, Taylor, Thomas, Williams. Total 26.

Nays: Blair, Brook, Conn, Cunningham, Hatchett, Johnson (14), Memminger, Russell, Sorrells, Stafford, Stanford, Updegraff, Wynne, Yeager. Total 14.

Absent and not voting: Agee, Davis, Roddie, Stewart. Total 4.

The bill was passed, without the emergency.

Mr. Russell moved to reconsider the vote by which House Joint Resolution No. 5 failed to pass, which motion prevailed, and the roll was called on the passage of the resolution, and resulted:

Yeas: Billups, Blair, Brazell, Brownlee, Conn, Cordell, Eggerman, Franklin, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Russell, Stafford, Strain, Taylor, Thomas, Williams, Wynne, Yeager. Total 24.

Nays: Brook, Curd, Cunningham, Echols, Graham, Goulding, Holman, Johnston, Little, Mathews, Redwine, Roddie, Soldani, Sorrells, Stanford, Smith, Stewart, Updegraff. Total 18.

Absent and not voting: Agee, Davis. Total 2.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Davis, Eggerman, Franklin, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Russell, Stafford, Strain, Stanford, Taylor, Thomas, Williams, Yeager. Total 24.

Nays: Cordell, Curd, Cunningham, Echols, Graham, Goulding, Holman, Johnston, Little, Mathews, Redwine, Roddie, Soldani, Sorrells, Smith, Stewart, Updegraff, Wynne. Total 18.

Excused: Agee. Total 1.

Absent and not voting: Davis. Total 1.

The resolution was passed.

The motion to reconsider the vote by which the resolution was passed was tabled.

House Joint Resolution No. 3 was signed in open session by the President.

House Concurrent Resolution No. 50, recalling House Bill No. 126 from the Governor was read and adopted.

Mr. Russell was appointed Vice President of the Senate for May 21st.

The Senate went into the Committee of the Whole, with Mr. Smith in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 708 do pass; report progress on Senate Bill No. 433, and ask leave to sit again.

D. M. SMITH,
Chairman.

The report was adopted.

House Bill No. 708 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Cunningham, Conn, Cordell, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Brook, Brownlee, Curd, Hatchett, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Soldani, Stafford. Total 12.

Absent and not voting: Agee. Total 1.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Conn, Cordell, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain,

The bill, with the emergency, was passed.

The Senate adjourned until 9 A. M., Thursday, May 21, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-FIFTH DAY

Senate Chamber

Thursday, May 21, 1908.

The Senate convened at 9. A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and all the Members were present:

Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Mr. Russell presented 118 petitions from Farmers' Unions asking for the passage of a graduated land tax bill.

Mr. Johnson (14), presented petition.

The following bills were read the second time and referred to Standing Committees:

Committee Substitute House Bill No. 504, to Roads and Highways.

House Bill No. 653, to Legal Advisory Committee.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 23 correctly engrossed.

A motion to reconsider the vote by which Senate Bill No. 222 passed was tabled.

Judiciary Committee No. 2 reported that the Senate concur with the House amendments to Senate Bill No. 276.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Roddie in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 599 do pass, as amended, and be substituted for Senate Bill No. 443.

R. M. RODDIE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Education recommend that Senate Bill No. 458 do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Municipal Corporations recommend that Senate Bill No. 176 do pass, as amended.

R. E. ECHOLS,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Banks and Banking recommend that House Bill No. 615 do pass, as amended.

R. M. RODDIE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Legal Advisory recommend that Senate Joint Resolution No. 3 do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

The Senate recessed until 8 P. M.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with the Acting President, Mr. Billups, in the chair.

The Senate went into the Committee of the Whole, with Mr. Stewart in the chair.

Message from the House transmitting enrolled Senate Bills Nos. 233, 359 and 253, and Committee Substitute for House Bill No. 34, and House Bill No. 160; also Senate Bills Nos. 216, 269 and 81-A, with the Conference Committee reports; informing the Senate that the House had concurred in the Conference Committee report on Senate Bill No. 363, agreed to the amendments to House Bill No. 682; that Senate Bill No. 89 is pending before the Legal Advisory Committee; that Senate Bill No. 132 is pending before the Committee on Judiciary; that Senate Bills Nos. 36 and 75 are on the Calendar under the head of "Special Orders;" that the House agrees to a conference on Senate Bill No. 252, the Speaker having appointed Mr. Vandevanter, Mr. Tillotson and Mr. Branson House conferees; that the House concurs in the con-

ference report on House Bill No. 515; and transmitting House Bill No. 515 and Senate Bill No. 295.

Enrolled House Bill No. 34 was read fourth time and signed in open session.

To the Legislature:

I have the honor to report to your Honorable Body that I have this day approved and signed Senate Bill No. 233, the same being "An Act amending Section 28, of Article 9, of Chapter 17, of the Statutes of Oklahoma, 1893, regulating the method of procedure in the condemnation of private property for both public and private use;" and Senate Bill No. 359, the same being "An Act to confer upon Justices of the Peace jurisdiction of action for the forcible entry and detainer, as detainer of real property; prescribing procedure for Justice Courts, and declaring an emergency."

C. N. HASKELL,
The Governor.

The Committee of the Whole arose and reported:

Mr President:

Your Committee of the Whole report progress on House Bill No. 613, and ask leave to sit again.

W. P. STEWART,
Chairman.

The report was adopted.

Senate Bill No. 392 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 27.

Nays: Brazell, Brownlee, Curd, Cunningham, Hatchett, Johnson (14), Johnson (15), Mathews, Moore, Updegraff. Total 10.

Absent and not voting: Agee, Brook, Conn, Little, Stafford, Stanford, Yeager. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brownlee, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Brazell, Conn, Cunningham, Hatchett, Holman, Johnson (14), Little, Mathews, Memminger, Stafford. Total 10.

Absent and not voting: Agee, Brook, Echols, Stanford. Total 4.

The bill, with the emergency, was passed.

The Senate adjourned until 9 A. M., Thursday, May 21, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,

Secretary.

ONE HUNDRED FIFTY-FIFTH DAY

Senate Chamber

Thursday, May 21, 1908.

The Senate convened at 9. A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and all the Members were present:

Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

Mr. Russell presented 118 petitions from Farmers' Unions asking for the passage of a graduated land tax bill.

Mr. Johnson (14), presented petition.

The following bills were read the second time and referred to Standing Committees:

Committee Substitute House Bill No. 504, to Roads and Highways.

House Bill No. 653, to Legal Advisory Committee.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 23 correctly engrossed.

A motion to reconsider the vote by which Senate Bill No. 222 passed was tabled.

Judiciary Committee No. 2 reported that the Senate concur with the House amendments to Senate Bill No. 276.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Roddie in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 599 do pass, as amended, and be substituted for Senate Bill No. 443.

R. M. RODDIE,

Chairman.

The report was adopted.

House Bill No. 599 was read at length the third time.

Mr. Memminger offered as an amendment the original Senate Bill No. 443, which was lost.

Message from the House transmitting Senate Bill No. 346; House Bill No. 592 and the Conference Committee report thereon; House Bill No. 126, and calling the attention of the Senate to the fact that the House conferees on Senate Bill No. 189 have been unable to meet the Senate Committee.

Mr. Agee moved to recommit Senate Bill No. 443 to the Committee of the Whole, which motion was tabled.

Mr. Redwine offered to amend House Bill No. 599, as follows: Strike out the words "two normals" and insert "three normals," and the roll was called, and resulted:

Yeas: Blair, Brazell, Brook, Conn, Eggerman, Goulding, Holman, Keys, Landrum, Memminger, Morris, Redwine, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 21.

Nays: Agee, Billups, Brownlee, Cordell, Curd, Cunningham, Davis, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Little, Mathews, Moore, Roddie, Russell, Stafford, Stanford, Updegraff, Yeager. Total 23.

Absent and not voting: None.

The motion was lost.

The question recurred on the final passage of the bill, and the roll was called, and resulted:

Yeas: Agee, Billups, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Stafford, Stanford, Taylor, Updegraff, Williams, Wynne, Yeager, Landrum. Total 32.

Nays: Blair, Brazell, Brook, Conn, Hatchett, Holman, Memminger, Russell, Strain, Smith, Stewart, Thomas. Total 12.

Absent and not voting: None.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Roddie, Soldani, Sorrells, Stanford, Taylor, Thomas, Updegraff, Williams, Yeager. Total 28.

Nays: Blair, Brazell, Brook, Conn, Hatchett, Holman, Johnson (14), Little, Memminger, Redwine, Russell, Stafford, Strain, Smith, Stewart, Wynne. Total 16.

Absent and not voting: None.

The bill, with the emergency, was passed, and signed in open session by the President.

Mr. Taylor moved to reconsider the vote by which the emergency to Senate Bill No. 295 was lost, which motion prevailed, and the roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Little, Memminger, Morris, Moore, Russell, Scldani, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 36.

Nays: Stafford, Stanford, Wynne. Total 3.

Absent and not voting: Franklin, Redwine, Roddie, Sorrells, Cunningham. Total 5.

The emergency was adopted.

A motion to reconsider the vote by which House Bill No. 599 was passed was tabled.

Mr. President:

Your Committee on County and County Affairs recommend that House Bill No. 277 do pass.

TOM MOORE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Geological Survey recommend that Senate Bill No. 457 do pass.

E. D. BROWNLEE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Oil and Gas recommend that House Bill No. 160 do pass.

J. H. STRAIN,

Chairman.

The report was adopted.

Substitute Senate Bill No. 276 was read at length the third time, as amended, and the roll was called on the final passage of the bill, and resulted:

Yeas: Agee, Billups, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Blair, Conn. Total 2.

Absent and not voting: Franklin, Little, Redwine, Soldani. Total 4.

The bill was passed.

The Senate went into the Committee of the Whole, with Mr. Roddie in the chair.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 556 and Senate Bill No. 372 do pass, as amended.

R. M. RODDIE,
Chairman.

The report was adopted.

House Bill No. 556 was placed on third reading.

Mr. Stanford offered a substitute for the entire bill, which was lost.

The roll was called on the passage of the bill, and resulted:

Yeas: Billups, Blair, Brazell, Conn, Cordell, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Morris, Roddie, Russell, Sorrells, Strain, Taylor, Williams, Wynne, Yeager. Total 23.

Nays: Agee, Brook, Brownlee, Curd, Cunningham, Davis, Echols, Graham, Goulding, Johnson (15), Little, Memminger, Moore, Redwine, Soldani, Stafford, Stanford, Smith, Stewart, Thomas, Updegraff. Total 21.

Absent and not voting: None.

The bill was passed.

Mr. Russell moved to reconsider the vote by which House Bill No. 556 was passed, which motion was tabled, by the following roll call vote:

Yeas: Billups, Blair, Brazeli, Conn, Cordell, Eggerman, Franklin, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Morris, Roddie, Russell, Sorrells. Strain, Taylor, Williams, Wynne, Yeager. Total 22.

Nays: Agee, Brook, Brownlee, Curd, Cunningham, Davis, Echols, Graham, Goulding, Johnson (15), Little, Mathews, Memminger, Moore, Redwine, Soldani, Stafford, Smith, Stewart, Thomas, Updegraff. Total 22.

The President cast the deciding vote, voting "Aye."

Message from the House transmitting enrolled House Bill No. 708, and House Bill No. 363.

The Senate went into executive session.

The Senate resumed the open session.

The President signed House Bill No. 556 in open session.

Senate Bill No. 372 was read at length the third time, and the roll was called on the final passage of said bill, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: None.

Absent and not voting: Davis, Echols, Franklin, Hatchett, Memminger, Stafford, Strain. Total 7.

The bill was passed.

The President appointed Mr. Thomas, Mr. Stewart and Mr. Roddie Senate conferees on Senate Bill No. 168.

Message from the House transmitting enrolled House Bills Nos. 515, 557 and Senate Bill No. 81-A, which were read the fourth time and signed in open session by the President.

Message from the House transmitting Senate Bill No. 276 and House Bill No. 682 and House Bill No. 457; also informing the Senate that the House agrees to a further conference on House Bill No. 566 and the Speaker had re-appointed the former Committee.

Mr. President:

Your Committee on Legal Advisory recommend that House Bill No. 679 do pass.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Senate Joint Resolution No. 10 was read the first time.

Senate Joint Resolution No. 1, by Mr. Billups, was read the first time.

House bills on first reading:

House Bill No. 514, by Crouch-Paschal, "An Act amendatory of Section 1, Chapter 9, of Article 1 of the Oklahoma Statutes relating to Clerks fees and salaries of County officers."

House Bill No. 349, by Mr. Martin, "An Act to provide for the necessary clerical help for Sheriffs and for payment of the actual expenses incurred by Sheriffs in criminal cases."

House Joint Resolution No. 11, by Mr. Bryan, "A Joint Resolution proposing an amendment to the Constitution of the State of Oklahoma."

House Joint Resolution No. 12, by Mr. Bryan, "A Resolution rescinding House Joint Resolution No. 5, proposing an amendment to the Constitution of the State of Oklahoma."

Committee Substitute House Bills Nos. 504 and 412, by Mr. Martin and Mr. Stone, "An Act relating to the improvement of roads and highways with State convicts and other prison labor."

House Bill No. 655, by Mr. Jarrett, "An Act to provide for the divisions of Lincoln County into two County Court districts and designating County Towns, terms of Court and classes of cases to be tried in each district."

Senate Joint Resolution No. 11, by Mr. Billups, "Submitting sale of school lands to the vote of the people."

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No. 454 do pass.

W. P. STEWART,
Chairman.

The report was adopted.

Mr. President:

Your Committee on State Affairs recommend that Senate Bill No. 409 do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 269, 353, 340 and 400 correctly enrolled, which were each read the fourth time at length and signed by the President in open session.

Committee report on House Bill No. 592 was read and adopted. The roll was called on the passage of the bill, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Mocre, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Conn, Echols, Franklin, Johnston, Stanford, Taylor. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Nays: None.

Absent and not voting: Echols, Moore. Total 2.

The bill, with the emergency, was passed.

The conference report on House Bill No. 566 was rejected, and a new Conference Committee appointed.

The Senate recessed until 8 P. M.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

Message from the House transmitting House Bills Nos. 514 and 349 and House Concurrent Resolutions Nos. 11 and 12, which had passed the House of Representatives.

Enrolled Senate Bills Nos. 216 and 314 were signed by the Speaker, and transmitted to the Senate; also enrolled House Bill No. 492 for the signature of the President; also Senate Concurrent Resolution No. 66, which had passed the House; also House Bills Nos. 515, 556 and 557, which are transmitted for the signature of the President; enrolled House Bills Nos. 682, 515, 557, 556 and 492 were read the fourth time at length and signed by the President in open session.

House Bill No. 676 was withdrawn from the Committee on State affairs and referred to Appropriations.

The Senate went into the Committee of the Whole, with Mr. Johnson (14), in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Joint Resolution No. 8, Senate Bills Nos. 415, 458, 334 and Senate Joint Resolution No. 9 do pass.

W. H. JOHNSON,

Chairman

The report was adopted.

On motion by Mr. Agee, the Senate agreed to the House amendments to Senate Bill No. 450, and the roll was called on the passage of the bill, as amended, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Holman, Johnston, Johnson (14), Keys, Memminger, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 31.

Nays: Brazell, Hatchett, Landrum, Little. Total 4.

Absent and not voting: Brook, Graham, Johnson (15), Mathews, Morris, Moore, Redwine, Stewart, Smith. Total 9.

The bill was passed, as amended.

The roll was called on the motion of Mr. Russell to place Senate Bill No. 270 at the head of the Calendar, and resulted:

Yeas: Billups, Blair, Brazell, Cordell, Eggerman, Franklin, Hatchett, Johnston, Johnson (14), Keys, Landrum, Mermininger, Morris, Roddie, Russell, Sorrells, Strain, Taylor, Thomas, Williamis, Wynne, Yeager. Total 22.

Nays: Agee, Conn, Curd, Cunningham, Davis, Echols, Goulding, Holman, Little, Soldani, Stafford, Stanford. Total 12.

Absent and not voting: Brook, Brownlee, Graham, Johnson (15), Mathews, Moore, Redwine, Smith, Stewart, Updegraff. Total 10.

The motion was lost.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 372 correctly engrossed, and Senate Bills Nos. 295, 276, 216, 314 and 81-A correctly enrolled.

Message from the House transmitting enrolled Senate Bills Nos. 295, 276, 216, 314 and 81-A, signed by the Speaker; also Senate Bill No. 450 and House Bill No. 492, as passed by the House; also that the House has agreed to the conference report on House Bill No. 566, and passed the bill, as amended.

The Senate adopted conference report on House Bill No. 566.

Senate Bills Nos 295, 276, 216, 314 and 81-A were each read the fourth time at length and signed by the President in open session.

House Bill No. 643 was read the first time.

The Senate adjourned until 9 A. M. Friday, May 22, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-SIXTH DAY

Senate Chamber

Friday, May 22, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and all the Members were present:

Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

The following bills were read the second time and referred to Standing Committees:

House Bill No. 349, to Judiciary No. 2.

Senate Joint Resolution No. 10, to Committee of the Whole (General Orders).

Senate Joint Resolution No. 11, to School Lands.

House Joint Resolution No. 11, to Public Buildings.

House Joint Resolution No. 12, to Public Buildings.

House Bill No. 514, to Fees and Salaries.

House Bill No. 557, to School Lands.

Mr. Russell moved to adjourn from May 23 to May 25, which motion was lost.

Enrolled Senate Bills Nos. 353, 269 and 450 were read the fourth time and signed by the President in open session.

The Senate went into the Committee of the Whole, with Mr. Agee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills Nos. 702, 725, 726 and 729 do pass.

A. E. AGEE,
Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 75, House Bills Nos. 671 and 741, which had passed the House, and House Joint Resolution No. 3, for signature by the President.

The Senate refused to agree to the House amendments to Senate Bill No. 75 and requested a conference thereon.

Message from the House transmitting enrolled Senate Bill No. 450 signed by the Speaker, House Bills No. 272, House Bill No. 533, as passed by the House.

Bills on first reading:

House bill No. 533, by Mr. Vandeventer, "An Act providing for the release on probation of certain offenders and for the appointment of Probate officers and defining their duties."

House Bill No. 272, by Mr. Cope, "An Act to provide for the trial by jury of persons arrested on a charge of contempt of the Supreme Court in proceedings before said Court where a jury may be demanded to regulate the practice therein and declaring an emergency."

House Bill No. 741, by Mr. Cope, "An Act creating a State printing plant."

House Bill No. 671, by Mr. Williams and Mr. Allen, "An Act relating to the practice of law before Justices of the Peace."

Senate Bill No. 459, by Mr. Brazell, "An Act providing for the holding of sessions of the County Court of Grant County at Wakita and Lamont in said County."

Senate Resolution No. 41, by Mr. Taylor, "A Resolution providing for the distribution of the surplus rules of the Senate."

House Bill No. 295, by Mr. Earley, "An Act to amend Section 458, Chapter 12 of Wilson's Statutes of Oklahoma in regard to extending City limits, and declaring an emergency."

House Bill No. 432, by Mr. Carson and Mr. Durham, "An Act creating an Attorney's lien upon all causes of action or proposed action."

House Bill No. 473, by Mr. Hobdy, "An Act to amend Section 7 of Chapter 73 of the Statutes of 1893, and Article 4, of Section 1, of the Session Laws."

House Bill No. 639, by Mr. Branson, "An Act to provide for the appointment of additional Judges of the District Courts of the State where same are found necessary."

House Bill No. 699, by Mr. Durant, "An Act to enable Cities of over 10,000 inhabitants in the State of Oklahoma to issue bonds for the purpose of purchasing a site for and erecting a convention hall in said City."

House Bill No. 731, by Mr. Brown, "An Act providing for payment of the defendants' witnesses in criminal cases, and declaring an emergency."

House Bill No. 289, by Committee, "An Act prescribing the method of leasing the lands of minors and incompetents for oil and mining and declaring an emergency."

House Bill No. 478, by Mr. Norvell, "An Act repealing certain laws pertaining to roads and highways and conferring additional powers upon the Board of County Commissioners."

House Bill No. 658, by Mr. Jarrett, "An Act to provide for and regulate proceedings in cases of impeachment of the Governor and other elective State officers."

To the Legislature:

I beg to report to you that I have approved Senate Bill No. 65, "An Act providing for uniformity of marriages." In approving this bill I do so because it is slightly better than the existing law, but beyond this reason I certainly would not give my approval to such a code of marriage laws, but it is a slight improvement over the existing law, and as it is too late in your session to give this subject further consideration I shall hope that the next Legislature will give us a code of marriage laws of which the State of Oklahoma may be proud. I simply want to say that our existing marriage laws of Oklahoma seem to be unmindful of the protection which the law should throw around the women of our State, and seem wholly to disregard the impositions of the stronger upon the weaker sex.

In mentioning these objections at this time I do so in the hope that thought may be given the subject, and when you return to a future session with sufficient time to look into the question that you may so revise these laws as to protect those who need protection.

C. N. HASKELL,

The Governor.

The twenty-fifth special message from the Governor relating to the enactment of labor legislation was read and referred to General Orders.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole, to whom was referred following bills on the Calendar, beg leave to report that House Bills Nos. 729, 715, 693 and 670 do pass.

JESSE M. HATCHETT,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate met at 1:30 P. M., pursuant to recess and called to order by Mr. Johnston.

Quorum.

Messages from the Governor:

To the Legislature:

I have the honor to report that I have this day approved and signed Senate Bill No. 450, the same being "An Act making appropriation for the cyclone and tornado sufferers in Ellis, Dewey, Woodward, Major, Stephens and Alfalfa Counties and declaring an emergency."

C. N. HASKELL,

The Governor.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 675, the same being "An Act to enable all Cities containing a population of more than two thousand inhabitants to frame and adopt charters for their own government, and to extend and define their powers;" also House Bill No. 532, the same being "An Act amending Section 46 of Article 9 of Chapter 22 of the Statutes of Oklahoma, 1893, relating to publication of Commissioners proceedings;" also House Bill No. 704, the same being "An Act to legalize the incorporation of the Town of Guymon in the County of Texas, State of Oklahoma, and to legalize the election and proceedings of the Trustees and all other officers of said Town, and their actions and doings as such officers and for other purposes;" also Senate Bill No. 553, the same being "An Act making appropriations for the expenses of the Regents of the various State institutions and declaring an emergency."

C. N. HASKELL,

The Governor.

To the Legislature:

I have the honor to advise you that I have this day approved Senate Bill No. 81-A, entitled "An Act defining the duties of the Commissioner of Labor, prescribing the duties of the Chief Clerk therefor and providing laws in relation to labor in the mining, transportation, mechanical and manufacturing industries of the State, to create a State Board of Arbitration and Conciliation, to create a Free Employment Bureau and providing for the regulation of private employment agencies; to provide for sanitary inspection of factories and work shops and the proper equipment thereof, and declaring an emergency."

C. N. HASKELL,

The Governor.

Mr. President:

Your Committee on Municipal Corporations recommend that House Bill No. 717 do pass.

R. E. ECHOLS,
Chairman.

The report was adopted.

Senate Bill No. 379 was read third time at length.

Committee on Enrolled and Engrossed Bills reported Senate Bill No. 421 correctly enrolled and Senate Bill No. 384 correctly engrossed.

Senate Bill No. 384 was read at length the third time and the question being on the adoption of Mr. Cunningham's amendment to strike out the enacting clause, the roll was called, and resulted:

Yeas: Agee, Blair, Brook, Brownlee, Conn, Curd, Cunningham, Davis, Graham, Hatchett, Johnston, Little, Mathews, Stanford, Updegraff. Total 16.

Nays: Brazell, Cordell, Eggerman, Echols, Franklin, Goulding, Holman, Johnson (14), Johnson (15), Keys, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 28.

Absent and not voting: None.

The amendment was lost.

The roll was called on the final passage of the bill, and resulted:

Yeas: Brazell, Cordell, Eggerman, Echols, Franklin, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: Agee, Blair, Brook, Brownlee, Conn, Curd, Cunningham, Davis, Graham, Hatchett, Little, Mathews, Russell, Stanford, Updegraff. Total 15.

Absent and not voting: Billups, Johnson (15). Total 2.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Cordell, Eggerman, Echols, Franklin, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Agee, Brownlee, Conn, Curd, Cunningham, Davis, Graham, Hatchett, Johnson (14), Little, Soldani, Stanford, Updegraff. Total 12.

Absent and not voting: None.

The bill, with the emergency, was passed.

House Bill No. 693 was read the third time.

Mr. Memminger moved to amend by striking out the item of High School Visitor \$1,200 and \$1,800, which amendment was lost.

The vote recurred on the final passage of the bill, and the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Conn, Hatchett, Johnson (14). Total 3.

Absent and not voting: Billups, Brook, Little, Redwine, Updegraff. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Blair, Brazell, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Conn, Hatchett, Johnson (14). Total 3.

Absent and not voting: Agee, Billups, Brook, Little, Roddie. Total 5.

The bill, with the emergency, was passed.

Senate Joint Resolution No. 9 was read the third time, and the question being on the final passage the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 40.

Nays: None.

Absent and not voting: Blair, Brook, Roddie, Wynne. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 40.

Nays: None.

Absent and not voting: Blair, Brook, Roddie, Wynne. Total 4.

The resolution, with the emergency, was passed and signed by the President.

Message from the House transmitting House Bills Nos. 639, 731, 432, 295, 699, 473 and Senate Bills Nos. 437, 361, 421 and 449, all or

which had passed the House; that the House had agreed to a conference on Senate Bill No. 75.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 421 correctly enrolled, and Senate Bill No. 384 correctly engrossed.

Senate Bill No. 421 was read the fourth time, and signed by the President in open session.

The President appointed Mr. Stafford, Mr. Brownlee and Mr. Sorrells conferees on Senate Bill No. 75.

Senate Bill No. 415 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Billups, Brook, Mathews, Roddie, Stafford. Total 5.

The bill was passed and signed by the President.

Senate Bill No. 458 was read at length the third time, and the question being on the final passage, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Billups, Brook, Memminger, Roddie, Stafford. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Billups, Brook, Roddie. Total 3.

The bill, with the emergency, was passed.

House Bill No. 715 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 39.

Nays: None.

Absent and not voting: Billups, Brook, Landrum, Roddie, Wynne. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Little, Mathews, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Billups, Brazell, Landrum, Johnson (15), Moore, Roddie. Total 6.

The bill, with the emergency, was passed, and signed by the President.

House Bill No. 725 was read the third time at length, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Keys, Mathews, Memminger, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 36.

Nays: None.

Absent and not voting: Billups, Brook, Goulding, Johnson (15), Landrum, Little, Roddie, Wynne. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Russell, Soldani, Strain, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 38.

Absent and not voting: Brook, Moore, Roddie, Sorrells, Stanford, Wynne. Total 6.

The bill, with the emergency, was passed and signed by the President.

House Bill No. 726 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Conn, Cordell, Cunningham, Davis, Eggerman, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Morris, Redwine, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Thomas, Williams, Yeager. Total 26.

Nays: Blair, Brazell, Brownlee, Curd, Franklin, Hatchett, Johnson (14), Little, Mathews, Memminger, Updegraff. Total 11.

Absent and not voting: Brook, Echols, Moore, Roddie, Stafford, Taylor, Wynne. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Blair, Brazell, Brownlee, Conn, Franklin, Hatchett, Johnson (14), Little, Mathews, Memminger, Updegraff. Total 11.

Absent and not voting: Echols, Johnston, Roddie. Total 3.

The bill, with the emergency, was passed and signed by the President.

House Bill No. 729 was read the third time at length, and the question being on the final passage, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 37.

Nays: Brazell, Little, Mathews. Total 3.

Absent and not voting: Echols, Keys, Moore, Roddie. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Landrum, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Brownlee, Johnson (14), Little, Mathews. Total 4.

Absent and not voting: Brazell, Echols, Keys, Moore, Roddie. Total 5.

The bill, with the emergency, was passed and signed by the President.

House Bill No. 670 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Johnston, Keys, Landrum, Memminger, Morris, Redwine, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: Agee, Billups, Brazell, Hatchett, Johnson (14), Johnson (15), Mathews, Russell, Updegraff. Total 9.

Absent and not voting: Brownlee, Echols, Goulding, Little, Moore, Roddie, Soldani. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Keys, Landrum, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 30.

Nays: * Agee, Brazell, Brownlee, Hatchett, Johnson (14), Johnson (15), Mathews. Total 7.

Absent and not voting: Echols, Little, Moore, Roddie, Stafford, Wynne, Holman. Total 7.

The bill, with the emergency, was passed and signed by the President.

House Bill No. 702 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Graham, Goulding, Holman, Johnson (14), Johnson (15), Johnston, Keys, Landrum, Mathews, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Agee, Brazell, Hatchett. Total 3.

Absent and not voting: Eggerman, Echols, Little, Moore, Roddie, Franklin. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Agee, Hatchett, Johnson (14). Total 3.

Absent and not voting: Brazell, Little, Moore, Roddie, Stafford. Total 5.

The bill, with the emergency, was passed and signed by the President.

Message from the House transmitting House Bills Nos. 592, 539, 478, 280 and 658, which had passed the House of Representatives.

Senate Joint Resolution No. 8 was read the third time, and the question being on final passage, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Davis, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Holman, Johnson (14), Keys, Landrum, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Brownlee, Conn, Cordell, Curd, Cunningham, Little. Total 6.

Absent and not voting: Eggerman, Johnson (15), Memminger, Updegraff. Total 4.

The resolution was passed.

The conference report on House Bill No. 566 was read and adopted.

On motion by Mr. Goulding, the Senate agreed to the House amendments to Senate Bill No. 421 and the bill, as amended, was passed by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Soldani, Sorrells, Stafford, Strain, Stanford, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Russell, Smith, Taylor. Total 3.

The bill, as amended, was passed.

The vote by which House Bill No. 389 failed to pass was reconsidered, and the question being on the final passage of the bill, the roll was called and resulted:

Yeas: Billups, Blair, Brazell, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson, (14), Johnson (15), Keys, Landrum, Morris, Moore, Roddie, Sorrells, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne. Total 28.

Nays: Brook, Brownlee, Graham, Little, Mathews, Memminger, Redwine, Russell, Soldani. Total 9.

Absent and not voting: Agee, Conn, Curd, Stafford, Stanford, Taylor, Yeager. Total 7.

The bill was passed and signed by the President.

The Senate refused to agree to the House amendments to Senate Bill No. 376 and requested a conference and the President appointed Mr. Agee, Mr. Graham and Mr. Russell Senate conferees.

Absent and not voting: Conn, Franklin, Johnson (15), Soldani, Smith. Total 5.

The bill, with the emergency, was passed and signed by the President.

To the Legislature:

I have the honor to report that I have this day approved and signed Senate Bill No. 269, same being "An Act providing for the publication and distribution of the Statutes of the State of Oklahoma of 1908."

I also report that I have approved and signed Senate Bill No. 348, same being "An Act legalizing an election held in the Town of Temple, Comanche County, on August 26, 1907; legalizing a bond issue of \$30,000;" also Senate Bill No. 216, being "An Act amending Section 23, Chapter 51, of Statutes of Oklahoma;" the same being "An Act amending the law providing for the execution of chattel mortgages."

I have also approved and signed House Bill No. 353, "An Act to provide for the organization and regulation of the Oklahoma National Guards."

C. N. HASKELL,
The Governor.

Mr. President:

Your Committee on Fees and Salaries recommend that House Bill No. 514 do pass, as amended.

E. M. LANDRUM,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 369, 352, 449 and 437 correctly enrolled.

Senate Bills Nos. 369, 352, 449 and 437 were each read fourth time and signed in open session by the President.

Mr. President:

Your Committee on Public Health recommend that Senate Bill No. 453 do pass.

GEORGE O. JOHNSON,
Chairman.

The report was adopted.

The conference report on Senate Bill No. 376 was read and adopted, and the bill passed as amended, by the following roll call vote:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stat-

ford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Brazell, Conn, Franklin, Hatchett, Soldani. Total 5.

House Bill No. 690 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 36.

Nays: Little, Moore. Total 2.

Absent and not voting: Brazell, Conn, Hatchett, Johnson (15), Soldani, Wynne. Total 6.

The bill was passed, and signed by the President.

Mr. Stanford moved to concur in the House amendments to Senate Bill No. 346, which motion prevailed, and the bill, as amended, was passed by the following roll call vote:

Yeas: Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Morris, Moore, Redwine, Roddie, Russell, Stafford, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Agee, Hatchett, Johnson (14), Little, Mathews, Strain. Total 6.

Absent and not voting: Billups, Brazell, Conn, Franklin, Landrum, Memminger, Soldani, Sorrells. Total 8.

The Senate adjourned until 9 A. M., Saturday, May 23, 1908.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-SEVENTH DAY

Senate Chamber

Saturday, May 23, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President, Mr. Bellamy, in the chair.

The roll was called and all the Members were present:

Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

Mr. President:

Your Judiciary Committee No. 2 recommend that Senate Bill No 428, by Mr. Roddie, do pass.

W. P. STEWART,
Chairman.

The report was adopted.

The following bills were read the second time and referred to Standing Committees:

Senate Bill No. 459, by Mr. Brazell, to Fish and Game.
House Bill No. 533, by Mr., to Penal Institutions.
House Bill No. 295, to Municipal Corporations.
House Bill No. 272, to Judiciary No. 1.
House Bill No. 539, to Education.
House Bill No. 289, to Legal Advisory.
House Bill No. 478, to Roads and Highways.
House Bill No. 432, to Codes.
House Bill No. 699, to Finance.
House Bill No. 658, to Judiciary No. 1.
House Bill No. 639, to Judiciary No. 2.
House Bill No. 473, to School Lands.
House Bill No. 731, to Fees and Salaries.

Mr. Russell moved to advance Senate Bill No. 270 to the head of the Calendar, and consider same in Committee of the Whole.

The roll was called on the motion, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Eggerman, Franklin, Hatchett, Johnston, Johnson (14), Keys, Landrum, Morris, Roddie, Russell, Sorrells, Strain, Taylor, Thomas, Williams, Wynne, Yeager. Total 23.

Nays: Agee, Brownlee, Curd, Davis, Graham, Goulding, Holman, Johnson (15), Little, Mathews, Moore, Redwine, Soldani, Stafford, Stanford, Stewart, Updegraff. Total 17.

Absent and not voting: Cunningham, Echols, Memminger, Smith, Total 4.

Call of Senate was made.

Absent Members brought to the Chamber.

The motion prevailed.

Petition by Mr. Johnson (14), from Canadian County in favor of the sale of the school lands was read.

The Senate agreed to the House amendments to Senate Bill No. 437, and the bill was passed, as amended, by the following roll call vote:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brazell, Echols, Moore, Soldani. Total 4.

Bill was passed as amended.

Mr. President:

Your Committee on Public Service Corporations recommend that Senate Bill No. 273 do pass.

W. N. REDWINE,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Codes recommend that House Bill No. 432 do pass.

D. M. SMITH,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole to consider Senate Bill No. 270 and other bills, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 454 do pass, as amended; report progress on Senate Bill No. 270 and ask leave to sit again.

TOM MOORE,
Chairman.

The report was adopted.

Message from the House transmitting enrolled Senate Bills Nos. 352, 437, 449 and 361, signed by the Speaker; also enrolled House Bills Nos. 291, 729, 389, 131, 670, 702, 566 and 726, for signature by the President; also informing the Senate that the House had adopted the conference report on Senate Bill No. 376; also transmitting Senate Bill No. 338, which had passed the House, as amended.

The Senate refused to concur in the House amendments to Senate Bill No. 330, and requested a conference thereon.

Enrolled House Bills Nos. 291, 729 and 389, 131, 670, 702, 566 and 726 were read the fourth time and signed in open session by the President.

Mr. President:

Your Committee on Municipal Corporations recommend that House Bill No. 295 do pass, as amended.

R. E. ECHOLS,
Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Senate Joint Resolution No. 10, by Mr. Thomas, was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Eggerman, Echols, Graham, Goulding, Holman, Johnston, Johnson (15), Landrum, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 31.

Nays: Brazell, Conn, Davis, Franklin, Hatchett, Johnson (14), Keys, Stafford, Yeager. Total 9.

Absent and not voting: Little, Mathews, Moore, Redwine. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Eggerman, Echols, Graham, Goulding, Holman, Johnston, John-

son (15), Keys, Landrum, Memminger, Morris, Roddie, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 33.

Nays: Brazell, Conn, Davis, Johnson (14), Stafford, Yeager. Total 7.

Absent and not voting: Little, Mathews, Redwine, Moore. Total 4.

Message from the House transmitting House Bills Nos. 505, 440, 674, 700, 239 and 262, which had passed the House; and enrolled House Bills Nos. 693, 713, 725, 652; also Senate Bills Nos. 436, 338, 421, signed by the Speaker.

Enrolled House Bills Nos. 693, 713, 725, 652 were each read fourth time and signed by the President in open session.

The resolution was passed and signed by the President.

House Bills on first reading:

House Bill No. 681, by Mr. Hawkins, "An Act making an appropriation for the purpose of paying the necessary expenses incurred by the County election officers in the election held Sept. 17, '07."

House Bill No. 661, by Mr. Bryan, "An Act to create the official County Coroner providing for the election of said officers regulating and prescribing the duties thereof, and other matters relative thereto."

Concurrent Substitute House Bill No. 2, by Mr. McCalla, "An Act requiring corporations to file with the Corporation Commissioner, certain information and providing fees for filing same."

House Bill No. 695, by Mr. Johnson, "An Act to amend Article 2, Chapter 11, of the Session Laws of Oklahoma for the year 1905 relating to County deposits."

House Bill No. 405, to provide for the prescription of oils and the appointment of Oil Inspectors.

House Bill No. 503, "An Act authorizing the organization of mutual insurance companies."

House Bill No. 388, "An Act prohibiting corporate ownership of real estate and providing the manner in which such real estate should be sold."

House Bill No. 505, by Mr. Japp, "An Act to prohibit contribution of any moneys, its equivalent or anything of value by corporations, etc."

House Bill No. 440, by Mr. Durant, "An Act to regulate the issuing of railroad stocks and bonds, and ascertaining the value of all railroads in this State and providing punishment for violation of same and declaring an emergency."

House Bill No. 674, by Mr. Vandeventer, "An Act to provide for the apprehension, arrest and conviction of persons convicted of any felony in this State."

House Bill No. 700, by Mr. Ballard and Mr. Cope, "An Act creating a State Insurance Commissioner for the purpose of issuing common dis-

strict school property, providing and defining procedure for same and declaring an emergency."

House Bill No. 239, by Mr. Ballard, "An Act establishing the liabilities of insurance companies in certain cases and repealing all conflicting laws."

House Bill No. 262, by Mr. Rainey, "An Act defining, prohibiting and fixing a punishment for lobbying before municipal assemblies."

The Senate went into the Committee of the Whole, with Mr. Brownlee in the chair.

The Committee of the Whole arose and reported.

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 270 do pass, as amended.

E. D. BROWNLEE,
Chairman.

The report was adopted.

Message from the House transmitting enrolled House Bills Nos. 725, 652, 693, 715 for signature by the President.

Senate Bill No. 454 was read the third time at length, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cor-Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Nays: Cunningham, Little, Stanford, Updegraff. Total 4.

Absent and not voting: Holman. Total 1.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 37.

Nays: Cunningham, Little, Mathews, Stafford, Stanford, Updegraff. Total 6.

Absent and not voting: Holman. Total 1.

The bill, with the emergency, was passed and signed in open session by the President.

Mr. Stanford explains his vote:

Mr. President:

I vote "No" on this bill for the reason that Section 1 of the bill

is not susceptible of a fair construction, leaving public policy a fact to be determined by a jury, and for the further reason that at the filing of the suit a lien is created upon the property of the defendant—an unjust and unwarranted proceeding that will tend to drive out of the State legitimate capital seeking investment.

Message from the House transmitting House Bills Nos. 455, 662, 451, 601, 661, 695 and 681, which had passed the Senate.

Mr. Russell asked unanimous consent to withdraw Senate Bill No. 270.

Objections being made, the bill was not withdrawn.

Senate Concurrent Resolution No. 68, by Mr. Johnston, recalling Senate Bill No. 449 from the Governor, was read and adopted.

Mr. President:

Your Judiciary Committee No. 1 recommend that House Bill No. 728 do pass.

J. C. GRAHAM,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Fees and Salaries recommend that House Bill No. 731 do pass.

E. M. LANDRUM,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Brownlee in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Senate Bill No. 270 be withdrawn; that House Bills Nos. 684, 691 do pass, as amended.

E. D. BROWNLEE,

The report was adopted.

The Senate recessed until 8 P. M.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with the President Pro Tempore, Mr. Johnston, in the chair.

House Bill No. 684 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Memminger, Morris, Redwine,

Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Brazell, Brook, Echols, Hatchett, Landrum, Little, Moore, Stewart, Mathews. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Brazell, Brook, Echols, Hatchett, Landrum, Little, Moore, Mathews, Stewart. Total 9.

The bill, with the emergency, was passed and signed by the President.

House Bill No. 788 was read the third time at length, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Holman, Johnston, Johnson (14), Johnson (15), Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 29.

Nays: Stanford. Total 1.

Absent and not voting: Brook, Brownlee, Echols, Graham, Goulding, Hatchett, Keys, Little, Landrum, Mathews, Moore, Stafford, Smith, Stewart. Total 14.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Holman, Johnston, Johnson (15), Johnson (14), Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Stanford. Total 1.

Absent and not voting: Brook, Brownlee, Echols, Hatchett, Graham, Goulding, Keys, Little, Landrum, Mathews, Moore, Stafford, Smith. Total 13.

The bill, as amended, was passed, and signed in open session by the President.

House Bill No. 717 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Cordell, Curd, Cunningham, Davis, Franklin, Holman, Johnston, Johnson (14), Johnson (15), Keys,

Memminger, Redwine, Roddie, Russell, Soldani, Strain, Stanford, Thomas, Williams, Wynne, Yeager. Total 25.

Nays: None.

Absent and not voting: Brook, Brownlee, Conn, Eggerman, Echols, Graham, Goulding, Hatchett, Landrum, Little, Mathews, Morris, Moore, Sorrells, Stafford, Smith, Stewart, Taylor, Updegraff. Total 19.

The bill was passed and signed in open session by the President.

House Bill No. 33 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Memminger, Redwine, Roddie, Russell, Soldani, Strain, Stanford, Smith, Thomas, Williams, Wynne, Yeager. Total 26.

Nays: None.

Absent and not voting: Billups, Blair, Brook, Brownlee, Conn, Echols, Hatchett, Holman, Landrum, Little, Mathews, Morris, Moore, Sorrells, Stafford, Stewart, Taylor, Updegraff. Total 18.

The bill was passed, and signed by the President in open session.

Mr. President:

Your Committee on Education recommend that House Bill No. 539 do pass.

R. P. WYNNE,
Chairman.

The report was adopted.

House Bill No. 679 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Holman, Johnston, Johnson (14), Johnson (15), Memminger, Redwine, Roddie, Russell, Soldani, Strain, Thomas, Williams, Wynne, Yeager. Total 24.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Conn, Franklin, Graham, Goulding, Hatchett, Keys, Landrum, Little, Mathews, Morris, Moore, Sorrells, Stafford, Stanford, Smith, Stewart, Taylor, Updegraff. Total 20.

The bill was passed and signed in open session by the President.

House Bill No. 53 was read at length the third time, and the roll was called on final passage, and resulted:

Yeas: Agee, Blair, Brazell, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Memminger, Redwine, Roddie, Russell, Soldani, Strain, Stanford, Smith, Thomas, Updegraff, Wynne, Williams, Yeager. Total 27.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Conn, Echols, Goulding, Hatchett, Keys, Landrum, Little, Mathews, Morris, Moore, Sorrells, Stafford, Stewart, Taylor. Total 16.

The bill was passed, and signed in open session by the President.

Senate Bill No. 452 was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Morris, Moore, Redwine, Russell, Soldani, Sorrells, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 29.

Nays: Brazell, Roddie. Total 2.

Absent and not voting: Billups, Brook, Conn, Goulding, Hatchett, Keys, Landrum, Little, Mathews, Memminger, Stafford, Strain, Smith. Total 13.

The roll was called on the emergency, and resulted:

Yeas: Agee, Blair, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Holman, Johnston, Johnson (14), Johnson (15), Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Brazell. Total 1.

Absent and not voting: Billups, Brook, Conn, Goulding, Hatchett, Keys, Landrum, Little, Mathews, Memminger, Stafford, Strain, Smith. Total 13.

The bill, with the emergency, was passed and signed in open session by the President.

Senate Bill No. 409 was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Curd, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Conn, Hatchett, Keys, Landrum, Little, Mathews, Stafford, Strain, Stanford, Smith, Stewart, Taylor. Total 12.

The bill was passed and signed in open session by the President.

Senate Bill No. 441 was read the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnston, John-

son (14), Memminger, Morris, Moore, Redwine, Roddie, Soldani, Strain, Stanford, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: None.

Absent and not voting: Billups, Brownlee, Conn, Franklin, Hatchett, Johnson (15), Keys, Landrum, Little, Mathews, Russell, Sorrells, Stafford, Smith, Stewart, Taylor, Updegraff. Total 17.

The bill was passed and signed in open session by the President.

Senate Bill No. 442 was read the third time at length, and on final passage the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Strain, Stanford, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: None.

Absent and not voting: Billups, Brook, Conn, Franklin, Hatchett, Keys, Landrum, Little, Mathews, Sorrells, Stafford, Smith, Stewart, Updegraff. Total 14.

The bill was passed and signed by the President in open session.

To the Legislature:

I have the honor to report that I have this day approved and signed Senate Bill No. 437, the same being "An Act creating an annual holiday, to be known as 'Labor Day;'" also Senate Bill No. 361, by Senator Goulding, "An Act relative to the City of Enid."

C. N. HASKELL,
The Governor.

Message from the Governor.

To the Legislature:

I have the honor to report to you that I have approved House Bill No. 507, entitled "An Act appropriating funds to pay the printing expenses, clerk hire and other expense items of the Constitutional Convention."

I have taken the full five days for the consideration of this bill in order that I might carefully look into the criticisms thereon made by the Oklahoma State Capital, of Guthrie, the Oklahoma City Times, and other newspapers, feeling that even their criticisms might have merit and warrant consideration. As a result of this careful examination, I find that Congress appropriated one hundred thousand dollars to defray the expenses of platting the two Territories into election districts, hold the election for delegates to the Constitutional Convention, pay the mileage and per diem of the delegates in the Convention, the rent, fuel and lights for the convention hall, the clerk hire, the printing bills of the Convention, and the election for the ratification of the Con-

stitution and the election of the first set of officers provided for in the Constitution.

This fund was placed under the charge of the Territorial officers, to be disbursed by them under the direction of the Secretary of Interior. It is evident that Congress anticipated that this first appropriation would cover only a portion of the total expenses, and that a later appropriation by Congress would be necessary, as in the same Enabling Act, in the case of New Mexico and Arizona, the Congress awarded them one hundred and fifty thousand dollars, and expressly stipulated that in the case of these two Territories the deficiency should be paid by the State to be organized out of said Territories of New Mexico and Arizona; while in the case of the two Territories of Oklahoma and Indian Territory, one hundred thousand dollars of appropriation only was made, and they omitted a like statement that the deficiency should be paid by our State.

The Territorial officials expended over half of the total appropriation in the holding of the election for delegates; hence, there was not enough money left to have even held the Constitutional Convention for sixty days and pay its printing bills, nor any of the expenses of the succeeding election.

There seems to be no criticism of any of the items of this House Bill No. 507, except the printing bills. I have, therefor, given particular attention to the printing bills. I find that for convention work the bill allows the Leader Printing Company twenty-two thousand eight hundred and ninety dollars and seventy-three cents. I find that this work was done by the Leader Printing Company with the knowledge that they would have to wait for their pay until Congress might see fit to pay the bill, or take chances on our securing Statehood and the State thereafter paying the bill. In any event, it was well known to everybody that they would have to wait more than a year for their money and perhaps never get it. I also find that no other bidder was willing to do this printing at that time because of the uncertainty as to whether or not it would ever be paid. That uncertainty as to pay would naturally entitle the printer to a higher price for his material and labor than he would probably receive if he was doing the same kind of work and receiving cash for it, but I have gone further with the examination comparing it with other printing bills to see whether or not the amount allowed by you in this case was extravagant or unfair to the State. I find that during the very identical days that the Leader Printing Company was furnishing this material and doing this work for the Constitutional Convention without any certainty of ever being paid for it that the Guthrie State Capital was doing the same character of work and furnishing the same character of material to the Oklahoma Territorial Gov-

ernment, for which it was receiving pay in cash, at from ten per cent to twenty-five per cent higher prices. For example—where you allow the Leader Printing Company sixty-five cents per thousand ems for composition, the Guthrie State Capital was receiving from the Territorial Government, in cash, seventy-five cents per thousand ems for composition, and other items in proportion or even a higher price being paid the Guthrie State Capital. Hence, for you to allow the Leader Company the amount you have allowed it after it has waited over a year for the money is certainly above criticism. At the time the work was done the pay was so uncertain that all others refused to bid at all for the work and wait for their money, and when we compare the Leader's prices under these uncertain conditions with the prices that the Territorial officers were then paying the Guthrie State Capital in cash, it is apparent that you have fully protected the people of our State.

The remaining item of the fifteen thousand four hundred dollars for printing seventy-five thousand copies of the Constitution for distribution among the people of the state was absolutely necessary, as the people were entitled to read the Constitution before they were called on to vote for its adoption or rejection. I find that the President of the Constitutional Convention was authorized by the Convention to secure the printing of those copies of the Constitution. That he solicited eight different printing establishments to bid on the work, including the Guthrie State Capital and the Oklahoma Times. That after great effort on the part of the President of the Convention the Leader Company was the only one that would print the Constitution and take chances on ever getting their pay for it. I find that some of the bidders who offered to print the Constitution for cash, bid higher on a cash proposition than you have allowed the Leader Company after it has waited this long for its money, when at the time it did the work it had no safe assurance that it would ever be paid for the work.

Speaking of patriots, in connection with the printing bills that were necessary in our fight for Statehood, I am advised after careful inquiry that when it was necessary to have the tickets printed to hold the election last September, the Shawnee Herald bid a little bit less than twelve thousand dollars for the entire job, the Leader Printing Company a little over twelve thousand dollars and the present editor of the Oklahoma City Times bid about sixty-five thousand dollars. I find that the said Herald and Leader in their bids were willing to take chances on possibly never getting their money, while the editor of the Oklahoma City Times stipulated in his bid that he must have part of it cash, you will have no trouble in deciding which bidders were patriotic advocates of Statehood when you compare that bid of \$12,000, on time, with the Oklahoma City Times' editor's sixty-five thousand dollar bid, part cash.

After inquiry as above mentioned of the facts in the case I find and say to you that in my opinion, the Constitutional Convention was fortunate indeed in finding a printing company with patriotism enough to do the printing work necessary to secure Statehood without any certainty of ever getting their money, and yet charge a less price than the Territorial Government was then paying the Guthrie State Capital, in cash.

C. N. HASKELL,
The Governor.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 454 correctly engrossed; Senate Bills Nos. 376 and 436 correctly enrolled.

Senate Bills Nos. 376 and 436 were read the fourth time and signed by the President in open session.

The Senate adjourned until 9 A. M., Monday, May 25, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-EIGHTH DAY

Senate Chamber

Sunday, May 24, 1908.

There was no session of the Senate on this day.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED FIFTY-NINTH DAY

Senate Chamber

Monday, May 25, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and all the Members were present:

Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous Legislative day was read and approved.

The following bills were read the second time and referred to Standing Committees:

House Bill No. 259, to Insurance.

House Bill No. 262, to Judiciary No. 1.

House Bill No. 440, to Finance.

House Bill No. 505, to Privileges and Elections.

House Bill No. 674, to Judiciary No. 2.

House Bill No. 700, to State Affairs.

House Bill No. 388, to Private Corporations.

House Bill No. 405, to Oil and Gas.

House Bill No. 503, to Insurance.

House Bill No. 601, to Banks and Banking.

House Bill No. 695, to County Affairs.

House Bill No. 661, to County Affairs.

House Bill No. 681, to Appropriations.

House Bill No. 455, to Legal Advisory.

House Bill No. 662, to Judiciary No. 2.

The Senate agreed to the House amendments to House Bill No. 131, and passed the bill, as amended, by the following roll call vote:

Yeas: Billups, Blair, Conn, Cordell, Curd, Davis, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells,

Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: None.

Absent and not voting: Agee, Brook, Brazell, Brownlee, Cunningham, Hatchett, Landrum, Mathews, Stafford, Stanford, Eggerman, Echols. Total 12.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Little. Total 1.

Absent and not voting: Agee, Brazell, Brownlee, Echols, Hatchett, Landrum, Little, Mathews, Stafford, Stanford, Soldani. Total 11.

The bill, with the emergency, was passed.

To the Legislature:

I have the honor to report that I have this day approved and signed Senate Bill No. 346, the same being "An Act appropriating funds to reimburse members of the Oklahoma National Guard for loss sustained by fire September 30, 1907, while in the service of the State;" House Bill No. 652, the same being "An Act providing for the support and maintenance of the Oklahoma Agricultural and Mechanical College and making an appropriation therefor;" also Senate Bill No. 421, "An Act to authorize the Board of County Commissioners of Garfield County to convey to the City of Enid part or parcel of the Court House Square;" also House Bill No. 566, "An Act providing for fees to be paid to Secretary of State for filing articles of incorporation, issuing licenses to foreign corporations, and repealing Section 1 of Article 2, Chapter 36, Statutes of 1893;" also Senate Bill No. 352, "Relative to the State Board of Education."

C. N. HASKELL,
The Governor.

Message from the House transmitting Senate Bill No. 181, which had passed the House, as amended; Senate Bill No. 247 as passed, without amendment; also enrolled Senate Bills Nos. 376 and 436 signed by the Speaker, and enrolled House Bill No. 690 for signature by the President.

The Senate refused to agree to the House amendments to Senate Bill No. 181 and requested the House to recede therefrom.

Mr. President:

Your Judiciary Committee No. 1 recommend that House Bills Nos. 372, 492 and 658 do pass.

J. C. GRAHAM.

Chairman.

The report was adopted.

Mr. President:

Your Committee on Legal Advisory recommend that House Bill No 735 do pass; that House Bill No. 653 do pass, as amended.

J. ELMER THOMAS,

Chairman.

The report was adopted.

House Bill No. 690 was read the fourth time and signed in open session by the President.

The Senate went into the Committee of the Whole, with Mr. Blair in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 622 do pass, as amended; House Bills Nos. 717 and 691 do pass; House Bill No. 619 be referred to a Special Committee of three; House Bill No. 691 do pass.

H. S. BLAIR,

Chairman.

The report was adopted.

House Bill No. 707 was read at length the third time, and the question being on the final passage, the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Williams, Wynne Yeager. Total 32.

Nays: Agee, Hatchett, Johnston, Johnson (14), Little, Mathews, Memminger, Updegraff. Total 8.

Absent and not voting: Holman, Soldani, Sorrells, Taylor. Total 4.

The bill was passed, and signed in open session by the President.

House Bill No. 691 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Lit-

tle, Mathews, Morris, Moore, Redwine, Russell, Stafford, Strain, Stanford, Smith, Stewart, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Memminger. Total 1.

Absent and not voting: Graham, Holman, Roddie, Soldani, Sorrells, Taylor, Thomas. Total 7.

The roll was called on the emergency Section, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Graham, Holman, Moore, Roddie, Soldani, Sorrells. Total 6.

The bill, with the emergency, was passed and signed in open session by the President.

House Bill No. 672 was read at length the third time, and Mr. Williams moved to restore the salaries of the Librarian of each normal to \$900, which was lost.

The roll was called on the final passage of the bill, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Echols, Soldani, Sorrells, Hatchett, Holman. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Johnston, Johnson (14), Johnson (15), Landrum, Little, Memminger, Morris, Moore, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Hatchett. Total 1.

Absent and not voting: Brook, Holman, Goulding, Mathews, Redwine, Sorrells, Taylor, Soldani, Keys. Total 9.

The bill, with the emergency, was passed, and signed by the President.

Message from the House transmitting Senate Bill No. 89, as passed by the House, without the emergency; Senate Bill No. 229, as amended;

Senate Joint Resolution No. 9, as passed by the House without amendment; Substitute Senate Bill No. 338, as amended; and requesting a conference on Senate Bill No. 338, the Speaker having appointed Mr. Broom, Mr. Fisher and Mr. Lindsey House conferees; House Bill No. 684 requesting the Senate to recede from its amendments; House Bill No. 728 for signature by the President; and Senate Bill No. 180, as passed by the House, as amended.

Mr. Johnston, Mr. Agee and Mr. Blair were appointed Senate conferees on Senate Bill No. 338.

Mr. Wynne moved to concur in the House amendment to Senate Bill No. 89, which motion was carried.

Mr. Thomas moved to not concur in the House amendments to House Bill No. 684, which motion prevailed, and the President appointed Mr. Thomas, Mr. Morris and Mr. Memminger Senate conferees on said bill.

Mr. Keys moved to not concur in the House amendments to Senate Bill No. 180, which motion prevailed, and the President appointed Mr. Graham, Mr. Roddie and Mr. Keys Senate conferees on said bill.

Mr. President:

Your Committee on Roads and Highways recommend that House Bill No. 208 do pass.

CAMPBELL RUSSELL.

Chairman.

The report was adopted.

Mr. President:

Your Committee on School Organization recommend that House Bill No. 473 do pass.

J. C. LITTLE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Legal Advisory recommend that House Bill No. 455 do pass.

J. ELMER THOMAS,

Chairman.

The report was adopted.

Mr. President:

Your Committee on Judiciary No. 1 recommend that House Bills Nos. 262, 674, 662, 639, 576, 349, 307, 168 and 722 do pass.

J. C. GRAHAM,

Chairman.

The report was adopted.

The Senate recessed until 1:30 P. M.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

The Committee on State Affairs reported on House Bill No. 720.

The report was adopted.

Your Committee on Penal Institutions recommend that House Bill No. 553 do pass.

W. H. JOHNSON,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Banks and Banking recommend that House Bill No. 601 do pass, as amended.

R. M. RODDIE,
Chairman.

The report was adopted.

House Bill No. 720 was read at length the third time.

Mr. Graham offered to amend by inserting the item of Manhattan Construction Company. Mr. Cunningham moved that the Committee report be concurred in, and the amount be allowed to the Manhattan Construction Company, and the bill be so amended. The motion prevailed by the following roll call vote:

Yeas: Agee, Billups, Brazell, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Moore, Redwine, Sorrells, Stanford, Smith, Stewart, Thomas, Updegraff, Wynne. Total 26.

Nays: Blair, Franklin, Johnson (14), Little, Mathews, Memminger, Morris, Roddie, Russell, Strain, Williams, Yeager. Total 12.

Absent and not voting: Brook, Conn, Goulding, Soldani, Stafford, Sorrells. Total 6.

The roll was called on the final passage of House Bill No. 720, as amended, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Sorrells, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Wynne. Total 31.

Nays: Johnson (14), Little, Mathews, Memminger, Russell, Strain, Williams, Yeager. Total 8.

Absent and not voting: Brook, Conn, Soldani, Stafford, Taylor. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn. Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne. Total 34.

Nays: Johnson (14), Little, Mathews, Memminger, Strain, Yeager. Total 6.

Absent and not voting: Brook, Soldani, Stafford, Taylor. Total 4.

The bill, with the emergency, was passed.

Mr. President:

Your Committee on Finance recommend that House Bills Nos. 440 and 699 do not pass.

H. H. HOLMAN,
Chairman.

Mr. Blair moved to adopt the report.

Mr. Cunningham moved as a substitute that the report relative to House Bill No. 699 be amended and that the bill be reported do pass, which motion prevailed, and the report, as amended, was adopted.

A motion to reconsider the vote by which the emergency Section of House Bill No. 369 was lost prevailed, and the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Cordell, Cunningham, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Redwine, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 30.

Nays: Brazell, Curd, Johnson (14), Little, Memminger, Stafford. Total 6.

Absent and not voting: Brook, Eggerman, Roddie, Russell, Strain, Sorrells, Taylor, Davis. Total 8.

The bill was passed.

Substitute House Bill No. 680 was considered, and Mr. Russell offered to amend by substituting original House Bill No. 680, which prevailed, and the bill was placed on third reading.

Mr. Cunningham offered to amend by appropriating \$2,000 for the Home for Fallen Women in Guthrie.

The roll was called, and resulted:

Yeas: Billups, Brownlee, Conn, Cordell, Curd, Cunningham, Stanford, Thomas, Updegraff. Total 9.

Nays: Agee, Blair, Brazell, Davis, Eggerman, Echols, Franklin, Goulding, Hatchett, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Moore, Roddie, Russell, Stafford, Strain, Smith, Stewart, Williams, Wynne, Yeager. Total 25.

Absent and not voting: Brook, Graham, Holman, Johnston, Little, Moore, Redwine, Soldani, Sorrells, Taylor. Total 10.

The amendment was lost.

The question recurred on the final passage of the bill, and the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Hatchett, Johnston, Keys, Landrum, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Cunningham, Johnson (14). Total 2.

Absent and not voting: Billups, Brook, Graham, Goulding, Holman, Johnson (15), Little, Redwine, Soldani, Taylor. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Johnson (14) Total 1.

Absent and not voting: Brook, Echols, Holman, Little, Morris, Redwine, Soldani, Taylor. Total 8.

The bill, with the emergency, was passed, and signed by the President.

Mr. President:

Your Special Committee report House Bill No. 619 back to the Senate, with the recommendation that it do pass.

D. M. SMITH,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Roads and Highways recommend that House Bill 208 do pass, as amended.

CAMPBELL RUSSELL,
Chairman.

The report was adopted.

House Bill No. 208, was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Johnson (15). Total 1.

Absent and not voting: Brook, Conn, Curd, Cunningham, Holman, Little, Moore, Redwine, Soldani, Stanford. Total 10.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Landrum, Keys, Mathews, Memminger, Morris, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Cunningham. Total 1.

Absent and not voting: Brook, Conn, Curd, Holman, Johnson (15), Little, Redwine, Soldani, Taylor. Total 9.

The bill, with the emergency, was passed.

Mr. President:

Your Committee on Roads and Highways recommend that Senate Bills Nos. 199, 200, 227, 278 and 412 do not pass.

CAMPBELL RUSSELL,

Chairman.

The report was adopted.

Mr. Stafford moved to reconsider the vote by which Senate Bill 253 passed, which motion prevailed. The bill was read at length, as amended, and the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Keys, Landrum, Memminger, Morris, Russell, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 28.

Nays: Cunningham, Roddie. Total 2.

Absent and not voting: Agee, Conn, Davis, Holman, Johnson (15), Little, Mathews, Moore, Redwine, Soldani, Sorrells, Stanford, Taylor, Updegraff. Total 14.

The bill was passed.

The Conference Committee report on Senate Bill No. 189 was read, and adopted.

The report was adopted.

Message from the House transmitting Senate Bill No. 363, as amended, and passed by the House; Senate Bill No. 252, with the Conference Committee report, as adopted by the House; Senate Bill No. 181, on which the House requests a conference, the Speaker having appointed Mr. Skeen, Mr. Riddle and Mr. Tandy House conferees, and informing the Senate that the House had agreed to a conference on House Bill No. 684, and that the Speaker had appointed Mr. Whitehurst, Mr. Durant and Mr. Broom on the part of the House.

Senate Bill No. 189 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brook, Brownlee, Conn, Curd, Davis, Eggerman, Echols, Graham, Goulding, Johnston, Johnson (14), Keys, Johnson (15), Landrum, Mathews, Memminger, Moore, Roddie, Russell, Sorrells, Stafford Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Blair, Cordell, Cunningham, Holman. Total 4.

Excused: Franklin, Hatchett. Total 2.

Absent and not voting: Johnson (15), Little, Morris, Redwine, Soldani, Stanford. Total 6.

The bill was passed.

The President appointed Mr. Franklin, Mr. Johnston and Mr. Roddie Senate conferees on Senate Bill No. 181.

Senate Bill No. 363, as amended, was considered; the House amendments were read; Mr. Sorrells moved to concur in the House amendments, which motion prevailed, and the roll was called on the final passage of the bill, and resulted:

Yeas: Agee, Blair, Brazell, Brownlee, Cordell, Curd, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Moore, Roddie, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Cunningham. Total 1.

Absent and not voting: Billups, Brook, Conn, Franklin, Little, Moore, Redwine, Soldani, Stanford, Taylor. Total 10.

The bill was passed.

House Bill No. 692 was placed on third reading.

Mr. Brazell offered the original Section 3 of the bill as an amendment. The vote stood 18 yeas, nays 12.

Enrolled Senate Concurrent Resolution No. 9 and Senate Bills Nos. 89 and 247 were read the fourth time and signed in open session by the President.

House Bill No. 615 was read the third time, and the roll was called on the final passage of the bill, and resulted:

Yeas: Billups, Blair, Brownlee, Curd, Cunningham, Davis, Eggerman, Echols, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Roddie, Strain, Smith, Stewart, Thomas, Williams, Wynne. Total 21.

Nays: Agee, Brazell, Brook, Cordell, Graham, Hatchett, Johnson (14), Little, Mathews, Memminger, Morris, Redwine, Sorrells, Updegraff, Yeager. Total 15.

Absent and not voting: Conn, Franklin, Moore, Russell, Soldani, Stafford, Stanford, Taylor. Total 8.

The bill was lost.

Senate Bill No. 252 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Sorrells, Stafford, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Billups, Brook, Brownlee, Redwine, Russell, Soldani, Stanford, Taylor. Total 8.

The bill, as amended, was passed.

House Bill No. 692 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Blair, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Eggerman, Echols, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Strain, Taylor, Williams, Wynne, Yeager. Total 25.

Nays: Agee, Billups, Conn, Davis, Graham, Hatchett, Little, Redwine, Roddie, Russell, Sorrells, Smith, Stewart, Updegraff. Total 14.

Absent and not voting: Franklin, Soldani, Stafford, Stanford, Thomas. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Russell, Strain, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 33.

Nays: Conn, Hatchett, Little, Redwine. Total 4.

Absent and not voting: Franklin, Roddie, Soldani, Sorrells, Stafford, Stanford, Taylor. Total 7.

The bill, with the emergency, was passed and signed by the President in open session.

Message from the House transmitting enrolled Senate Bills Nos. 89, 247 signed by the Speaker; enrolled House Bills Nos. 691 and 707 for signature by the President; Senate Joint Resolution No. 9, and Senate Bills Nos. 265 and 307, which had passed the House of Representatives; also that the House does not agree to the Senate amendments to House Bill No. 472, and requests a conference, and that the House had agreed to a conference on Senate Bill No. 180, and had appointed Mr. Wortman, Mr. Ellis and Mr. King House conferees.

Enrolled House Bills Nos. 691 and 770 and Senate Bill No. 363 were read the fourth time and signed in open session by the President. To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 728, "An Act to divide Muskogee County into three County Court Districts, designating Haskell as a Court Town, terms of Court and classes of cases to be tried in each district;" also Senate Bill No. 436, "Legalizing an election held in School District 23 in Jefferson County, Oklahoma, April 18, 1908."

C. N. HASKELL,

The Governor.

The Senate went into the Committee of the Whole, with Mr. Williams in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills Nos. 713, 676, 642 and 651 do pass; House Bills Nos. 615 and 514 do pass, as amended.

J. J. WILLIAMS,

Chairman.

The report was adopted.

The Conference Committee on Senate Bill No. 180 failing to agree, the President appointed Mr. Graham, Mr. Mathews and Mr. Keys Senate conferees.

Senate Bill No. 449 was passed, as amended, by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 37.

Nays: None.

Absent and not voting: Brownlee, Davis, Franklin, Landrum, Little, Soldani, Wynne. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Roddie, Russell, Redwine, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brownlee, Echols, Franklin, Soldani. Total 4.

Message from the House transmitting House Bills Nos. 369, 717 and 720. for signature by the President; also Senate Bills Nos. 81-A and 321, which had passed the House of Representatives.

Mr. President:

Your Committee on Pharmacy, Drugs and Pure Foods recommend that House Bill No. 707 do pass.

A. E. AGEE,

Chairman.

The report was adopted.

Mr. President:

Your Committee on School Lands recommend that House Bill No. 457 do pass, as amended.

HENRY S. JOHNSTON,

Chairman.

The report was adopted.

The Senate agreed to the House amendments to Senate Bill No. 307, and passed the bill, as amended.

Enrolled House Bills Nos. 720, 369 and 717 were read the fourth time and signed by the President in open session.

The Senate recessed until 8 P. M.

Evening Session.

The Senate convened at 8 P. M., with the President, Mr. Bellamy, in the chair.

The Senate agreed to the House amendments to Senate Bill No. 321, and passed the bill, as amended, by the following vote:

Yeas: Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 33.

Nays: None.

Absent and not voting: Agee, Brownlee, Cunningham, Hatchett, Landrum, Little, Moore, Redwine, Soldani, Taylor, Updegraff. Total 11.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 89, 247, 252, 321, 363, Senate Joint Resolution No. 9 correctly enrolled.

Senate Bills Nos. 89, 247, 252, 321, 363 and Senate Joint Resolution No. 9 were read the fourth time and signed in open session by the President.

The Senate refused to agree to the House amendments to Senate Bill No. 229, and asked for a conference thereon, and the President ap-

pointed Mr. Stafford, Mr. Goulding and Mr. Hatchett conferees on the part of the Senate.

House Bill No. 651 was read at length the third time, and the question being on the final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Morris, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: Conn. Total 1.

Absent and not voting: Curd, Cunningham, Hatchett, Landrum, Moore, Redwine, Soldani. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Sorrells, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Little, Stafford, Stanford. Total 3.

Absent and not voting: Brook, Moore, Roddie, Russell, Soldani, Smith, Updegraff. Total 7.

The bill, with the emergency, was passed and signed by the President.

House Bill No. 713 was read at length the third time, and the question being on the final passage, the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Blair, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Sorrells, Stafford, Strain, Stanford, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: None.

Absent and not voting: Brook, Brownlee, Cordell, Keys, Moore, Russell, Soldani, Smith, Stewart, Updegraff. Total 10.

The bill was passed, and signed by the President.

Mr. Brook explained his vote:

Mr. President:

I vote "Yes" but wish to say in explanation that I do not think the appropriation is one that should be made, as it is too extravagant. Feeling that \$35,000 is sufficient, but rather than defeat the bill I vote "Yes."

House Bill No. 514 was read at length the third time, and the question being on the final passage, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Curd, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Wynne, Thomas. Total 30.

Nays: Brazell, Hatchett, Little, Mathews, Roddie, Strain, Yeager. Total 7.

Absent and not voting: Brook, Holman, Moore, Soldani, Sorrells, Thomas, Updegraff. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brownlee, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Johnston, Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Wynne. Total 30.

Nays: Brazell, Hatchett, Holman, Johnson (14), Little, Mathews, Williams, Yeager. Total 8.

Absent and not voting: Brook, Cordell, Moore, Soldani, Sorrells, Updegraff. Total 6.

The bill, with the emergency, was passed and signed by the President.

Message from the House transmitting Senate Bill No. 449, which had passed the House, as amended; also transmitting enrolled Senate Bill No. 363, signed by the Speaker; House Bill No. 672 for signature by the President; the House does not agree to the Senate amendments to House Bill No. 208 and requests a conference.

The Senate agreed to a conference on House Bill No. 208, and the President appointed Mr. Mathews, Mr. Russell and Mr. Davis Senate conferees.

House Bill No. 642 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Graham, Goulding, Holman, Johnson (15), Landrum, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Stewart, Taylor, Thomas, Williams, Wynne. Total 25.

Nays: Brazell, Conn, Echols, Franklin, Hatchett, Johnson (14), Keys, Little, Mathews, Memminger, Redwine, Stafford, Smith, Yeager. Total 14.

Absent and not voting: Brownlee, Johnston, Moore, Soldani, Stewart, Updegraff. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, John-

ston, Johnson (15), Keys, Landrum, Morris, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne. Total 30.

Nays: Conn, Hatchett, Johnson (14), Little, Mathews, Memminger, Redwine, Stafford, Yeager. Total 9.

Absent and not voting: Brazell, Brownlee, Hatchett, Moore, Redwine. Total 5.

The bill, with the emergency, was passed and signed by the President.

The conference report on Senate Bill No. 75 was read and adopted.

The conference report on Senate Bill No. 338 was read and adopted.

Senate Bill No. 338, as amended, was read and passed by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Johnston, Keys, Landrum, Little, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Brownlee, Mathews, Moore, Soldani, Updegraff. Total 5.

The bill was passed.

The roll was called on the passage of Senate Bill No. 307, as amended, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Echols, Franklin, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Memminger, Redwine, Russell, Sorrells, Strain, Smith, Williams, Wynne, Yeager. Total 24.

Nays: Brazell, Cunningham, Little, Stanford, Stewart. Total 5.

Absent and not voting: Brownlee, Davis, Eggerman, Graham, Goulding, Keys, Mathews, Morris, Moore, Roddie, Soldani, Stafford, Taylor, Thomas, Updegraff. Total 15.

The bill was passed.

The conference report on Senate Bill No. 181 was read and adopted, and the bill, as amended, was passed by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Hatchett, Johnson (14), Johnson (15), Landrum, Little, Morris, Redwine, Russell, Sorrells, Stafford, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 29.

Nays: Cunningham, Stewart. Total 2.

Absent and not voting: Brownlee, Graham, Goulding, Holman, Johnston, Keys, Mathews, Memminger, Moore, Roddie, Soldani, Stanford, Updegraff. Total 13.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Brook, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 29.

Nays: Brazell, Curd, Cunningham, Little, Stafford, Stanford, Stewart. Total 7.

Absent and not voting: Blair, Brownlee, Goulding, Johnston, Mathews, Moore, Soldani, Updegraff. Total 8.

The bill, with the emergency, was passed.

House Bill No. 676 was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Little, Mathews, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 36.

Nays: Brazell. Total 1.

Absent and not voting: Brownlee, Goulding, Keys, Memminger, Moore, Soldani, Updegraff. Total 7.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Hatchett, Holman, Johnston, Johnson (15), Landrum, Mathews, Memminger, Morris, Redwine, Russell, Sorrells, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Brazell, Johnson (14), Stanford. Total 3.

Absent and not voting: Graham, Goulding, Keys, Little, Moore, Roddie, Soldani, Stafford, Taylor, Updegraff. Total 10.

The bill, with the emergency, was passed and signed by the President.

The roll was called on the emergency Section of House Bill No. 679, and resulted:

Yeas: Agee, Billups, Blair, Brook, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Landrum, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Brazell, Conn, Little, Stanford, Smith. Total 5.

Absent and not voting: Brownlee, Goulding, Keys, Mathews, Moore, Soldani, Taylor, Updegraff. Total 8.

The emergency was adopted.

The Committee on Appropriations reported House Bill No. 733 without recommendation.

Mr. President:

Your Committee on Public Service Corporations recommend that Committee Substitute Bill No. 2 for Section 15 of House Bill No. 388 do pass, as amended.

W. N. REDWINE,
Chairman.

Mr. President:

Your Committee on Legal Advisory recommend that House Bill No. 670 do pass, as amended.

J. ELMER THOMAS,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Insurance recommend that House Bill No. 503 do pass, as amended; that House Bill No. 239 do not pass.

P. J. GOULDING,
Chairman.

The report was adopted.

The Committee on Enrolled and Engrossed Bills reported Senate Bill No. 449 correctly enrolled, and it was read the fourth time and signed by the President.

Mr. President:

Your Committee on Roads and Highways recommend that House Bill No. 189 do pass; that House Bill No. 478 do pass, as amended.

CAMPBELL RUSSELL,
Chairman.

The report was adopted.

On motion by Mr. Russell, Mr. Thomas and Mr. Morris were elected as a Committee of two to investigate the Torrens land system and report to the next Legislature.

Message from the House transmitting Senate Bill No. 444, as passed by the House; also the conference report on Senate Bill No. 189, as adopted by the House; also conference report on Senate Bill No. 75, as adopted by the House and asking a further conference on House Bill No. 684.

On motion by Mr. Johnson (14), the Senate receded from its amendment to House Bill No. 684.

The Senate went into the Committee of the Whole, with Mr. Strain in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills Nos. 482, 295, 272 and 277 do pass.

J. H. STRAIN,
Chairman.

The report was adopted.

Twelve telegrams to Mr. Johnston against Keys' Game Law were read.

Enrolled House Bills Nos. 321, 252 and 672 were read the fourth time and signed in open session by the President.

The Senate adjourned until 9 A. M., Tuesday, May 26, 1908.

GEORGE W. BELLAMY,
President.

Attest:

J. I. HOWARD,
Secretary.

ONE HUNDRED SIXTIETH DAY

Senate Chamber

Tuesday, May 26, 1908.

The Senate convened at 9 A. M., pursuant to adjournment, with the President Pro Tempore, Mr. Johnston, in the chair.

The roll was called and all the Members were present:

Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Echols, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 44.

Prayer by the Chaplain.

The Journal of the previous day was read and approved.

House Bill No. 272 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Mathews, Morris, Redwine, Russell, Stafford, Stewart, Taylor, Thomas, Williams, Wynne. Total 28.

Nays: None.

Absent and not voting: Blair, Cunningham, Echols, Franklin, Landrum, Little, Memminger, Moore, Roddie, Soldani, Sorrells, Strain, Stanford, Smith, Updegraff, Yeager. Total 16.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Little, Mathews, Morris, Redwine, Russell, Sorrells, Stewart, Taylor, Thomas, Williams, Wynne. Total 30.

Nays: None.

Absent and not voting: Cunningham, Echols, Johnson (15), Landrum, Memminger, Moore, Roddie, Soldani, Stafford, Strain, Stanford, Smith, Updegraff, Yeager. Total 14.

The bill, with the emergency, was passed, and signed by the President.

House Bill No. 482 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Mathews, Memminger, Morris, Redwine, Russell, Strain, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne. Total 30.

Nays: None.

Absent and not voting: Cunningham, Echols, Johnson (15), Keys, Landrum, Little, Moore, Roddie, Soldani, Sorrells, Stafford, Stanford, Smith, Yeager. Total 14.

The bill was passed and signed by the President.

House Bill No. 295 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Johnston, Johnson (14), Little, Mathews, Morris, Russell, Stafford, Smith, Taylor, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: Hatchett, Redwine, Stewart, Updegraff. Total 4.

Absent and not voting: Cordell, Echols, Holman, Johnson (15), Keys, Landrum, Memminger, Moore, Roddie, Soldani, Sorrells, Strain, Stanford. Total 13.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Russell, Sorrells, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 34.

Nays: Conn, Hatchett. Total 2.

Absent and not voting: Echols, Johnson (15), Memminger, Roddie, Soldani, Stafford, Strain, Stanford. Total 8.

The bill, with the emergency, was passed and signed by the President.

House Bill No. 277 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Cordell, Memminger, Russell, Soldani, Sorrells. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Moore, Redwine, Roddie, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Cordell, Memminger, Russell, Soldani, Sorrells. Total 5.

The bill, with the emergency, was passed and signed by the President.

The Senate agreed to the House amendments to Senate Bill No. 81-B, and passed the bill, as amended, by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Cordell, Moore, Roddie, Johnson (15), Soldani. Total 5.

Mr. President:

Your Committee on Private Corporations recommend that House Bill No. 388 do pass.

L. K. TAYLOR,
Chairman.

The report was adopted.

The rules were suspended on House Bill No. 388, and the bill was advanced to third reading, read, and passed by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Moore, Redwine, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 37.

Nays: Stanford. Total 1.

Absent and not voting: Conn, Little, Memminger, Morris, Roddie, Soldani. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Moore, Redwine, Russell, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff. Williams, Wynne, Yeager. Total 37.

Nays: Stanford. Total 1.

Absent and not voting: Conn, Little, Memminger, Morris, Roddie, Soldani. Total 6.

The bill was signed by the President.

Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 444, 181, and House Bill No. 126 correctly enrolled; were read the fourth time, and signed in open session by the President.

Amended House Bill No. 126 was read the third time, and the question being on the final passage the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Curd, Cordell, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Morris, Memminger, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Stanford, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Soldani, Strain, Smith. Total 3.

The bill was passed, and signed by the President in open session.

Mr. President:

Your Committee on Oil and Gas recommend that House Bill No. 405 do not pass.

J. H. STRAIN,

Chairman.

The report was adopted.

Message from the House transmitting enrolled House Bills Nos. 33, 252 and 321 for signature by the President, and signed by the President in open session.

House Bill No. 684 was read at length the third time, and the question being on the passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Cunningham, Curd, Davis, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Eggerman, Echols, Holman, Moore, Roddie, Soldani. Total 6.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: None.

Absent and not voting: Eggerman, Echols, Holman, Moore, Roddie, Soldani. Total 6.

The bill, with the emergency, was passed and signed by the President.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress and ask leave to sit again.

JESSE M. HATCHETT,

Chairman.

The report was adopted.

Mr. Agee moved that House Bill No. 457 be indefinitely postponed, which motion was lost.

Mr. Johnston moved that the Senate concur in the House amendments to Senate Bill No. 255, which motion prevailed, and Senate Bill No. 255, as amended, was read the third time, and the roll was called on the final passage of the bill, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Little, Mathews, Morris, Moore, Redwine, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Brook, Conn, Echols, Landrum, Memminger, Roddie, Russell, Taylor. Total 8.

The bill was declared passed, and signed by the President.

House Bill No. 33 was read the fourth time and signed in open session by the President.

Conference Committee report on Senate Bill No. 168 was read and adopted.

Senate Bill No. 168, as amended, was read at length the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Memminger, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: None.

Absent and not voting: Agee, Holman, Landrum, Little, Mathews, Morris, Moore, Stafford, Stanford. Total 9.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Johnston, Johnson (14), Johnson (15), Memminger, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 36.

Nays: None.

Absent and not voting: Goulding, Holman, Landrum, Little, Mathews, Morris, Moore, Stafford. Total 8.

The bill, with the emergency, was passed and signed in open session by the President.

Message from the House transmitting House Bills Nos. 692, 514, 642 and 651; also enrolled copies of Senate Bills Nos. 444 and 449; also Senate Concurrent Resolution No. 27, and Senate Bills Nos. 44b, 338, 181 and 222, as passed by the House.

Enrolled House Bills Nos. 514, 692, 642, 651 and Senate Bill No. 81 were read the fourth time and signed in open session by the President.

Mr. Redwine moved to make House Bill No. 457 a special order for 4 P. M., on which the roll was called, and resulted:

Yeas: Agee, Billups, Brook, Conn, Curd, Cunningham, Davis, Franklin, Holman, Landrum, Keys, Little, Memminger, Redwine, Stanford, Smith, Taylor, Updegraff, Yeager. Total 19.

Nays: Blair, Brazell, Cordell, Eggerman, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Morris, Roddie, Russell, Soldani, Sorrells, Strain, Stewart, Thomas. Total 18.

Absent and not voting: Brownlee, Echols, Mathews, Moore, Stafford, Wynne, Williams. Total 7.

Mr. President:

Your Committee on Schools and School Organization recommend that amended House Bill No. 193 do pass.

J. C. LITTLE,
Chairman.

The report was adopted.

The Senate went into the Committee of the Whole, with Mr. Hatchett in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole report progress on House Bill No. 457, and ask leave to sit again.

JESSE M. HATCHETT,

Chairman.

House Bill No. 504 was read at length the third time. Mr. Billups moved to strike out Section 12, which was lost.

The Senate recessed until 1:30 P. M., this day.

Afternoon Session.

The Senate convened at 1:30 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

To the Legislature:

I have the honor to report the approval of the following Bills:

House Bill No. 717, "Legalizing at Ada a special election;" House Bill No. 707, "Maintenance State Library;" House Bill No. 715, "Relating to transportation and maintenance of prisoners;" House Bill No. 643, as amended. "Relating to financial and credit rating;" House Bill No. 702, "Appropriation for Historical Society;" House Bill No. 557, "For levy and collection of income tax;" Senate Bill No. 247, "Sale of merchandise in bulk;" Joint Resolution No. 3, "Constitutional amendment concerning Torrens land title system."

Respectfully submitted,

C. N. HASKELL,

The Governor.

Mr. Mathews moved that the Senate adjourn sine die at 12 o'clock tonight, which motion prevailed.

To the Legislature:

Having House Bill No. 363, "An Act providing for the levy and collection of a gross revenue tax," under consideration, as I understand this bill, it provides for the collection of a State tax, based upon the gross earnings within the State or the actual value of the production of the following companies or classes of business, to-wit:

Railroads, one-half of one per cent, gross earnings.

Sleeping car companies, stock car companies, refrigerator car companies, and all other private car associations and express companies, three per cent of the gross earnings.

Pipe line companies, two per cent of the carrying charges.

Telephone companies, one-half of one per cent, gross earnings.

Telegraph companies, two per cent, gross earnings.

Electric light, gas, heat and power companies, one-half of one per cent gross earnings.

Water works companies, one-fourth of one per cent, gross earnings.

Coal, two per cent of the total value of coal produced during the year.

Lead, zinc, jack, gold, silver, copper, asphalt, one-half of one per cent of the value of the production during the year.

Oil or natural gas, one-half of one per cent of the value of the production during the year.

The theory upon which this tax is levied, is, that from the nature of the property or the method of handling these productions, it is not possible by the ordinary method of levying taxes on an ad valorem basis to secure a tax payment equal and fair and just to other tax payers, and under present conditions I believe this is true and that this tax is just in every case, unless it would be with reference to the oil and gas properties.

As to oil and gas properties, we find contrary to the general supposition of a few months ago, that the oil and gas companies have returned a surprisingly large ad valorem valuation on their property. In fact, the statements filed for taxation by the oil people indicate that probably ninety per cent of the total production of oil for the past year is stored within the State and that in filing their tax statements these oil companies are reporting on an ad valorem basis, probably ninety per cent of the year's production and at the market value of the oil.

These tax statements are indeed gratifying and have impressed us that the oil people are willing to pay their full share of taxes under the usual ad valorem method by which property in general is taxed.

I also find that the oil production is nearly all by small operators who are residing within our State and actively interested in the general development and upbuilding of the State.

That the production tax under this bill fails almost entirely on this class of small producers. I find that the large oil companies produce very little oil. Their business being chiefly to buy the oil from the small producers.

I also find that the oil industry of our State on an ad valorem basis may run as high as eight million dollars of taxable property, (oil on hand included) and that with reasonable encouragement and further development of that industry within our State that oil and gas properties are likely to add more than one hundred million dollars to our next year's tax duplicate, and that fairly encouraged, these oil men will in all probability greatly increase the refining and manufacturing of the crude oil within our State. They have already greatly aided in establishing manufacturing plants, utilizing the gas for fuel

and their further efforts in that line, if fairly encouraged, bid fair to vastly increase the manufacturing establishments consuming gas for fuel within our State, and fuel oil in Western Oklahoma is sure to reduce coal prices down to four or five dollars per ton. It is apparent then that this army of small producers in the gas and oil industries constitute a very desirable element of our citizenship, and that encouragement to them is certain to greatly enlarge the total amount of taxable property, already aggregating about eighty million dollars, as above mentioned.

This being the case, it is easily understood that this class of industry will greatly relieve the tax burdens upon property holders in general of our State,—therefore, it is good policy as well as honest and fairness, to be content with singly taxation, the same as ordinary property, and in years when they have returned such a large proportion of their annual production for taxation on an ad valorem basis, we should think carefully before adding an additional tax and should meet their spirit of enterprise with a spirit of fairness and aid them in increasing the wealth of the State and developing its resources.

In this view of the case, and so long as the oil production is so fully returned for ad valorem taxes, it may fairly suggest the inequality of a gross production tax, however, the finances of the State for the present year has been computed contemplating the collection of about seven hundred thousand dollars, total, from all the resources and items above mentioned, and as I have said above, I believe that these levies are fair and just in every case except possibly as to oil and gas.

I find that from the sources, other than oil and gas, will produce about six hundred and thirty thousand dollars, and that only about seventy thousand dollars for the entire year will be collected from the oil and gas so far as this production tax is concerned; hence, the question confronts us, and it is too late now for the Legislature to change this bill in any way. To veto this bill would lose the State on all items (other than oil and gas) about six hundred and thirty thousand dollars, which it would justly receive in production tax from other items and would save the oil and gas producers only about seventy thousand dollars. I believe, therefore, that in as much as I cannot disapprove one item of this bill without disapproving all of them, that it is my duty to approve the bill.

The Legislature at its next meeting can properly consider the matter, and if injustice has been done the oil and gas producers by the collection of the production tax from them, the Legislature can re-adjust the same and repair any injury now done, but were I to assume by vetoing this bill that the oil and gas people were entitled to freedom from this seventy thousand dollars of taxes, I would have, by same veto, to lose the State about six hundred and thirty thousand dollars

of taxes from the other sources above mentioned, and the State is beyond question fairly and honestly entitled to collect in justice to the tax payers in general and the next Legislature would be powerless to make the State whole for that loss.

This, I am unwilling to do, and therefore, I approve House Bill No. 363, and leave it to the people of this State and for the Legislature to right any wrong which in the judgment of the people may have been done in case mature deliberation finds that the collection of the income tax on oil and gas is a wrong.

Respectfully submitted,

C. N. HASKELL,
The Governor.

Enrolled Senate Bill No. 334 was read the fourth time, and signed in open session by the President.

The House amendments to Senate Bill No. 308 were read and adopted, and the roll was called on the final passage of the bill, as amended, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Conn, Hatchett. Total 2.

Absent and not voting: Agee, Brazell, Davis, Little, Landrum, Soldani, Thomas. Total 7.

The bill was passed and signed by the President.

Mr. President:

Your Committee on State Affairs recommend that House Bill No. 700 do pass.

JESSE M. HATCHETT,
Chairman.

The report was adopted.

Mr. President:

Your Committee on Mines and Manufacturing recommend that House Bill No. 731 do pass.

E. T. SORRELLS,
Chairman.

The report was adopted.

House Bill No. 731 was placed on third reading, read the third time, and on final passage the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Little, Mathews, Memminger, Morris, Redwine, Roddie, Sorrells,

Stafford, Strain, Stanford, Stewart, Updegraff, Williams, Yeager. Total 29.

Nays: Brazell, Eggerman, Echols, Johnston, Russell, Smith, Taylor. Total 7.

Absent and not voting: Agee, Cunningham, Davis, Landrum, Moore, Soldani, Thomas, Wynne. Total 8.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brownlee, Conn, Cordell, Curd, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Morris, Sorrells, Strain, Stanford, Stewart, Updegraff, Wynne, Yeager. Total 22.

Nays: Brazell, Brook, Eggerman, Echols, Johnson (15), Little, Mathews, Redwine, Roddie, Russell, Stafford, Smith, Taylor. Total 13.

Absent and not voting: Agee, Cunningham, Davis, Johnson (15), Landrum, Moore, Memminger, Soldani. Total 9.

The bill was passed, without the emergency, and signed by the President.

Telegram to Mr. Johnston from Fred Parkinson relative to Blind School at Wagoner was read.

Message from the House transmitting Senate Bills Nos. 380, 334, 364 and House Bill No. 504, enrolled and signed by the Speaker.

House Bill No. 504 was read at length the third time.

The substitute for Section 14, by Mr. Russell, prevailed; the question being on final passage of the bill the roll was called, and resulted.

Yeas: Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Franklin, Hatchett, Holman, Johnson (14), Keys, Mathews, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Wynne, Yeager. Total 28.

Nays: Echols, Johnson (15), Memminger, Stanford, Updegraff. Total 5.

Absent and not voting: Agee, Curd, Cunningham, Graham, Goulding, Johnston, Landrum, Little, Sorrells, Thomas, Williams. Total 11.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Echols, Graham, Goulding, Hatchett, Holman, Johnson (14), Keys, Little, Mathews, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Brazell, Johnson (15), Stanford, Smith. Total 4.

Absent and not voting: Agee, Curd, Cunningham, Franklin, Johnston, Landrum, Memminger, Soldani, Stafford, Updegraff. Total 10.

The bill, with the emergency, was passed and signed by the President.

To the Legislature:

I have the honor to report my approval of the following bills:

House Bill No. 556. "Providing for a graduated land tax;" House Bill No. 492, "Providing for a tax on gifts, inheritances, bequests, legacies, devices and successions in certain cases;" Senate Bill No. 449, "Relating to Presidential Electors."

C. N. HASKELL,

The Governor.

Enrolled House Bills Nos. 713, 676 and 615 were read the fourth time and signed in open session by the President.

The Senate agreed to the House amendments to Senate Bill No. 404, and the bill, as amended, was passed by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Davis, Eggerman, Echols, Graham, Goulding, Holman, Johnston, Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 35.

Nays: Hatchett, Little. Total 2.

Absent and not voting: Conn, Cunningham, Franklin, Johnson (14), Moore, Soldani, Stafford. Total 7.

The bill was passed, as amended.

Message from the House transmitting enrolled Senate Bills Nos. 181 and 81-B signed by the Speaker; also enrolled House Bills Nos. 615, 676 and 713 for signature by the President.

Enrolled House Bills Nos. 615, 676 and 713 were read the fourth time, and signed in open session by the President.

To the Legislature:

I have the honor to report that I have this day approved and signed Senate Bill No. 160, "An Act creating a Pure Food, Dairy and Drug Commission for the State of Oklahoma, prescribing its duties and powers, regulating the manufacture and sale of foods, dairy products and drugs and providing penalties for the violation of this Act." Senate Joint Resolution No. 9, "Authorizing County Commissioners to appoint Boards of Arbitration in certain cases." Senate Bill No. 89, "Empowering Boards of Trustees of Towns and Villages to levy and collect a license tax." House Bill No. 369, "An Act to compel owners of domestic animals to bury the carcasses thereof." House Bill No. 720, "An Act appropriating the necessary expenses of the State Government." Senate Bill No. 363, "In regard to minerals on State lands."

C. N. HASKELL,

The Governor.

Enrolled Senate Bills Nos. 380, 364, 255, 404 and 222 and enrolled House Bills Nos. 388, 679, 272, 684 and 277, and Senate Con-

current Resolution No. 27 were read the fourth time and signed in open session by the President.

The Conference Committee on House Bill No. 208 reported that they could not agree and were discharged and the President appointed Mr. Russell, Mr. Johnson (14), and Mr. Hatchett members of the new Committee.

Message from the House transmitting enrolled Senate Bills Nos. 75, 307 and 454, signed by the Speaker.

Mr. President:

Your Committee on Mines and Manufacturing recommend that House Bill No. 484 do pass, as amended.

E. T. SORRELLS,

Chairman

The report was adopted.

To the Legislature:

I have the honor to report that I have approved and signed House Bill No. 126, "An Act prohibiting overcharge by agents of railway, express, telegraph and telephone companies."

C. N. HASKELL,

The Governor.

Message from the House transmitting enrolled Senate Bill No. 168, signed by the Speaker.

The Senate went into the Committee of the Whole, with Mr. Redwine in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Joint Resolution No. 26 and House Bill No. 681 be indefinitely postponed; that House Bill No. 639 do pass; we report progress on House Bill No. 457, and ask leave to sit again.

W. N. REDWINE,

Chairman.

The report was adopted.

The Senate refused to agree to the House amendments to Senate Bill No. 454, and requested a conference thereon, and the President appointed Mr. Davis, Mr. Redwine and Mr. Graham Senate conferees.

House Bill No. 621 was read the third time, as amended, and the question being on the final passage, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Conn, Cordell, Davis, Eggerman, Curd, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stan-

ford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 38.

Nays: Brownlee, Cunningham, Landrum. Total 3.

Absent and not voting: Johnson (15), Moore, Wynne. Total 3.

The bill was passed and signed by the President.

The conference report on Senate Bill No. 229 was adopted, and the bill, as amended, was read and passed by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 40.

Nays: None.

Absent and not voting: Conn, Johnson (15), Moore, Wynne. Total 4.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Yeager. Total 40.

Nays: None.

Absent and not voting: Johnson (15), Little, Moore, Wynne. Total 4.

The bill, with the emergency, was passed, as amended.

To the Legislature:

I have the honor to report that I have this day approved and signed House Bill No. 615, "Relating to Banks and Banking."

C. N. HASKELL,

The Governor.

House Bill No. 639 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Cordell, Curd, Eggerman, Graham, Goulding, Holman, Johnston, Keys, Landrum, Morris, Redwine, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 26.

Nays: Agee, Brazell, Conn, Cunningham, Davis, Franklin, Hatchett, Johnson (14), Little, Memminger, Roddie, Taylor, Updegraff. Total 13.

Absent and not voting: Echols, Johnson (15), Mathews, Moore, Stafford. Total 5.

The roll was called on the emergency, and resulted:

Yeas: Billups, Blair, Brook, Brownlee, Cordell, Curd, Eggerman, Graham, Goulding, Holman, Johnston, Keys, Landrum, Morris, Redwine, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 26.

Nays: Agee, Brazell, Conn, Cunningham, Davis, Franklin, Hatchett, Johnson (14), Little, Memminger, Roddie, Taylor, Updegraff. Total 13.

Absent and not voting: Echols, Johnson (15), Keys, Mathews, Moore. Total 5.

The bill was passed, without the emergency, and signed by the President.

The conference report on Senate Bill No. 168 was read and adopted and the bill, as amended, was passed by the following vote:

Yeas: Agee, Billups, Blair, Brook, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Little, Memminger, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stafford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 39.

Nays: None.

Absent and not voting: Johnson (15), Mathews, Morris, Moore, Stanford. Total 5.

The bill was passed, as amended.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 225, 334, 443, 189, 75 and 307 correctly enrolled.

Senate Bills Nos. 225, 334, 443, 189, 75 and 307 were read the fourth time and signed in open session by the President.

The Senate refused to concur in the House amendments to Senate Bill No. 221, and requested a conference, and the President appointed Mr. Smith, Mr. Memminger and Mr. Cordell, Senate conferees.

Mr. Stanford moved to reconsider the vote by which House Bill No. 680 was passed, which motion was lost by the following roll call vote:

Yeas: Brownlee, Conn, Cordell, Curd, Cunningham, Graham, Little, Memminger, Redwine, Stanford, Stewart, Updegraff. Total 12.

Nays: Agee, Billups, Blair, Brazell, Brook, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Keys, Landrum, Morris, Roddie, Russell, Soldani, Sorrells, Strain, Taylor, Thomas, Williams, Wynne, Yeager. Total 26.

Absent and not voting: Echols, Johnson (15), Mathews, Moore, Stafford, Smith. Total 6.

The Senate recessed until 8 P. M.

Evening Session.

The Senate convened at 8 P. M., pursuant to recess, with the President, Mr. Bellamy, in the chair.

Message from the House transmitting enrolled Senate Bills Nos. 386, 364 and 255, Senate Concurrent Resolution No. 27, signed by the Speaker, and enrolled House Bill No. 277 for signature by the President.

House Bill No. 277 was read the fourth time, and signed in open session by the President.

Mr. President:

Your Committee on Mines and Manufacturing recommend that House Bill No. 484 do pass, as amended.

E. T. SORRELLS,
Chairman.

The report was adopted.

Message from the House transmitting Senate Bill No. 229, which had passed the House, as amended by the conference report; also House Bill No. 621, as amended and passed by the House and Senate; also Senate Bill No. 375, House Concurrent Resolution No. 42, Senate Concurrent Resolution No. 24, Senate Joint Resolution No. 8, and Senate Bill No. 221, which had passed the House, and enrolled Senate Bills Nos. 222 and 404, signed by the Speaker.

To the Legislature:

I have the honor to report that I have approved and signed the following bills:

House Bill No. 272, "Providing for trial by jury in contempt cases where parties are charged with contempt of the Supreme Court;" House Bill No. 713, "Appropriating for State printing;" House Bill No. 679, "Providing for sessions of the County Court of Payne County at Cushing."

C. N. HASKELL,
The Governor.

To the Legislature:

I have the honor to report that I have this day approved and signed the following bills:

House Bill No. 651, "Appropriating for the Agricultural and Mechanical College;" Senate Bill No. 307, "Creating laborers' and mechanics' lien in certain cases;" Senate Concurrent Resolution No. 27, "Requesting the United States Congress to purchase Indian buildings and donate same to the State of Oklahoma;" Senate Bill No. 444, "Regulating railroad companies;" House Bill No. 131, "Fixing domicile of persons, firms and corporations."

Respectfully submitted,

C. N. HASKELL,
The Governor.

Message from the Governor.

To the Legislature:

Under the provisions of Senate Bill No. 249, heretofore passed and approved, I have appointed the following members of the Industrial Institute and College Board of Regents:

Captain A. S. McKennon, of McAlester, Okla., for a term of three years.

Mrs. Katherine Patterson, of Muskogee, Okla., for a term of three years.

Miss Annie D. Stewart, Antlers, Oklahoma, for a term of four years

Which appointments I respectfully refer to your Honorable for your consideration.

C. N. HASKELL,
The Governor.

The appointments were confirmed by the Senate.

The Committee on Enrolled and Engrossed Bills reported Senate Joint Resolution No. 8, Senate Concurrent Resolution No. 24, and Senate Bill No. 338 correctly enrolled.

Senate Joint Resolution No. 8, Senate Concurrent Resolution No. 24 were signed by the President.

Senate Bill No. 338 was read the fourth time and signed by the President.

Mr. President:

Your Committee on Privileges and Elections recommend that House Bill No. 505 do pass.

CLARENCE DAVIS,
Chairman.

The report was adopted.

Senate Concurrent Resolution No. 69, by Mr. Davis, relating to appointment of a Joint Committee to devise a more equitable method of taxation, was read and failed to pass.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that Special Committee Substitute for House Bill No. 457 do pass.

TOM MOORE,
Chairman.

The report was adopted.

The conference report on House Bill No. 454 was read and adopted. House Bill No. 454, as amended by the conference report, was read and passed by the following vote:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Davis, Cunningham, Eggerman, Echols, Franklin, Graham, Gould-Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: Curd, Cunningham. Total 2.

Absent and not voting: Stanford. Total 1.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Davis, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stewart Smith, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: Curd, Little, Stanford. Total 3.

Absent and not voting: None.

The bill, with the emergency, was passed.

Message from the House transmitting enrolled House Joint Resolutions Nos. 11 and 12, House Bills Nos. 699, 504, 611 and 613, for signature by the President; Senate Bills Nos. 370, 392, which had been signed by the Speaker, and Senate Bill No. 23, which had passed the House, as amended.

House Joint Resolution No. 11 was read the third time, and the roll was called on final passage, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Stafford, Strain, Smith, Stewart, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Conn, Keys, Little, Moore, Sorrells, Stanford, Updegraff. Total 7.

Absent and not voting: Brook, Brownlee, Johnston, Soldani, Taylor. Total 5.

The resolution was passed, and signed by the President.

House Joint Resolution No. 12 was read the third time, and the roll was called on final passage, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Cordell, Curd, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 34.

Nays: Cunningham, Little, Moore, Stanford, Updegraff. Total 5.

Absent and not voting: Brook, Brownlee, Conn, Davis, Johnston.
Total 5.

The resolution was passed, and signed by the President.

To the Legislature:

Yesterday about 3 o'clock there came to me from your Honorable Body a bill subdividing Muskogee County into three County Court Districts, establishing Haskell as a Court Town in the Western District; Muskogee, the County seat, as the Court town in the Middle District, and leaving the name of the Court Town in the Eastern District blank. I approved that bill, and a little later yesterday there came to me a second bill designating Porum as the Court Town in the Eastern District of Muskogee County. Today a bill came to me establishing Webbers Falls as the Court Town in the Eastern District. I beg to remind you that the State Constitution limits the number of Court Towns to not exceeding three in any one County, including the County seat as one of them; also the bill today creating Webbers Falls as a Court Town recites in the caption that the County is subdivided into two Court Districts. Is this Webbers Falls bill intended to repeal the bill passed and approved yesterday creating three Districts? Also since you have established four Court Towns in the County, I must ask you before I can proceed to approve either the Porum or Webbers Falls bill which one you intend to make the Court Town, as there can only be three Court Towns in the entire County, including the County seat. I must ask you for information as to what Towns you intend to name.

C. N. HASKELL,

The Governor.

The Senate concurred in the House amendments to Senate Bill No. 23. The roll was called on the final passage of the bill, as amended, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Curd, Cunningham, Holman. Total 3.

The roll was called on the emergency, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Cordell, Curd, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani,

Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 41.

Nays: None.

Absent and not voting: Conn, Cunningham, Little. Total 3.

The bill, with the emergency, was passed.

The conference report on Senate Bill No. 221 was read and adopted, and the bill, as amended, was passed by the following vote:

Yeas: Billups, Brazell, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Goulding, Holman, Landrum, Mathews, Morris, Moore, Redwine, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 27.

Nays: Agee, Hatchett, Johnson (14), Roddie, Russell, Sorrells, Stafford, Updegraff. Total 8.

Absent and not voting: Blair, Brownlee, Graham, Johnston, Johnson (15), Keys, Little, Memminger, Johnston. Total 9.

Message from the House transmitting enrolled House Bills Nos. 504, 412 and 472; Senate Joint Resolution No. 8; Senate Concurrent Resolution No. 24, Senate Bill No. 458, which had been signed by the Speaker.

House Bills Nos. 504, 412 and 472 were read the fourth time, and signed by the President.

Message from the House transmitting enrolled Senate Bill No. 325, signed by the Speaker; also Senate Bill No. 454, with the conference report thereon adopted by the House; enrolled Senate Bill No. 168 and enrolled House Bills Nos. 168, 680 and 639, for signature by the President, and Senate Bill No. 395, which had passed the House.

Enrolled House Bills Nos. 16, 639 and 680 were read the fourth time, and signed by the President.

Enrolled Senate Bill No. 458 was read the fourth time, and signed by the President.

Mr. Graham moved to indefinitely postpone further consideration of House Bill No. 457, which motion was lost by the following roll call vote:

Yeas: Brook, Conn, Curd, Cunningham, Echols, Johnston, Johnson (15), Keys, Graham, Little, Redwine, Roddie, Russell, Strain, Smith, Updegraff, Wynne. Total 17.

Nays: Agee, Billups, Blair, Brazell, Cordell, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnson (14), Landrum, Mathews, Morris, Moore, Sorrells, Stafford, Stanford, Stewart, Taylor, Williams, Yeager. Total 23.

Absent and not voting: Brownlee, Memminger, Soldani, Thomas. Total 4.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported that House Concurrent Resolution No. 41 do pass, which report was adopted.

House Concurrent Resolution No. 41 was read at length the third time, and the question being on the final passage, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brook, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnson (14), Johnson (15), Keys, Memminger, Morris, Moore, Redwine, Roddie, Russell, Strain, Stanford, Smith, Stewart, Thomas, Updegraff, Williams, Wynne, Yeager. Total 32.

Nays: Brazell, Hatchett, Little, Mathews, Stafford, Yeager. Total 6.

Absent and not voting: Brownlee, Johnston, Landrum, Soldani, Sorrells, Taylor. Total 6.

The resolution was passed, and signed by the President in open session.

The Senate refused to agree to the House amendments to Senate Bill No. 395, and requested a conference thereon, and the President appointed Mr. Johnson (14), Mr. Stafford and Mr. Davis Senate conferees.

The Senate agreed to the House amendments to Senate Bill No. 245, and the bill, as amended, was passed by the following roll call vote:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Morris, Moore, Roddie, Russell, Stafford, Strain, Stewart, Thomas, Williams, Wynne, Yeager. Total 30.

Nays: Goulding, Hatchett, Holman, Redwine, Stanford, Updegraff. Total 6.

Absent and not voting: Brook, Brownlee, Little, Memminger, Soldani, Sorrells, Smith, Taylor. Total 8.

The Senate went into the Committee of the Whole, with Mr. Moore in the chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bill No. 699 do pass.

TOM MOORE,
Chairman.

The report was adopted.

The Senate agreed to the amendments to Senate Bill No. 325 and the bill, as amended, was read and passed by the following vote:

Yeas: Agee, Billups, Blair, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Stafford, Strain, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 40.

Nays: None.

Absent and not voting: Brazell, Goulding, Sorrells, Stanford, Total 4.

The roll was called on the emergency Section of House Bill No. 208, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brook, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Franklin, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 42.

Nays: None.

Absent and not voting: Echols, Graham. Total 2.

House Bill No. 699 was read the third time and the question being, "Shall the bill pass?" The roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Conn, Cordell, Curd, Cunningham, Eggerman, Echols, Franklin, Graham, Goulding, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Soldani, Sorrells, Strain, Stanford, Smith, Stewart, Taylor, Thomas, Updegraff, Williams, Wynne, Yeager. Total 38.

Nays: Hatchett, Little, Stafford. Total 3.

Absent and not voting: Brook, Brownlee, Davis. Total 3.

The roll was called on the emergency, and resulted the same as on final passage.

The bill was passed and signed by the President.

House Bill No. 653 was read the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Blair, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Davis, Eggerman, Echols, Franklin, Graham, Goulding, Hatchett, Holman, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Little, Mathews, Memminger, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stanford, Smith, Stewart, Thomas, Yeager. Total 38.

Nays: None.

Absent and not voting: Brook, Soldani, Taylor, Updegraff, Williams, Wynne. Total 6.

The bill was passed and signed by the President.

The Senate went into the Committee of the Whole, with Mr. Moore in the Chair.

The Committee of the Whole arose and reported:

Mr. President:

Your Committee of the Whole recommend that House Bills Nos. 611 and 613 do pass.

TOM MOORE,
Chairman.

The report was adopted.

Message from the House transmitting enrolled House Bills Nos. 370 and 392 for signature by the President.

Enrolled House Bills Nos. 370 and 392 were each read the fourth time at length, and signed by the President in open session.

The Committee on Enrolled and Engrossed Bills reported Senate Bills Nos. 229, 458, 168, 370, 392, 406, 245, 325, 221, 454, 23 and House Bill No. 621 correctly enrolled.

Senate Bills Nos. 229, 458, 168, 370, 392, 406, 245, 325, 221, 454 and 23 and House Bill No. 621 were each read the fourth time and signed by the President in open session.

House Bill No. 611 was read the third time, and the question being on the final passage of the bill, the roll was called and resulted:

Yeas: Agee, Billups, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Keys, Landrum, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 32.

Nays: Blair, Holman, Mathews, Stanford, Updegraff. Total 5.

Absent and not voting: Brook, Davis, Echols, Little, Memminger, Soldani, Smith. Total 7.

The bill was passed and signed by the President.

The Senate agreed to the House amendments to Senate Bill No. 406, and the bill was passed, as amended.

Senate Bill No. 613 was read at length the third time, and the question being on the final passage of the bill, the roll was called, and resulted:

Yeas: Agee, Billups, Brazell, Brownlee, Conn, Cordell, Curd, Cunningham, Eggerman, Franklin, Graham, Goulding, Hatchett, Johnston, Johnson (14), Johnson (15), Landrum, Morris, Moore, Redwine, Roddie, Russell, Sorrells, Stafford, Strain, Stewart, Taylor, Thomas, Williams, Wynne, Yeager. Total 31.

Nays: Blair, Holman, Mathews, Stanford, Updegraff. Total 5.

On motion by Mr. Franklin, the Senate extended a vote of thanks to the officers and employes of the Senate.

On motion by Mr. Thomas, the Journal for the 160th day was approved.

Prayer by Mr. Blair.

Mr. Franklin moved that the Senate do now adjourn sine die.

The motion prevailed, and the Senate did adjourn sine die Tuesday May 26, 1908, at 12 o'clock Midnight.

End of the session.

GEORGE W. BELLAMY,

President.

Attest:

J. I. HOWARD,
Secretary.

The Governor's Messages

FIRST ANNUAL MESSAGE OF THE GOVERNOR TO THE FIRST
LEGISLATURE OF THE STATE OF OKLAHOMA

GOVERNOR'S MESSAGES

TO THE

First Legislature

OF THE

State of Oklahoma

The Governor's Messages

FIRST ANNUAL MESSAGE OF THE GOVERNOR TO THE FIRST LEGISLATURE OF THE STATE OF OKLAHOMA.

To the Legislature:

Pursuant to Section 9, Article 6, of the Constitution, I have the honor to submit the following recommendations:

Limit Lobbying.

Believing that all classes of people who feel that the interest of themselves or their employers entitle them to be heard before the Legislative bodies of the State, but that such hearing should be open to the public, I earnestly recommend the adoption of such rules and the passage of such laws as will limit the privilege of the lobbyist to open oral arguments or public print, and that a suitable penalty be provided punishing any offender against the rules or laws that you may provide or enact; that this apply not only to lobbying before your Honorable Body, but before municipal legislative departments.

Secret Employment.

I am advised that many of the companies, or individuals, seeking to supply the public within our State with school books and other necessities, make it a practice to secretly employ many of those connected with schools, or other professions and official positions, upon whose advice the public is supposed, and has a right, to rely. The secret character of such employment places the public at a disadvantage. In my judgment no one connected with the public schools or other public service of the State should be permitted to accept employment or compensation from those who sell supplies to the public or the State and further, that secret employment by such persons or institutions should also be prohibited.

I therefore recommend that all such employes or representatives or persons or corporations seeking to sell school books or other supplies to the public should be required immediately upon accepting such employment to evidence that fact by such recorded notice as you deem proper, giving public notice of the fact that they are a representative of such person or corporation, and that a failure to give such public notice shall be declared to be a crime, and be punishable by such fine or imprisonment as you may find proper.

Territorial Accounts.

I ask that by proper enactment you authorize the Governor to employ such Attorneys or Accountants as may be necessary to audit the territorial accounts of Oklahoma Territory in all departments up to the date of their surrendering their several departments to the State officers, to the end that all public accounts may have an accurate and approved basis for their beginning, and to authorize the expenditure of public funds necessary for this purpose.

Holiday.

The opinion seems to prevail in many localities that the holiday recently declared to exist by virtue of a proclamation of the Territorial Acting Governor was applicable only to the banking business of the State, and numerous letters and petitions have been received by me since statehood was proclaimed that I extend this holiday protection to farmers and other business men. I have taken no action in the premises, but recommend that the law on this subject should be that so far as any holiday, or series of holidays, may operate to suspend the collection of debts or other suspension of business, that the law shall always be uniform, giving the same degree of protection to everybody.

Removal of Causes.

Referring to the provisions of the Federal law that a citizen or another State (natural or artificial) may in an action by or against a citizen of this State either by original filing or by subsequent removal, avoid the Courts of this State and have his case tried in the Federal Courts, in case the amount involved be more than two thousand dollars; there are many instances in which I consider this is unfair to the people of our State and gives a special privilege to the non-citizen; greater, I believe, than Congress intended they should have; and I also believe that Congress in its wisdom, contemplated that the States might regulate this in certain cases. For example, the foreign corporation, which practically domiciles itself in our State by setting up its agency, obtaining a certificate authorizing it to do business within our State, and constantly dealing with our citizens, it is my opinion that such corporations should be required to submit differences with our citizens to the Courts of the State. While I do not reflect upon the Federal Courts as an inadequate opportunity for securing justice, the limited number of Federal Courts makes it necessary for many of our people to incur the expense and loss of time traveling great distances and waiting for their day of trial in a crowded forum, instead of being permitted to enjoy the conveniences of a Court in a County where they reside, and where the cause of action arose.

I find that many foreign corporations have taken their charters

from distant States in order to enjoy such special privileges. I also find that they avail themselves often of the special privilege of carrying causes to the Federal Courts as a means of inducing unfair settlement.

I believe that these corporations which come into our State to do business and obtain a State license for that purpose, are to be welcomed by us as a part of business interests of the State, and that they should have just protection and an opportunity to secure justice in our State Courts but I do not believe that they should enjoy this special privilege, which, while a favor to them, is a hardship upon our citizens.

Therefore, believing that Congress intended that States might provide reasonable limitation upon the general provisions, I recommend that such removal of causes from the State to the Federal Courts by foreign corporations shall work a revocation of their license to do business within the State.

Banks and Bank Deposits.

The efficiency of government depends upon stability, and in no line of business is stability more important than in banking. Wavering, vacillating, uncertain conditions breed distrust, and ultimate destruction.

Recent events, in my judgment, make it desirable that the laws of our State should be so reformed as to insure the safety of every dollar deposited in the banks of our State, and to this end I recommend to your consideration and hope for the enactment by you, of a code of banking laws upon an absolutely safe foundation, and forever relieve the depositors from unrest and doubt, as well as from actual loss.

The present banking laws should be supplemented or amended to include the following provisions, and existing laws in conflict therewith repealed.

In accordance with the provisions of Section 1, Article 14. of the Constitution, I suggest the creation, by law, of an advisory board, called State Banking Board, to be composed of the Governor, the Lieutenant Governor, the President of the Board of Agriculture, the State Treasurer, and the State Auditor, with such supervisory powers over the banking department and the acts of the Bank Commissioners as may not be in conflict with the provisions of the Constitution.

Bank Commissioner.

I suggest that the Bank Commissioner's compensation be fixed at not to exceed \$..... dollars per year.

The Bank Commissioner to appoint all necessary assistants, examiners, and other necessary employes and fix their compensations, all subject to the approval of the State Banking Board.

Protection of Depositors.

The State Banking Board, within thirty days after the passage and

approval of the necessary legislation, be authorized and required to levy an assessment upon each and every bank subject to the provisions of the banking laws of this State, equivalent to one per cent of the deposits of such bank. Said assessment to be collected by the Bank Commissioner in such installments, and at such times as the State Banking Board may direct.

The amount so collected to constitute a reserve fund, to be known as the Depositors' Guaranty Fund for the protection of bank depositors in such of said banks as may thereafter become insolvent.

Said fund, so collected, should be properly safe-guarded and held or deposited subject to the order of the State Banking Board for the purpose aforesaid. And said fund, together with the interest or other income, thereon, less the expenses incurred by the State in administering the provisions of this Section, should be and remain a fund for the aforesaid purpose of protecting and paying the depositors of any such bank that may become insolvent, or unable to pay its depositors.

After the collection of said one per cent, and for the purpose of maintaining said Depositors' Guaranty Fund at a sum equal to said original collection of one per cent after the liquidation of the liabilities to depositors of any defaulting bank, said State Banking Board shall be authorized and required from time to time to levy and collect such additional assessments as may be necessary to maintain said fund unimpaired, so that the same shall at all times be equal to one per cent of the total deposits in all banks which may be entitled to the benefit of said fund.

In the event of the payment out of said fund to the depositors of any defaulting or insolvent bank, the State shall have a first lien, for the benefit of said Depositors' Guaranty Fund, to the extent of such payment upon all the assets of said bank; all statutory liabilities of stockholders and directors of insolvent banks may likewise be enforced by the State for the benefit of said fund.

The provisions of this Section shall apply to all banks organized or existing under the laws of this State, and to national banks which may voluntarily apply in writing to and be approved by, said Banking Board for the benefit of their depositors of the provisions of this Section, and contract to pay such assessments for the purposes aforesaid as may be levied upon them under the provisions hereof.

Provided, however, that wherein any of the provisions of the banking laws of this State as to examinations, reserve fund, liquidation, or other provisions, shall conflict with the laws of the United States as to National banks, that in such cases the National banks shall be deemed to have complied with the provisions of the laws of this State upon their compliance with the laws of the United States.

Banks organized after the passage and approval of this law should

be required to pay into the Depositors' Guaranty Fund one per cent of their paid-up capital; provided, however, that such payment should not be required of new banks organized by the consolidation or reorganization of existing banks which have previously complied with this law.

The Bank Commissioner shall deliver to each bank that has complied with the provisions of this Section a certificate in writing, containing the name of said bank, and certifying that it has complied with the provisions of the laws of this State for the protection of bank depositors which certificates shall be kept by said bank displayed in a public place in its banking room.

Bank Officers and Directors.

Any director, or other officer, of any bank, may be removable from office for incompetency, dishonesty, or violation of the banking laws of this State on recommendation of the Bank Commissioner, approved by the State Banking Board.

The loaning of funds of a bank to any stockholder, director, or other officer, in excess of the limit authorized by law, should constitute a crime under the laws of this State on the part of the borrower and of the officer authorizing the loan and be punishable as in case of larceny of a like amount.

Directors' Qualifications and Liability.

No person should be qualified to act as a director of any bank in this State unless he is the bona fide owner of at least five hundred dollars par value of fully paid stock of such bank, and the directors' liability should be the same as that of directors' of National banks.

Inspections.

I recommend at least two inspections each year instead of one.

Cash Reserve.

The reserve required under the present law I recommend should be increased in all cases where the deposits exceed double the amount of cash capital and surplus of the bank. That this increase should be an additional ten per cent of all such excess of deposits.

Reserve Agents.

No deposit of any bank, operating under the laws of this State, should be counted as reserve unless held by a reserve agency, approved by the Bank Commissioner and State Banking Board.

Emergency.

In view of the abnormal conditions existing, I recommend that an

emergency be declared, requiring this Act to become effective immediately upon its passage and approval.

Live Stock at Large.

In many parts of the State there are large areas of unfenced and unoccupied land, and where the people of the community desire to permit live stock to run at large. I recommend the adoption of a law that will permit the people of any community in some proper way to deal with this question and permit the live stock in that locality to run at large, or to be herded, as a fair majority of the local citizens may determine.

Suffrage.

The question of an election law is one that many Members of the Legislature have given extended consideration, and we are advised and prepared to submit proposed enactments from which the Legislature will no doubt produce laws satisfactory to all concerned.

Mandatory Primaries.

Sections 4 and 5 of Article 3 of the Constitution provide for a mandatory primary for the nomination of all elective officers, United States Senators included, and makes it the duty of the Legislature to enact laws making this provision effective. In this connection I recommend:

That such primaries be held at the expense of the State, and by all political parties upon the same day throughout the State, and all its subdivisions.

That no candidate for office be required to make payment of any fee to secure the printing of his name upon the ballot.

That the amount of money that any candidate may expend, directly or indirectly, or that others may expend for him, incident to his candidacy for the primary nomination, be limited, rated as to the various officers as the Legislature may deem wise, and that every such candidate at the primary election shall at the proper time (designated in the law) file a sworn statement of all moneys expended by him or in his interest by others, and the purpose for which each item of expense was incurred.

Purity of Elections.

I recommend that proper laws be enacted, making it a criminal offense for a corporation of any kind to contribute money, or other thing of value, directly or indirectly, to influence any nomination of a candidate for public office, or the election of any public officer, and that substantial penalty be imposed for violation of such law.

Employing Relatives.

I recommend the passage of a law providing that no public officer shall be permitted to appoint, or in any way employ, at the expense of the public, any member of his family.

Initiative and Referendum.

Referring to the provision of the Constitution of the subject of initiative and referendum, I earnestly request that the Legislature immediately make suitable provision for carrying the same into effect.

Pardons, Paroles and Reprieves.

The Governor has granted no pardons, paroles or reprieves.

Board of Arbitration and Conciliation.

I recommend to the Legislature the creation of a Board of Arbitration and Conciliation authorized by Section 21, Article 6. of the Constitution, and also a free State Employment Bureau, and the regulation of private employment agencies.

Mine and Factory Inspection.

I recommend the immediate passage of laws carrying Section 26, Article 6 of the Constitution into effect, and that this be classed as emergency legislation.

Board of Agriculture.

In view of the extended duties and larger area under the administration of the State Board of Agriculture, I recommend that in addition the compensation already provided by law, that the compensation of the President of the Board of Agriculture shall be increased to a total of \$6 per day for the time which he may actually devote to the duties of that office and that the limitation of the 20 days' service during the year shall not apply to the President of the Board.

Revenue and Taxation.

The conditions as to the levying and collecting of taxes throughout the State are peculiar and will require legislation to place them upon a uniform and equitable basis, particularly the State levy. It appears that there may be injustice in the collection of a State levy from taxpayers in the portion of said State formerly known as Oklahoma Territory, there being no provision for a simultaneous collection in the remaining portion of the State; likewise to provide for a State levy in the Indian Territory part of the new State upon a valuation at the full market value of property as required by the Constitution would be unjust upon that portion of the State. In order to avoid injustice to any part of the State, and in case it is found that these above conditions would be an

injustice upon the people, of either portions of the State, I recommend legislation providing for the early valuation, for tax purposes, of all taxable property throughout the State to the end that each and every part of the State may under the same valuation and at the same time be called upon for the payment of State taxes, and in taxing property, I especially call your attention to the provision of the Constitution which authorizes the levy of a tax on incomes, franchises, production and inheritances. I recommend that all incomes in excess of three thousand dollars per year be taxed; that all inheritances in excess of ten thousand dollars be taxed, and that all franchises and productions be taxed, all such taxes to be at a fair and equitable rate, particularly to the end that all classes of property, sources of benefit and incomes may bear their just proportion of the expenses of the government, and that this legislation be classed as emergency, and remind you that Express Companies should be made tax payers.

I recommend that a proper emergency Act be passed where the Constitution does not already cover the subject, authorizing purchase by the State, from any available fund, of State, County or District bonds or warrants to such extent as may be necessary to enable the conducting of public business on a cash basis until tax collections may enable the conduct of public business without doing a miscellaneous warrant business and the debts contracted prior to the organization of new Counties, Townships or School Districts, shall not be afterward ratified or paid except upon examination and approval by the District Court.

Tax Limitation and Valuations.

I earnestly call your attention to the provision of the Constitution requiring all property to be valued at its market value. This I believe to be the only way to insure the large properties of the State paying their fair share of taxes as compared with smaller properties, and the provision limiting the rate of taxation being adhered to in my judgment insures the development and upbuilding of the homes of the State and guards against the reckless expenditure of tax money where an unlimited amount of taxes might be assessed, and the welfare of our State depends upon comfortable homes more than upon extravagant public buildings.

State and School Lands.

I recommend immediate legislation for the sale of school lands according to the grant under which said land was obtained by the State, and the provisions of our Constitution.

Investment of Permanent School and Other Educational Funds.

I recommend the enacting of such laws as are contemplated in Section 66, Article 11, of the Constitution, and that the same be classed as emergency legislation, emergency in this case being that the fund

now available may be offered at the earliest possible moment to the first preference class of investments; namely: to the farmers of the State upon farm mortgages, the interest rate to be fixed upon this class of investments should not exceed five per cent per annum. In this connection I also recommend the adoption of a law in substance as follows:

First mortgages upon improved real estate within this State, and in no case above fifty per cent of the reasonable valuation of the land, exclusive of buildings, shall be accepted as security in each case under the laws of this State where bond, guaranty or indemnity is required.

Education.

I recommend immediate emergency legislation carrying into effect the provision of the Constitution providing for separate schools for children of African descent. I recommend that Section 7, Article 13, of the Constitution, providing for the teaching of agriculture, horticulture, stock feeding and domestic sciences in the common schools of the State be enacted.

I recommend a spirit of liberality in promoting and sustaining all public schools and higher educational institutions.

The Races.

I recommend the immediate passage, by emergency Act, of laws providing for separate railroad coaches and waiting rooms for persons of African descent, and that the same be of equal comfort and convenience with the coaches and waiting rooms provided for other passengers.

Public Roads.

I recommend that an immediate provision be made employing the convict labor of the State upon the construction of public highways and other public works within the State and that the legislation authorized in Article 16 of the Constitution be passed for the purpose of enabling the general improvement of public roads throughout the State.

Firemen.

Section 41, Article 5 of the Constitution authorized Cities to pension their aged and disabled worthy firemen, subject to the enactment of proper laws by the Legislature. I earnestly recommend that this provision be given its intended effect.

State Militia.

Recommendations as to the State militia will be presented to you at a later date; the absence of reports, conditions and recommendations prevent my giving further consideration of this subject at this time.

Labor.

I recommend the enactment of the legislation provided for in the

Constitution for the protection of health, life and privileges of the laboring class, and the limiting of the maximum of hours of service upon railroad trains, examinations and disqualifications of engineers, conductors and dispatchers that the safety of the employes and passengers may be better assured.

Public Institutions.

I recommend that the State University at Norman, the Normal Schools at Alva, Weatherford and Edmond, the Preparatory School at Tonkawa, and the Agricultural and Mechanical School at Stillwater be declared to be permanent State institutions of the character named, and that the Legislature provide for such additional educational institutions of like character in other parts of the State as immediate necessity may demand.

The legal status of the Colored Agricultural and Normal School at Langston is now under consideration and hence I defer suggestion as to that institution.

Subdivided Counties.

I recommend that immediate emergency legislation be passed providing for the equitable division of assets and liabilities of all Counties wherein there has been subdivision, as they existed under Territorial government in the former Territory of Oklahoma.

Prosecutions by Information.

All Attorneys for the State and County Attorneys being empowered to present criminal charges by information, I recommend the adoption of proper laws requiring witnesses to appear before such Attorneys and give evidence as to criminal offenses, concerning which subject the Attorney may require knowledge preliminary to the filing of such information.

State Printing.

In order to protect the State and all its Counties and subdivisions from extravagant demands and prices, I believe in the absence of an opportunity to make safe and fair contract for the benefit of the whole State and its various subdivisions, that it will be best for the State to erect, maintain and operate a State printing plant, which shall supply the blank books, school books, court reports, legislative printing reports, laws, and other necessary public work, and to further advise us all upon this subject. I recommend that the Legislature carefully look into the question, and pass such laws as shall insure economic use of such books and supplies, and their production to the State and its Counties and other subdivisions at a reasonable price.

Railroads, Other Corporations, Trusts and Monopolies.

I am pleased to advise that the railroads seem inclined, in the

brief period of Statehood, to observe the laws of our State and the Corporation Commission are obviously making good progress in the interest of the public without unjustly embarrassing corporate interests. A little further progress may develop the necessity for some additional legislation, in which event the Corporation Commission will report the fact to the Legislature.

Trust and monopoly practices should also receive your attention, and a little later the Attorney General, who is now conducting active and efficient investigation will be able to advise what further law is needed on that subject. I have at this time, however, to earnestly recommend that in defining penalties for violation of the laws against trusts and monopolies that it is most important that punishment by imprisonment in all cases shall be a part, at least, of the penalty. It is by imprisonment of the real offenders that the best results will be obtained.

Miscellaneous.

Owing, no doubt, to the short time that has expired since Statehood was proclaimed, the Boards of the various institutions of the State, the Corporation Commission and many of the public officers have not made their reports, or recommendations, that the Constitution required of them, but such as have been made I submit copies hereto, being:

State Treasurer.

State Auditor.

State Examiner and Inspector.

Attorney General.

For the Governor's office, I ask privilege to appoint a private secretary at a salary of two thousand dollars per annum, an executive clerk at a salary of fifteen hundred dollars per annum, clerk at a salary of twelve hundred dollars per annum, and a stenographer at a salary of twelve hundred dollars per annum, and for such allowance for contingent expenses such as postage, express, rewards, arrests and other enforcements of the law and the conduct of the office as the Legislature, after consideration, may deem sufficient in meeting these items of expense.

Petitions and Letters.

Numerous petitions and letters have been filed with me, most of which I cover in substance, yet owing to their extended detail and usual merit, I hand them to you.

Respectfully submitted,

THE GOVERNOR,

C. N. HASKELL.

Governor's Office, Guthrie, Dec. 2nd, 1907.

Guthrie, Okla., Dec. 4, 1907.

To the Legislature:

FIRST SPECIAL MESSAGE.

I have the honor to transmit herewith a copy of the report of the Trustees for the Asylum for the Insane of the State and recommend that immediate consideration be given this report and that it is indispensable that we have emergency action upon the subject.

THE GOVERNOR,

C. N. HASKELL.

The Governor:

The Trustees for the Oklahoma Asylum for Lunatics, beg to report that an inspection of the buildings and grounds at Fort Supply, reveals that they are well adapted to the comfort and welfare of the insane people of our State. Pure water is abundant; the buildings are, or can with some expense be put in comfortable and serviceable condition for immediate occupancy.

Fort Supply was originally a United States Government Military reservation. It comprises 1,760 1-4 acres, situated at the confluence of Wolf and Beaver rivers, in Woodward County, Oklahoma. The buildings are of sufficient capacity to accomodate six hundred inmates, and with an expenditure of \$25,000.00 in conversion of some of the other buildings, a capacity can be brought to a limit of one thousand or more.

We respectfully recommend that Fort Supply Military reservation be designated Oklahoma Lunatic Asylum No. One. The usual increase of insanity being annually about two per cent of population, we recommend that immediate provision be made for the erection of another institution for insane in the Eastern portion of the State.

There are five hundred ninety-two inmates now at Norman Sanitarium. Your Board of Trustees estimate that there are one hundred fifty residents of the East side of the State entitled to admission, which with those now being supported by the Federal Government at different asylums, together with the usual increase of insanity will quickly swell the number to nine hundred.

The Board has based the cost of conducting the business on reports obtained from similar institutions of other States, and will state that the number of officers and employees and the salaries are less than like institutions of Nebraska and other States maintained.

We herewith recommend for your approval the following appropriations for the purposes indicated for one year:

Salaries of officers and employees	\$ 36,300.00
Equipment for farming	6,235.00
Fencing	1,212.00
Laundry machinery	2,250.00
Kitchen equipment	1,000.00
Dining room equipment	1,000.00
Power plant sufficient to provide heat and light for entire premises, and to propel laundry machinery	16,000.00
For maintenance of 900 inmates one year	180,000.00
	<hr/>
	\$243,997.00

We further recommend an appropriation of \$25,000.00 to be available at once for the purpose of converting some military buildings into cottages thereby increasing the capacity previously mentioned.

Respectfully submitted,

ROB'T DUNLOP,
C. L. LONG,

Trustees.

Dec. 4th, 1907.

SECOND SPECIAL MESSAGE.

To the Legislature:

Your attention is directed to Section 40, Article 3, of the Constitution which provides:

"Section 40. The Legislature shall provide for organizing, disciplining, arming, maintaining, and equipping the Militia of the State."

I referred to the matter of Militia organization in my message, as not being able to make recommendations at that time for the reason that reports and data upon which to make recommendation, had not been received.

The National Guard Association having since furnished me with fuller information on this subject and of its present status, and requested appropriate legislation, that it may conform with our Constitution, I now have the honor to submit such report herewith and urge early consideration.

Respectfully submitted,

THE GOVERNOR,
C. N. HASKELL.

Dec. 9, '07.

The National Guard Association of the State of Oklahoma have the honor to recommend to you that you incorporate in your special message to the Legislature relating to the Militia, substantially the following:

Our Constitution makes it obligatory upon the State to organize,

arm, equip and maintain a Militia. This is in keeping with the fundamental law of our Government. The only safe-guard against a large standing army and the bulwark of our National defense is a well organized and disciplined citizen soldiery. Oklahoma should be ready if the necessity arises to do its part, prevent encroachment upon the rights and liberties of our people and defend the National honor. We should at all times be ready at home to guarantee among ourselves full and adequate security to life and property.

The general government under the late laws makes liberal advances to the States in this regard, and you are requested to provide such additional facilities as will place our guard establishment on an equal footing with the other States in proportion to our population and rank.

(Signed) FRANK M. CANTON,
Chairman.

(Signed) KIRBY FITZPATRICK,
Secretary.

Guthrie, December 4th, 1907.

To His Excellency, The Governor of Oklahoma,
Guthrie, Oklahoma.

Sir:

I have the honor to transmit to you my report as Adjutant General of the State of Oklahoma, regarding the condition of the troops as I have thus far examined the records of this office. I have not, however, had charge of this department a sufficient length of time to give you at this time a very detailed report, but hope to be able to do so in the near future.

The Oklahoma Militia is composed of one regiment of infantry of twelve companies, and one engineer corps, one signal corps, one hospital detachment, one band and fifty-four officers.

The report of Inspecting Officer of the U. S. Army show the troops in a fairly good condition and ready to take the field, with the exception of the following equipment which has not been furnished them as yet:

Overcoats, dress suits, and blanket roll straps.

There is at this time about 700 enlisted men in the regiment and they are divided into three battalions of four companies each.

We have at this time enough equipment and service clothing to equip two more companies of infantry.

Respectfully submitted,

(Signed) FRANK M. CANTON,
The Adjutant General.

THIRD SPECIAL MESSAGE.

To the Legislature:

I have the honor to transmit herewith an estimate of the appropriation necessary to be made, and the clerical assistance probably required to meet the demands of the Supreme Court of the State for the ensuing year, as submitted to me by the Court.

BY THE GOVERNOR,
C. N. HASKELL.

December 6, 1907.

To the Governor:

Sir: The Supreme Court of the State of Oklahoma desires to offer for the consideration of yourself and the Legislature, that its requirements will probably be covered by the following items

First: A stenographer and law clerk (one person) for each of the members at a reasonable salary of \$1,200 per year.

Second: Contingent fund, \$1,500.

Third: Salary for Marshal, \$1,800 per annum.

Total, \$9,300.

Salary for five Justices, \$4,000 per year each: \$20,00.

Respectfully submitted,

(Signed) R. L. WILLIAMS,
Chief Justice.

M. J. KANE,
JESSE J. DUNN,
S. W. HAYES,
JOHN B. TURNER,
Associate Justices.

FOURTH SPECIAL MESSAGE.

Guthrie, Okla., December 11, 1907.

To the Legislature:

I respectfully submit to you herewith, first, a telegram from Hon W. J. Bryan, December tenth; second, my answer thereto; third, reply of Mr. Bryan, December eleventh.

I respectfully ask your conclusion in the matter.

Respectfully submitted,

THE GOVERNOR,
C. N. HASKELL.
Lincoln, Nebr., Dec. 10, 1907.

Gov. C. N. Haskell,
Guthrie, Okla.

Would Monday forenoon, December twenty-third, be convenient for

address to Legislature.

8:27 A. M.

W. J. BRYAN,
Guthrie, Okla., Dec. 10, 1907.

Hon. W. J. Bryan,
Lincoln, Neb.

The Legislature will not be in session until after noon today, when I will submit your telegram to them. In the meantime would inquire if Saturday, the twenty-first, would suit you, as they had intended to adjourn from that date until after New Year's day. However, Oklahoma Legislature will gladly assemble any day to greet you.

C. N. HASKELL,
Governor.
Lincoln, Neb., Dec. 11, 1907.

Gov. C. N. Haskell,
Guthrie, Okla.

Can come Saturday forenoon, twenty-first, if Legislature prefers that day.

8:14 A. M.

W. J. BRYAN.

FIFTH SPECIAL MESSAGE.

Guthrie, Okla., December 11, 1907.

To the Legislature:

I regret to advise you that there are many places in the State where flagrant violations of the prohibition provisions of the Constitution are occurring, and that the local authorities complain that under the limited provisions of the law they are unable to accomplish the proper result. In a few instances the people complain that proper effort is not being made by local officers to enforce the prohibition provision.

The pending legislation will put it in our power, in my judgment, to completely and effectually enforce both the letter and the spirit of the Constitution, which we shall undertake to the fullest extent that you place the power in our hands. In the interest of good morals and the enforcement of the law of the State, I earnestly request your early consideration of such proper laws as will cover this question.

Respectfully submitted,

THE GOVERNOR,
C. N. HASKELL.

SIXTH SPECIAL MESSAGE.

December 11th, 1907.

To the Legislature:

Your attention is respectfully called to an unfortunate condition

effecting, as I understand, an aggregate of about fifteen sections of State college land, being in the section thirteen class.

The claim as made to me, is,— That prior to the passage of the Statehood bill, this land was open to homestead entry, and that the United States Government had recognized an equity to the extent of the value of improvements made by homesteaders, who by right recognized by the Federal Government, had, in these cases, sold and assigned their improvements and occupancy right to proper assignees. That upon the passage of the Statehood bill the United States Land Office cancelled these homestead entries, without making any provision for the value of the improvements and rights which they had acquired by lawful purchase.

I respectfully recommend that this particular class of claims be given careful consideration to the end that justice may be done in every case, recognizing that even the small number of sixty citizens in our great State are as much entitled to honest consideration and protection as would be any greater number. Facts containing the above information obtained chiefly from Senator Morris from First District.

Respectfully submitted,

THE GOVERNOR,
C. N. HASKELL.

SEVENTH SPECIAL MESSAGE.

December 12th. 1907.

To the Legislature:

Congratulating the people of this state that your Honorable Body (one of the distinct branches of our Government) is equal with the Executive in anxiety to accomplish the greatest possible good for our State at the least possible cost.

Assuring you that I welcome information and suggestions from your Honorable Body, as well as from your several Members, and that you understand that it is only in a spirit of cordial appreciation of the great work requiring careful deliberation resting upon you, and realizing that there are yet but eight days of time before your adjournment for the holidays, I wish most earnestly to appeal to you, if within the bounds of possibility, to give our people as much occasion as possible for rejoicing during the holiday recess and for this purpose a most excellent opportunity is open.

Five Million Dollar Bill.

First. The five million dollar school fund now in the Treasury at Washington subject to transfer to our own State on the passage of a proper Act, will afford the only currency relief we have in sight; as the bill for that purpose is pending, which authorizes the withdrawal of

that money from Washington in installments as rapidly as the banks of our State may be able to furnish first class security for its temporary deposit with the banks of our State and immediately our State Land Commission is prepared and has numerous applications from farmers to make permanent investment of much of said money in farm mortgages as the Constitution directs.

Our able United States Senator, R. L. Owen, advises me that if this bill can complete its passage this week, the first installment of said money can be drawn next week.

County Bonds.

There are forty-nine new Counties in this State which will be without funds until the first tax collection is made. They are awaiting an opportunity to borrow upon their short time County bonds, and in some instances public schools will close unless relief can be available, or what is even worse, a resort will be had to the issuing of County warrants, which as usual is a disastrous method of conducting public business.

State Tax.

In a few days the taxes in former Oklahoma Territory Counties will be delinquent unless legislative action is taken. I still see no just right in collecting a State levy from half of the State when a like levy is not collected from the other half and unless you find that there is justice in its collection, I would remit the State levy on these Counties.

Banks and Banking.

My office is flooded daily with letters, telegrams, telephone communications and personal calls, from all classes of people appealing for the passage of the Bank Revision Law, that conditions may be settled and a better feeling of security prevail, which is sure to improve conditions. Delay of this subject until after the holidays is certain, in my judgment, to work great hardship and continued embarrassment, and most thorough investigation shows a complete absence of opposition to this bill, saving only from a very limited special interest class, who are unmindful of the welfare of business and the mass of the people in general.

Liquor Traffic.

Section 8, Article 6, of the Constitution contains the following:

"The Governor shall cause the laws of the State to be faithfully executed."

The prohibition of liquor traffic, or the giving away of intoxicating liquors, is one of the laws of our State and I am ready to enforce this law as well as all other laws with emphasis and certainty and to the greatest extent possible, but successful enforcement requires the addition of legislative details which the Constitution did not undertake to

provide, and I am especially earnest in appealing to you for immediate consideration and adoption of suitable laws, to the end that my hands shall not be tied and that I may not be compelled to remain a silent witness to evasions of this law.

I call your attention to a statement printed in one of our prominent newspapers a few days since, purporting to come from a prominent manufacturer of intoxicating liquors at St. Louis, wherein he is claimed to have said:

"That he has lost a million dollars already on account of prohibition in the State of Oklahoma."

If it is true, (and I have no doubt that it is,) that his losses have reached a million dollars in a single month, obviously Oklahoma has saved that same amount, as well as the added cost of the goods upon which he regrets the loss of that profit, and I congratulate Oklahoma on the saving of not only one million dollars (from this single supply house alone) in money, but I more especially congratulate the people of our State upon a greater saving in morals. County Attorneys of many Counties advise me of their inability to control, what they say is a constantly growing violation of the prohibition law. That the condition in many localities is growing worse daily.

Give us the needed legislation and we will enforce it.

All of the above provisions are certainly of the emergency class. They are each and every one of them badly needed and in my judgment are indispensable to the proper enjoyment of the approaching holidays by the people of this State.

Respectfully submitted,

BY THE GOVERNOR,

C. N. HASKELL.

EIGHTH SPECIAL MESSAGE.

To the Legislature:

December 17th, 1907.

I notice you have provided for an adjournment from next Saturday until after January 1st (otherwise a holiday adjournment). You have given the people of this State several excellent laws. One that is universally commended and that will give great relief to the State, is the banking law, and I believe the people of this State will always be grateful to you for the good already done.

But there remains one condition, concerning which I appeal to you for adequate relief before the holiday adjournment and to give you time to accomplish this, I appeal to you to postpone your adjournment next Saturday, and continue your session into the coming week until you have given us ample law to enforce the prohibition provision of the Constitution. There is scarcely an hour of the day or night but what I hear, (particularly from the Indian Territory Counties,) of gross viola-

tions of this law, murders, fights and public disturbances. To permit this condition to prevail throughout the holidays will be disastrous to the peace and welfare of the people of the State and a reflection upon the political party which the people have entrusted to exercise the power of government.

The Executive Department cannot afford to approve a deficient law, one which would not give us ample power to enforce prohibition and yet one that would shift the burden of responsibility on us.

The substitute for the Committee's original report, is in my judgment, above the criticism of any one who wants the law enforced. We have read all of the substitute Sections carefully and hope that you will take sufficient time to do the same and having read the same I trust that in your wisdom, you will give us sufficient law to accomplish the purpose outlined in the Constitution. I am willing to accept the responsibility of enforcing the laws, if the power be given me, otherwise you must take the responsibility yourselves, and it is for you to decide what is right and best for the welfare of our people.

I believe it is my duty to be frank and open with your Honorable Body, and while I am glad to say that many of the Republican voters and many of the Republican officials are honest in their readiness to aid in enforcing the prohibition law, I regret to say that I believe I am fully justified in advising you to beware of some who believe that petty politics can be played by preventing the passage of a practical code of enforcement laws that will enable the party in power to discharge its duties to the public. I am not speaking idly on this question, but am only giving you this warning on what I am satisfied is the most reliable information. There is, beyond question such an organized effort to defeat the adoption of practical enforcement laws.

Respectfully submitted,

BY THE GOVERNOR,

C. N. HASKELL.

NINTH SPECIAL MESSAGE.

Guthrie, Okla., January 6, 1908.

To the Legislature:

Special Message.

Your attention is respectfully called to some of the questions which are deemed important for consideration at your earliest possible convenience:

Primary Elections.

The Constitution provides that the Legislature shall provide for the nomination of all candidates for elective offices, United States Senators

included, by the mandatory primary system. In our opinion no other method of nominating will be legal, although we notice that in one district at least, one of the political parties has called a convention to nominate a candidate for Congress.

In view of the necessity for early action, I urge upon you that the primary election details be enacted at once.

Prohibition.

The necessity for laws that will better enforce prohibition, (a provision of the Constitution,) is growing more important daily. It rests with your Honorable Body to determine what these laws shall be. I regret to notice in many instances what is obviously an intentional misrepresentation of pending bills on this subject. So far I have not proposed any detail legislation to cover this question. You, as well as myself realize that by the expressed will of the people of the State we are to have prohibition, and that violations of the prohibition provision of the Constitution are criminal, and it rests with you to provide proper means for conviction and punishment.

Prohibition can be made just as effective and complete as the protection of private property against larceny, if similar exact criminal statutes are provided.

We shall hope for the early passage of efficient laws on this subject.

Removal of Causes.

I am numerously requested to ask your early action looking to the final passage of the bill now pending to prevent the removal of causes by foreign corporations from the State Courts into the Federal Courts.

Initiative and Referendum.

This important provision of the Constitution is in need of detail legislation to make it operative, and I hope will receive your early attention.

State Debt.

By the terms of the Statehood bill, the State assumed the debt of Oklahoma Territory, which that Territory owed at the time Statehood began, November 16th, 1907, which consisted of outstanding warrants, aggregating slightly over eight hundred and eighty-two thousand dollars, and a small amount of contract indebtedness, making a total of about nine hundred thousand dollars, to which some interest is to be added. Since November 16th, 1907, your Honorable Body has authorized the payment of bills of a sum total of about one hundred and fifty-seven thousand dollars. The total of both these items, including interest, will be something near eleven hundred thousand dollars.

Upon this indebtedness the State is paying six per cent interest.

This indebtedness is practically all in the form of State warrants, bearing six per cent interest, and owned generally by the banks of the State, and when used as collateral to secure deposits of State funds upon which deposits the State can only secure about three per cent.

The above indebtedness must be paid out of future collections of State taxes.

I recommend that you authorize the issue of the necessary amount of State bonds, limited to four per cent interest, and the principal payable one-tenth each year after nineteen hundred eighteen, and with authority to deposit these bonds with the Commissioners of the State School Fund, and draw the money thereon from said fund until such time in the future as the farm mortgage demand may have absorbed the remainder of the Permanent School Fund, at which time said bonds may be sold to the public, and the money advanced from the School Fund thereon replaced for farm mortgage purposes.

My reasons for recommending this bond issue are that the State should not at present tax itself to pay the principal of the old Territory debt, and that by converting the warrants into regular State bonds, the rate of interest can be reduced from one-third to one-half.

My reasons for suggesting that the payment of the principal shall not begin until nineteen hundred and eighteen, is that after that date it is probable that practically all of the land in the State will be paying its share of taxes, and that this is a character of obligation which came upon us as a part of the provisions of Statehood, and should therefore be paid ultimately by all the property of the State.

Agricultural Board.

The Constitution provides for a State Board of Agriculture, composed of eleven members, "all of whom shall be farmers," and that the members of said Board shall be selected as provided by law. The Attorney General advised me that it was my duty to appoint said Board until the law should provide some other means, and that the old method of selecting members of this Board by a State convention, composed of delegates from Farmers' Institutes had been repealed by the Constitution.

This is one of the important Boards of the State, and I believe that provision should be made for electing the members of this Board by the Farmers' Institutes throughout the State, and that some equitable apportionment should be made of the membership from the various parts of the State.

I also recommend such compensation to the active officials of this Board as will justify careful attention and thought to promote the welfare of the agricultural interests of the State.

Mine Safety.

So many horrible accidents are occurring daily in the underground mines throughout the world that we are extremely anxious that no time be lost in giving the greatest possible protection to the miners within our State. Not only the safety but the health of the miners in the State of Oklahoma should receive immediate consideration, and the best possible protection.

Statutes.

The existing laws of Oklahoma Territory provides for the purchase from public funds of about an average of forty sets of Statutes for various officials in each County. These Statutes would cost eighteen dollars per set, or a total on an average of about seven hundred and twenty dollars to the County; equal to about thirty-five thousand dollars for the forty-nine new Counties of the State.

I am advised that it has been customary in many of the old Oklahoma Counties for the retiring public officers to treat these Statutes that had been furnished him as private property, and hence the Territory had to furnish a new set to his successor in office. An examination of the law, I believe, will convince you that not more than one-third as many sets of the Statutes should be furnished by the State, and such as are required ought to be obtained at a much less price. In short let us think first of the tax payers and incur only such expenses as are indispensable.

Election of Senators.

The joint resolution introduced by Senator Franklin, with certain amendments, which he has submitted, is in my judgment the only practical way likely to lead to an amendment of the Constitution of the United States, authorizing the election of United States Senators by direct vote of the people of the State, the same as we elect the Governor and other State officials.

I sincerely hope that you will pass Senator Franklin's amended joint resolution at the earliest possible date, to the end that consideration of other States may be earnestly solicited in the making up of the call for the convention of States by the requisite number of States.

Lease of State House.

Subject to your approval, I entered into a lease with the authorities of Logan County for the use of their new Court House by the State for State House purposes until January 1st, 1910.

I respectfully submit a copy of said lease herewith, and ask your concurrence therein on behalf of the State.

Respectfully,

BY THE GOVERNOR,
C. N. HASKELL.

State of Oklahoma, County of Logan, ss.

Agreement.

This agreement made and entered into on the 16th day of November, 1907, by and between the Board of County Commissioners of Logan County, Oklahoma, party of the first part, and Charles N. Haskell, Governor of the State of Oklahoma, and William Cross, Secretary of the State of Oklahoma, for and on behalf of the State of Oklahoma, party of the second part.

Witnesseth: That for the consideration hereinafter mentioned, the party of the first part hereby lets unto the party of the second part the new Logan County Court House, situated in the City of Guthrie, until the 1st day of January, 1910, to be used by the party of the second part for such of its State officers as may be located and quartered therein.

In consideration whereof the party of the second part hereby agrees to pay to the party of the first part as rental for the use of said Court House at the rate of seven thousand dollars (\$7,000.00) per annum, the same to become due and payable in four (4) equal installments, on the 1st day of July, 1908, the 1st day of January, 1909, the 1st day of July, 1909, and on the last day of December, 1909.

The party of the second part hereby agrees to surrender possession of said Court House at the expiration of said term in as good condition as when received, the ordinary wear, inevitable accident and loss by fire excepted.

In so far as there may be some doubt about the authority of the party of the first part to make this agreement, it is agreed on the part of the said Charles N. Haskell, Governor of the State of Oklahoma, that he will recommend to the Legislature of the State of Oklahoma, the passage of a law in all respects validating this contract.

It is understood that this contract shall become effective on the passage of said law, and the payment of rent on said Court House shall begin when the said building shall be delivered to the party of the second part.

This contract is executed in duplicate.

E. J. OBERHOLZER,

Chairman, Board of County Commissioners of Logan County,

(SEAL.)

Party of the First Part.

C. N. HASKELL,

Governor of the State of Oklahoma,

BILL CROSS,

Secretary of the State of Oklahoma,

By LEO MEYER, Deputy,

Party of the Second Part.

Attest:

FRED R. MORGAN,

County Clerk.

Attest:

BILL CROSS,

Secretary of Oklahoma,

By LEO MEYER, Deputy.

TENTH SPECIAL MESSAGE.

January 10th, 1908.

To the Legislature:

Your attention is respectfully called to the protection of the oil and gas values upon the school lands of this State. I have learned that under Territorial Government there was a ruling from some source to the effect that the School Land Board had no power to lease school land for oil and gas purposes, and receive rental or bonus therefor and in no other way to protect and preserve the oil and gas values for the State. In looking into this question, first on information obtained from Senator Johnson and later fully corroborated by others, I find that vast amounts of money have already been lost to Oklahoma Territory by neglecting to protect this particular oil and gas property. As a notable illustration and example, I call your attention to Section 16, Township 21, Range 8, Pawnee County. In this Section the State owns four hundred and eighty acres. I am advised that about two years ago the State was offered a cash bonus of thirty-three thousand dollars for an oil lease upon this land and that the State would also have gotten the usual per cent of the oil in addition to the bonus money. I am advised that the Territorial Authorities did not find it convenient to accept this large amount of bonus and the thousands of dollars additional that would certainly have been derived from royalties. As to these statements, of course, I only repeat them to you as statements of other persons made to me, of which I have no personal knowledge, but I do find that to the South, the East, the West and the North of this land, numerous wells have been drilled, usually following along the line of our State land, there being fifteen producing wells surrounding this land and usually within twenty feet of the land line, from which they have been pumping oil for many months. I requested a gentleman, familiar with the business, to furnish me a map of the true conditions, which he has done, and which I attach to the Senate copy of this message. He accompanies this map with a proposition to lease the land, from which proposition I quote the following:

"I am reliably informed that about one hundred thousand dollars in royalties have been paid to the land owners who hold the developed tracts adjacent and adjoining to the land in Section 16, as aforesaid. A large share of this would have gone to the school fund had the land been drilled at the proper time.

"Notwithstanding the loss by drainage as stated, I am willing to lease these lands from the State at one-eighth royalty under the customary terms and drill wells enough without delay to offset every well that is now draining these lands."

While I do not at this time recommend any particular proposition to lease this school land for oil and gas, I do urge that this reckless neglect of the interest of the school lands, should not longer continue. Oklahoma Territory, at a low estimate, has lost, as I am reliably informed, more than a million dollars in oil values by its indifference to the public interest in this respect. I therefore urge upon you the enactment of such a law as will insure the State securing all such values to which it may be entitled from this time on and where oil and gas development approaches the vicinity of school lands, that said law shall provide for the immediate and full protection of the property of the State.

Respectfully submitted,

THE GOVERNOR,

C. N. HASKELL.

Single set of papers attached to Senate copy.

To the First Legislature of the New State of Oklahoma:

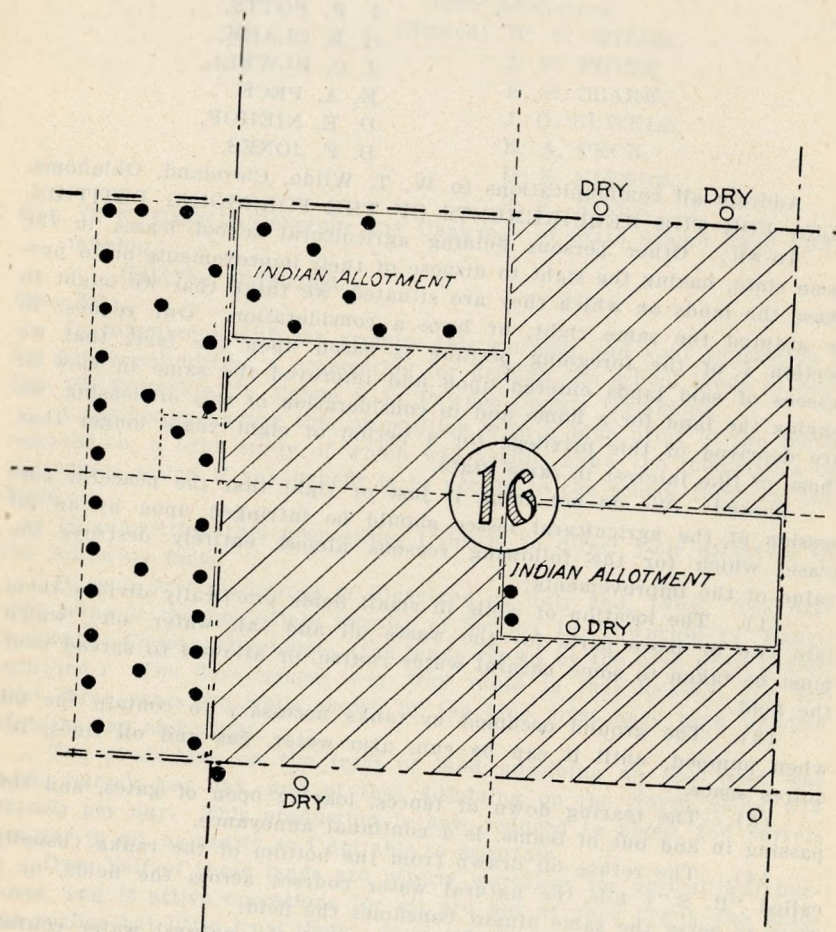
We, the undersigned, leasers of the public school land in the oil fields of Cleveland, in the County of Pawnee, submit the following petition to your Honorable Assembly for your consideration, with a plea hereto attached.

Section 1 of this petition asks of your Honorable Assembly that the appraisers provided for by law for the appraising of the improvements of school lands, which are to be sold, in like manner, shall appraise the improvements on each agricultural lease to be leased for oil purposes, together with the amount of damages the agricultural lessee sustains from giving it up for mineral purposes.

Section 2 of this petition asks that the person or persons desiring to procure an oil lease upon the public school land, be required to make a cash deposit with the proper persons, sufficient to cover the requirements of Section 1 of this petition. Such deposits having been made, he will submit a sealed bid, stating the royalty he will give the State.

Section 3 of this petition asks that upon the consideration of all such bids, the agricultural lessee shall be given preference right to accept the oil lease at the highest bid submitted, having thirty days in

12



T. 21, R. 8 PAWNEE CO. OK.

KEY-

- PRODUCING WELLS
- DRY HOLES
- INDIAN LANDS
- ▨ SCHOOL LANDS

which to comply with the laws and requirements regulating oil leasing on school lands.

(Signed) W. T. WILDE,
J. F. POTTS,
H. E. CLARK,
J. C. ELWELL,
E. A. PECK,
D. E. NIEHOF,
B. F. JONES.

Address all communications to W. T. Wilde, Cleveland, Oklahoma.
PLEA FOR THE REQUIREMENTS OF THE FOREGOING PETITION.

To-wit: Other persons holding agricultural school leases in the same state, having the right to dispose of their improvements or to purchase the lands on which they are situated, we think that we ought to be granted the same right, or have a consideration. Our request in Section 1 of the foregoing petition is based upon the facts that we lessees of said lands entered upon and improved the same in view of buying the land for a home and in consideration of this oil leasing, we are deprived of this privilege for a period of eight years longer than those of like interest in same State.

Second: We do not think it just or right that the peaceful possession of the agricultural lessee should be infringed upon by an oil lease, which for the following reasons almost entirely destroys the value of the improvements:

(1). The location of wells in small fields practically divides them into two or more parts for the waste oil and salt water, etc., which must be taken to some natural water course, or allowed to spread over the field.

(2). The ground occupied by tanks necessary to contain the oil when pumped, until it can be run, also water, gas and oil lines, requires space.

(3). The tearing down of fences, leaving open of gates, and the passing in and out of teams, is a continual annoyance.

(4). The refuse oil drawn from the bottom of the tanks (usually called "B. S.") fills the natural water courses across the fields, or a ditch to carry the same almost consumes the field.

(5). When this refuse oil has reached the natural water course, it spoils the water for stock use, and cows get into it and switch the oil all over their bodies, so the milkers are obliged to wash off the udders of the cows each time of milking, and wear oil clothes to prevent the cows from covering them with oil. A man must lose the use of his pastures or put up with such conditions.

Third: We think the agricultural lessee should have preference right of oil lease because he would place the wells in such positions as

not to interfere with the agricultural land and it would be both to his interest and the interest of the state.

Hoping this will meet with your approval, we remain,

Your petitioners,

(Signed) W. T. WILDE,
J. F. POTTS,
H. E. CLARK,
J. C. ELWELL,
E. A. PECK,
D. E. NIEHOF,
B. F. JONES.

Hon. C. N. Haskell, Governor and Chairman of State School Land Commission,

Guthrie, Oklahoma.

Dear Sir:

In compliance with my promise this morning and your suggestion I am herein submitting a proposition for drilling the school lands in Section 16, Township 21, Range 8, in Pawnee County Oklahoma.

I am accompanying this proposition with a blue print of the lands referred to, a brief study of which will readily show the importance of immediate action if any benefit is to accrue to the school funds of the State.

In submitting this proposition I desire to direct your attention to the following facts:

Oil was first discovered at Cleveland on July 2nd, 1904. The first well being in the immediate vicinity of Section 16, Township 21, Range 8, Pawnee County, Oklahoma, (the lands shown by the blue print hereto attached.) The development was very rapid in that locality, and for over three years the wells shown by the blue print have been pumped steadily day and night.

The production on the tract of land adjoining on the West was 1,000 barrels per day, and of that adjoining on the North about 875 barrels per day. This production is now reduced to about 250 barrels per day in all, as nearly as I am able to ascertain.

Over half of these lands are utterly worthless for agricultural purposes, and if active operations for oil are not at once begun the State can realize but little from them. It is scarcely necessary to remind you that the wells now being operated within 20 or 30 feet of the lines will soon exhaust the supply that may be under the lands in question. I think it proper, however, to call attention to the dry holes on the North, South and East of this land by way of suggestion that only a portion at best can be relied upon as paying oil property; and, that portion embraces land that cannot be cultivated.

I am reliably informed that about \$100,000 in royalties have been

paid to the land owners who hold the developed tracts adjacent to and adjoining the lands in Section 16 as aforesaid. A large share of this would have gone to the school fund had the land been drilled at the proper time.

Proposition.—Notwithstanding the loss by drainage as stated, I am willing to lease these lands from the State at one-eighth royalty under the customary terms, and to drill wells enough without delay to offset every well that is now draining the lands.

A glance at the blue prints will show that this will require the investment of many thousand of dollars and employ six months or more of time.

Very truly yours,

R. L. LUNSFORD.

ELEVENTH SPECIAL MESSAGE.

Guthrie, Okla., January 10th, 1908.

To the Legislature:

In my judgment the Senate and the House have acted with great wisdom and propriety in limiting the methods of lobbying before your Honorable Bodies. Your rules recognize that persons or their proper representatives have a right to be heard on questions affecting their interests, but that all such hearings should be in the broad open light of day, either by oral argument or by publicly distributed printed matter, and the great corporations of our State, I am pleased to note, recognize the perfect propriety of such regulations. These great business concerns are a welcome part of the industry, comfort and convenience of the State and when laws are under consideration affecting their rights, they desire to be heard, and to the end that a fair hearing may be had. I am requested to and do suggest that all such persons or companies who feel interested in the legislation under your consideration and file their name and postoffice address with your respective Secretaries, shall immediately upon the printing of a proposed Act affecting their interests, be promptly supplied by mail with a printed copy of such proposed Act and be given a reasonable opportunity to be heard in any of the methods which your rules recognize as lawful and proper.

Respectfully submitted,

THE GOVERNOR,

C. N. HASKELL.

TWELFTH SPECIAL MESSAGE.

Guthrie, Okla., January 10th, 1908.

To the Legislature:

I respectfully invite your attention to the provisions of Section 355 of the Revised Statutes of the United States, providing:

"No money shall be expended upon any site of land purchased by the United States, for the purpose of erecting thereon any public building of any kind whatever * * * until the consent of the Legislature of the State in which the land or site may be, to such purchase, has been given."

I therefore recommend the enactment of emergency legislation suggested by the Honorable Secretary of the Treasury, as follows:

1. That the consent of the State of Oklahoma is hereby given, in accordance with the seventeenth Clause, eighth Section of the first Article of the Constitution of the United States to the acquisition by the United States, by purchase, condemnation, or otherwise, of any land in this State required for sites for custom houses, court houses, postoffices, arsenals or other public buildings whatever, or for any other purposes of the Government.

2. That exclusive jurisdiction in and over any land so acquired by the United States shall be, and the same is hereby, ceded to the United States for all purposes except the service upon such sites of all civil and criminal process of the Courts of this State; but the jurisdiction so ceded shall continue no longer than the said United States shall own such lands.

3. The jurisdiction ceded shall not vest until the United States shall have acquired the title to said lands by purchase, condemnation, or otherwise; and so long as the said lands shall remain the property of the United States when acquired as aforesaid, and no longer, the same shall be and continue exempt and exonerated from all State, County, and municipal taxation, assessment, or other charges which may be levied or imposed under the authority of this State."

Respectfully submitted,

THE GOVERNOR.

C. N. HASKELL.

THIRTEENTH SPECIAL MESSAGE.

EXECUTIVE OFFICE.

Guthrie, Okla., January 16, 1908.

To the Legislature:

No more fitting evidence of the patriotism of Oklahoma could be manifested than by displaying the National flag upon the building occupied as the Capitol of the State.

I therefore recommend such action as you may deem necessary to authorize the same, and making the necessary appropriation therefor.

Respectfully submitted,

GEO. W. BELLAMY,

Acting Governor.

FOURTEENTH SPECIAL MESSAGE.

EXECUTIVE OFFICE.

Guthrie, Oklahoma, January 22, 1908

To the Legislature:

Herewith I submit to you a copy of communication from the Honorable W. C. Rogers, Principal Chief of the Cherokee Nation.

To what he says therein I want to add, that the Cherokee Nation in the days of its own government, set many examples that States and civilized Nations can safely pattern after to good advantage. Their schools, asylums and other institutions, were of a high standard.

I trust that you will give this communication the most careful consideration.

Respectfully submitted,

THE GOVERNOR,

C. N. HASKELL.

Skiatook, Okla., January 4, 1908.

Hon. C. N. Haskell,

Governor State of Oklahoma,

Guthrie, Okla.

My Dear Sir:

For seventy-five years the Cherokees have been living under a Constitutional Government with written laws and three departments of their Government fashioned after the departments found in the various State Governments. We have been proud to boast of our advancement and civilization and we have been particularly proud of the educational system maintained throughout our country under our own supervision during the past three-quarters of a century. In fact Section 9 of Article 6 of the Cherokee Constitution adopted in 1839, provided: "Religion, morality and knowledge being necessary to good Government, the preservation of liberty, and the happiness of mankind, schools and means of education shall forever be encouraged in this Nation."

Inspired by this Section of our Constitution the Cherokee Legislature from time to time enacted laws looking to the betterment and enlargement of our school system until in 1902 when our authority over our school system ended. We had a most excellent system of primary schools providing for free schools in every neighborhood throughout the Cherokee Nation for nine months of the year and we provided not only for free tuition but the Nation furnished the books as well. As early as 1850 our people realized the necessity for providing for teaching higher branches than could be taught in primary schools and that year constructed two magnificent brick buildings. One they used for a male college and the other for a female college. In 1887 the building used for a female college burned and immediately thereafter a more modern, magnificent and commodious building was erected in the North edge of

the Town of Tahlequah, Indian Territory, now Oklahoma, to be used for a female college.

This building is well lighted and ventilated, modern in every particular, is steam heated, and reserved with this building is forty acres of ground upon which is a magnificent spring of fine water. Our people have patronized these high schools for the past half century and as an evidence of the beneficial results more than two-thirds of the teachers of the primary schools throughout the Cherokee Nation today are citizens by blood of the Cherokee Nation. Our people have been used to attending those schools and they are sentimentally strongly attached to them and if they were taken over by the State they will be well patronized from the beginning. In 1906 when provision was being made at Washington for winding up the details of the affairs of the Five Civilized Tribes Section 15 was incorporated into the Act of April 26, 1906, providing for the disposition of the various public buildings belonging to the Five Civilized Tribes which provided that they might be turned over to the new State within one year after advent of Statehood.

I write to call your attention to this Section of the law and to the magnificent building at Tahlequah, Indian Territory, now Oklahoma, that is used as a female college and to suggest the advisability of the State making an arrangement through the Secretary of the Interior to acquire that building and grounds for the purpose of establishing a State Normal School there. I am confident that the sentiments expressed in this letter will meet with the hearty approval not only of the Cherokee citizens throughout the Eastern part of the new State but of all citizens who have visited Tahlequah and especially those interested in school work who at once recognize the peculiar fitness of the place, building and community for a Normal School.

Very respectfully,

W. C. ROGERS,
Principal Chief Cherokee Nation.

FIFTEENTH SPECIAL MESSAGE.

Guthrie, January 28th, 1908.

To the Legislature:

The question of taxation for the ensuing year is one that must have immediate attention, in order that we may require all classes of property and sources of profit to bear a just share of the expenses of the local and State Government. As a rule the great burden of taxation, heretofore has fallen on real estate owners and particularly those who own smaller amounts of property.

Section 12, Article 10 of the Constitution, gives the Legislature power to authorize the taxing authorities to levy taxation upon:

Franchises.
Gross Revenue,
Excise,
Income,
Inheritance,
Legacy,
Incomes and Productions.

In many of these items will be found the most prosperous and profitable classes of property in the State, and they will all escape taxation unless you immediately provide authority for levying taxes thereon, and I earnestly recommend that you give the taxing Board this lawful authority.

The burdens of taxation will be even lighter than the public anticipates, in case every person is required to pay his proper share of taxes, and provision should also be made for severe punishment on those who secrete or with-hold their property from taxation.

Respectfully submitted,

C. N. HASKELL,
Governor.

SIXTEENTH SPECIAL MESSAGE.

January 29th, 1908.

To the Legislature:

Herewith I transmit form of Memorial to Congress on the question of support of common schools in country districts of the former Indian Territory, which I believe will be recommended by the school authorities appointed by the Interior Department, and by our own State officials having the subject of education in charge. Inasmuch as Congress is now considering the class of appropriations involving the school question, I call your attention to the fact that immediate action is of the utmost importance, and therefore hope that if this Memorial meets the approval of your Honorable Body that it may be adopted at once, as it should reach Washington by the end of this week at the latest.

Public schools are of the utmost importance and Governmental aid in the country districts of Indian Territory is not only indispensable, but recognized by Congress as proper. The Memorial contains a plan which will, if concurred in, settle the question for the future without making it a subject of uncertainty and discussion every year.

Respectfully submitted,

THE GOVERNOR,
C. N. HASKELL.

SEVENTEENTH SPECIAL MESSAGE.

Guthrie, Okla., Feb. 14th, 1908.

To the Legislature:

The Secretary of State calls to my attention the want of legal authority for the transfer of his department, by the Clerk of the Supreme Court, the corporation records of the former Indian Territory. It is essential that these records should be in the hands of the Secretary of State. I therefore request that you pass the Act necessary to legalize this transfer. Time is important in this matter, as the Secretary of State is greatly embarrassed in perfecting his records and maintaining proper business conditions until such an Act is passed.

Respectfully yours,

C. N. HASKELL,
Governor.

EIGHTEENTH SPECIAL MESSAGE.

EXECUTIVE OFFICE.

Guthrie, Okla., March 13th, 1908.

To the Legislature:

The elections for cities of the first class, will occur the first Tuesday in April, involving the nomination of a city and school ticket for the terms expiring in the even numbered years, and conventions are being called to make nominations for these places. This calls forcibly to mind the fact that Sections 4, 5, 6 and 7, of Article 3, of the Constitution provides that the Legislature shall enact laws providing for a mandatory primary system, which shall provide for the nomination of all candidates in all elections for State, District, County and Municipal officers, for all political parties, including United States Senators.

This not only involves the legal question of the right to nominate in any other way than by which the Constitution directs, but additional thereto, the broad question fundamental policy dictates, that in keeping with the principles of the initiative and referendum and the policy of self rule and self government of the people and of the State by the people, renders it imperative that the Legislature should set aside minor matters for the purpose of enacting a mandatory and primary law.

This law should be enacted with an emergency clause, for the reason that in all cases in which the Constitution says: "the Legislature shall enact" the people have already spoken and they have thereby expressly commissioned the Legislature to act, and show that it is their desire that the Legislature act in the only way it can take final action, to-wit: by the adoption of an emergency Section placing such legislative action in force and effect.

Respectfully,

HENRY S. JOHNSTON,
Acting Governor.

NINETEENTH SPECIAL MESSAGE.

Guthrie, Oklahoma, March 30, 1908.

To the Legislature:

After a careful review of all the work you have completed up to this date, I first want to express my sincere appreciation of your labors and to say that regardless of reckless and untruthful partisan criticisms of you, I say without fear of contradiction that the work you have already fully completed, when carefully read and understood by the public, will earn for you the thanks of all patriotic citizens of the State; and, when in addition to the work you have completed I find the large amount of other work that has received consideration at your hands and is nearing completion that no other legislative body has ever accomplished more good in the same number of legislative days.

I now beg permission to call to your attention additional legislation which I consider of immediate importance to the people of our State. I understand that many of the subjects which I shall mention are already under consideration and this is simply to urge you to complete your consideration of those subjects which I shall mention. There are, no doubt, other matter of importance which I may have overlooked, but will occurs to some of your members and again there are important questions which, on account of your limited time till the close of the present session you will be forced to leave for the next Legislature to consider.

Initiative and Referendum.

The detail legislation necessary to make this subject operative you have already given much consideration and I hope for its early completion.

Election Laws.

The time will soon be at hand when the political parties will find it necessary to make their selection of candidates for various public offices, at the ensuing election. The mandatory primary should be provided for at once. So far as my official relation to the execution of the State Election Laws is concerned, I shall refuse to recognize any political nomination not made by the primary system in accordance with the provisions of the Constitution, and for general election purposes additional legislation is desirable.

Impeachment and Removal From Office.

Article 8 of the Constitution relating to the impeachment and removal from office requires some detail legislation to make it effective and should be provided for.

Taxation.

The burdens of government, insofar as expense is concerned, are to be met by taxation and the immediate completion of the code of laws on this subject is important. The existing laws inherited from Oklahoma

Territory are unfair and inefficient. No volume of property should ever become so great as to evade paying its full proportion of taxes as compared with the smaller property holdings, neither should any class of property nor source of profit evade its fair share of taxes. We do not believe in double taxation nor in imposing unjustly upon large property nor large incomes, but we do insist that they all be upon a basis of justice and equality. Heretofore the mass of the people have borne the burdens of taxation greatly in excess of relative value. The policy of our Constitution is that every person should pay his fair share of taxes and to lighten the burden that has heretofore been borne by smaller taxpayers. Let us carry the spirit of the Constitution into effect by immediate detail legislation on this subject.

Usury Law.

In the State of Oklahoma our progression and prosperity naturally creates a borrowing class and each is necessary to the other, but it is the duty of the law makers to protect the borrower against the avarice of some of the lending class, and to that end we need a reasonable but effective law on the usury question. There is legislation now pending before you on this question which I trust you will give careful and immediate consideration.

Humanity's Sake.

It is the province of Government to yield equal and exact justice to all and the first purpose of Government is to elevate the character of our citizenship, elevate by promoting intelligence, morality, health and comfort. Give us a good citizenship in Oklahoma, and continued good Government is bound to be the result. To this end we must provide laws insuring justice to the toiling masses and health and safety to those in the mines and workshops, on the railroads and in other lines of employment.

Senate Bill No. 81 should be passed, with sufficient detail and provision to insure its efficiency.

Senate Bill No. 54 should be passed without destruction of any of its features yielding protection to the employees and safety to the public.

Senate Bill No. 79, with Section 2 amended so as to relieve it from any unconstitutional features, should be passed.

Senate Bills Nos. 51, 52 and 53 I trust may receive your early and careful consideration, with a view to yielding the protection contemplated therein so as to fully meet the ends of safety and justice.

Education.

In many rural school districts the present financial ability is too limited to enable them to build the necessary public school houses. I suggest that you consider the practicability of enabling all country dis-

tricts to provide their school houses by bond issues, rental contracts or such other means as you, on investigation may find practical, and urge upon you that the provision of the Constitution requiring that agriculture, horticulture, etc., be taught in the public schools should be given practical effect. It was not intended to be a dead letter in the Constitution and I trust that before you adjourn you will put the State of Oklahoma to the fore-front in this line of industrial education, and to this end I suggest a careful consideration and provision for district agricultural and mechanical institutions.

Public Roads.

Cities and Towns build paved streets and build sidewalks as a matter of economy and comfort for their people and country districts should have improved well constructed public roads as a matter of economy as well as comfort for those who reside upon the farm, and to that end I again urge the importance and good business sense of putting our convicts to work upon constructing such public roads. We have substantially four hundred convicts being kept at the expense of the State at the Kansas penitentiary at a cost of forty cents per day board and some little additional expense for transportation. These convicts are almost all of them from the former Territory of Oklahoma. The new State can fairly estimate a total of probably eight hundred prisoners and so long as their keeping is contracted away from home it is all outlay and no income for the State. A very few cents additional cost would board, guard and equip these men to work upon the public roads of our own State and at the end of each year we would have something to show for our money. Let me express the earnest hope that before the Legislature adjourns this provision will be made a law.

Improvement Bonds.

Better detail legislation, I believe, is necessary to provide for the issuance of municipal and school district bonds for the creation of public improvements, such as school houses, sidewalks, sewers, street paving, road improvement, etc.

Birds, Fish and Game.

We need a reasonable and just law for the better protection of birds, fish and game. not so stringent as to interfere with the just right and privilege of our people, but yet stringent enough to protect the birds, fish and game and to protect the property owner against trespass or annoyance.

Eminent Domain.

Such public service corporations as are necessary to the business and convenience of the State and are allowed the right of eminent domain under our Constitution are entitled to exercise that right with

reasonable speed and by such inexpensive methods as will not be burdensome to them and yet will protect the property owner against the unfair acquisition of the property of our citizenship for the construction of such public service incorporations, including oil pipe lines. The right is wholly within the authorities of the State of Oklahoma no other right or power is vested anywhere, except the individual right of the property owner. Oil pipe lines especially are of immediate necessity, one of the greatest industries of our State and one that yields large profits to our land owners and aids vastly in developing our State in general is the oil business and more pipe lines mean more and better markets for this product. Give them a right to build these oil pipe lines without hindrance or delay beyond that which protects the individual property owner in securing just compensation for the use of his property. In this connection, lots for school house purposes, county buildings and other public buildings and for cemeteries and other public necessities should receive your consideration, and in this connection the authority to lay out and build public roads is indispensable and the public authorities having charge of these different subjects must be vested with power to acquire the necessary land therefor by condemnation proceedings where amicable settlement is impossible. In every instance where private property is to be taken for any such public use the property owners fair compensation should be provided for, but the necessities of public welfare must be provided for.

Presidential Electors.

The State of Oklahoma will desire to participate in the Presidential election next November and to do this provision should be made for the election of Presidential Electors before this session of the Legislature adjourns.

School Land.

The Constitution empowers the Legislature to provide for the sale of the school land under such regulations and conditions as shall deal justly with the right of the lessees, who by their efforts have added to the value of such property and also mindful of the right of the State and its people in general. These lessees have a right to know what the future has in store for them and I trust that before this session closes you will have passed upon that question in such a way as to deal justly with the interests of the public and the lessees.

Official Census.

For various purposes connected with Court procedures, official salaries, powers and duties of public officers, public improvements, etc., it is indispensable that we have an official census of Municipalities, Townships, Counties and the State. The taking of a new census at this time

would, in my judgment, be an unnecessary waste of a large amount of money probably as much as one hundred thousand dollars. I therefore earnestly recommend that the official census taken by the Federal Government last July be declared, for the time being, the official census. If any County or community feels aggrieved as such census so far as they are concerned provision might be made for the taking of a new census in such county or community upon petition of some reasonable per cent of the people thereof, otherwise, in my judgment, the official census should stand without the compenditure of any public money for a new census until the next Federal census to be taken in the year 1910.

Economy.

We have inherited from the Oklahoma Territory laws. Section . . of the Constitution which provides for the furnishing of an average of about fifty sets of the State Statutes to as many different public officers in each County and at the old Territory price of twenty-one dollars and fifty cents for each set of Statutes, meaning an average of over one thousand dollars per County for that purpose. I consider that Section of the law a graft pure and simple and inspired rather by someone who had Statutes to sell rather than by the needs of the public.

Many of the officers have no use on earth for a full set of Statutes. A few sets are required, and up to date I have been authorizing the purchase of five sets of Statutes for each County instead of fifty sets, but we compelled the Guthrie State Capital, which had the contract under Territorial Government to sell us these five sets per County at sixteen dollars and twenty cents (and that price is outrageous), and since we refused to buy fifty sets for each County, I am advised that agents have gone into the Townships selling additional sets at their old Territorial price of twenty-one dollars and fifty cents. I earnestly urge you to repeal this Section of the old Territory laws in the interest of economy.

Compile the Laws.

Our present set of Statutes Laws includes three books, this session of the Legislature will add a fourth book. The set is in such bad form as to be wholly unreliable and unsafe. The lowest cost at which we have been able to get this set and which does not include this session of the Legislature is sixteen dollars and twenty cents. An offer is made by a publishing house to take all the Oklahoma Laws that are still in effect, add thereto all the Acts that this session of the Legislature may pass and add our Constitution, creating thereby a new, correct and simple volume, properly arranged and fully annotated. as I am advised for three dollars for the complete laws. I certainly and strongly advise that this arrangement be immediately made and to the end that the work may be carefully inspected and proven before it goes

to press, I recommend that a Committee, including Chief Justice of the Supreme Court, be given power to examine and approve the work. I am advised that a total appropriation of not exceeding six hundred dollars will cover the cost of careful proof reading and examination.

Public Institutions.

The State needs some additional public institutions without delay, but economy and moderation is essential in considering this question. In our present condition most of our people need every cent they can raise to make their homes comfortable and therefore the necessity for making the burdens of taxation as light as possible. I trust the Legislature will not go beyond the point of immediate necessity.

Insane.

We need an additional insane asylum in the State. The present capacity including Fort Supply is already taxed to the limit and the Indian Agent advises me that the insane from Indian Territory heretofore provided for by the Government will be on our hands after June 30th, hence the importance of additional capacity for their care and protection.

Deaf, Dumb and Blind.

There should be a moderate institution provided at once for the care of the unfortunate deaf, dumb and blind of our State.

Convicts.

The convict class will necessitate some provision at an early date in the way of penitentiary and reform school. Our present contract for keeping prisoners at Lansing, Kansas, will expire the first day of next January or sooner should we desire to terminate it. These provisions with some further provision for educational institutions I believe will meet the immediate necessities.

Pardon Board.

I believe that a Board of Pardons should be created so as to relieve the Governor's office of the detail consideration of petitions for pardons or parole. Time for consideration of these questions is a duty which we feel is important and yet the other duties of the Governor's office make it impossible for him to give these matters the careful consideration they should receive.

Relatives in Office.

Referring to a former message on this subject, I trust that some provision will be made to the end that no public officer shall be permitted to place upon the public pay roll any member of his family or dependent relative.

Official Deputies.

I would also call your attention to an existing law inherited from Oklahoma Territory which I believe should be amended is the law which provides for a deputy to be paid out of the public treasury without limit as to whether a deputy is really needed or not. I regret to say that this privilege, in my judgment, is often abused for deputies are appointed and paid their salary simply because the law authorizes it and whether their services are needed or not. It is the spirit of the Oklahoma Constitution that every public officer will devote his own time to the duties of his office and will not put the public to the expense of a deputy for him unless there is more work to do than he himself can perform. I hope you will amend this law so as to provide a deputy only when there is more work in the office than the officer himself can reasonably perform but in this connection I would also recommend that in the Counties where there are five hundred or more guardianship cases accumulated that the County Judge be authorized to appoint a deputy to aid in the conduct of the duties of the County Court and with the power of a referee or master if the County Judge shall so order. You realize that the County Courts are burdened with a large amount of judicial business, and as the trial of cases necessarily has the first preference the guardianship business must suffer from delay, again, the proper care of this class of business is indispensable to the welfare of widows and orphans and as it is a fee business the additional service will not be a burden upon the taxpayers in general and more than the fees required will be saved to the widows and orphans by virtue of prompt and careful attention to their business.

Probate Duties.

It has always been my belief that the care of estates of incompetent citizens could be better performed by local County Courts than by an Interior Department in Washington wholly unacquainted with local and individual conditions and so far removed as to make it impossible to keep well advised, I therefore recommend the careful consideration of Senate Bill No. . . . in this connection.

Public Funds.

Public office was never intended to be a private snap nor an opportunity for individual gain and to remove any temptation in that line I suggest an amendment to the existing law for the deposit of County, City and other public funds. These deposits, like the money of private individuals, should bear interest on daily balances and that interest earning should go into the public treasury. I earnestly recommend that you provide by law that these deposits shall not be a matter of favoritism but be so regulated as to produce safety and at the same time a fair income in the way of interest on such daily balances.

Judiciary Criminal Court of Appeals.

The Rainey Bill for a Criminal Court of Appeals, in my judgment, touches a most important subject. I have not read the bill in detail, and therefore do not speak of its detail provisions, but I believe that the creation of a Court of Criminal Appeals will, as a matter of economy, be of great benefit to the State. I believe that the speedy trial and determination of criminal cases and the establishing of precedents by a Court of last resort for the guidance of local Courts and the speedy punishment where crime is committed, instead of long delay, is not only a desirable thing, but the cheapest way to conduct the criminal prosecutions of the State. You can estimate that the keeping of two or three prisoners at the expense of each County of the State waiting the long delay now indispensable will amount to much more than the cost of this Court, and again there is another important consideration, our present Supreme Court began its session completely snowed under with a vast volume of business inherited from the two Territories, and while the Supreme Court has worked diligently—you might fairly say worked day and night, the continued accumulation of business makes it most advisable to leave them the civil business and relieve them in large part of at least the criminal business. There will be less inclination to prosecute error or appeal from the Trial Court to the Supreme Court when it is found that the Supreme Court is ready to promptly handle the errors or appeals and that little delay will be had in the Supreme Court, as in many cases the prosecution of error or appeal to the higher Court is only taken for the purpose of securing delay. It is an old saying, but a true one, that "Justice delayed is Justice defeated," and the economic judiciary system is that wherein the Supreme Court is able to promptly handle all the cases coming up to it and establishing the numerous precedents necessary to guide the lower Courts.

Chief Justice.

The Constitution provides for the method of electing the first Chief Justice but leaves it to the Legislature to provide for the election of Chief Justices thereafter. The term of office of our present Chief Justice will expire next January, it is therefore important to provide a method for electing his successor.

District Courts.

In some of our Districts the Judges have a small amount of business and therefore have time to spare, while in other Districts the large volume of work is beyond the capacity of the resident Judge. Chief Justice Bob Williams of the Supreme Court is of the opinion that we can get along without creating any additional District Judges, provided that provision is made for assigning Judges to Districts (other than his

own) for temporary work when they have finished their work at the home District, and he is entirely willing to aid in cleaning the District Court dockets if the Legislature will provide the detail legislation therefor. In substance the necessary legislation would be to require the District Clerk at the close of each term of Court in his County to certify to the Clerk of the Supreme Court the condition of his Court docket, the number of days of Court held at that term and the amount of business left over for the ensuing term. I also recommend that when a Judge is called outside his own District that his traveling expenses shall be provided for. I earnestly recommend the enactment of this law on the recommendation of Chief Justice Williams of an appropriation of twenty-five hundred dollars for the year to cover such necessary traveling expenses. In this way I concur in the opinion of Chief Justice Williams that the Court business of the District Courts of the State can be attended to without the provision for additional Judges.

Displacing Judges.

We inherited from the Territory Laws of Oklahoma an unlimited privilege of swearing the resident Judge off the bench. I find that this privilege is grossly abused. I therefore earnestly recommend that you repeal that Section of the Oklahoma Law, and in its place and in accordance with the Constitutional provision, that you define specifically the disqualifications which warrant the removal of the local Judge.

Habeas Corpus Proceedings.

Under the Oklahoma Territory law, when a writ of habeas corpus is applied for in the Supreme Court of the State, the Sheriff is authorized to bring the prisoner and appear in person before the Supreme Court and to charge mileage for himself and the expense of transporting the prisoner, which amounts to a considerable sum, as the average distance between the State Capital and the County seats for the return trip included would be considerably over two hundred miles. This large expenditure, in my judgment, is a piece of nonsense, and does not benefit the prisoner, and certainly does not benefit the County. The habeas corpus proceeding is based solely on the papers in the case, and the presence of the prisoner and the presence of the Sheriff throws no light on the case whatever. I therefore recommend that you (keeping within the provision of the Constitution) eliminate this foolish expense authorized by the Oklahoma Territory law, to the greatest extent possible.

Forcible Entry and Detainer.

It is doubtful, under the existing law, to what jurisdiction these cases belong, and I believe that some specific legislation is needed on this subject.

Justice Court Appeals.

In order to give a proper hearing to litigants in the Justice Court and yet avoid frivolous practice and dilatory proceedings, I believe it is important that you provide a law regulating appeals from the judgment of the Justice of the Peace Court.

Prosecution on Information.

The policy of the Oklahoma Constitution in waiving the expense of calling a Grand Jury in all criminal cases by providing for prosecutions on information by the County Attorney needs some detail legislation and regulations in order to make criminal prosecution practical and fair and at the same time economic. Also under Section 25, Bill of Rights, there must be provision for jury in Supreme Courts.

Corporation Fees.

The State inherited a law existing in Oklahoma Territory which provides a charter fee of ten dollars to be paid to the State. This may not have been intended as a joke, but nevertheless that is the effect of it. The corporation chartered for no matter how many millions of dollars pays the same fee under this old law that the rural creamery company incorporated for one thousand or so dollars, is required to pay. I earnestly recommend the repeal of that old law and in its place the passage of a law providing charter fees to be paid to the State rated according to the capitalization authorized in the charter; for example, a fee of not less than one-tenth of one per cent with a minimum charge of three dollars, thus the State would receive for chartering a corporation to run a small business, say five thousand dollars capital, a fee of five dollars, whereas a corporation of five million dollars authorized capital would pay the State a fee of five thousand dollars. I believe that this is just, and within the bounds of strict propriety and reason.

I sincerely hope that your Honorable Body will go on to the end of this session fearlessly doing your duty in the future, as you have in the past, regardless of radical partisan criticisms, and with the full belief that the patriotic citizen of all political faiths will disregard false statements and representations, and in the end measure their opinion of you and your work by what you actually do and not by what some reckless partisan newspaper may claim you do. Judging the future by the past, I say without hesitation that in the end the verdict of the public will be that your work has been well done.

Respectfully,

(Signed) C. N. HASKELL,

Governor.

TWENTIETH SPECIAL MESSAGE.**EXECUTIVE OFFICE.**

Guthrie, Okla., April 10th, 1908.

To the Legislature:

Herewith I submit letter from the State Auditor, which explains itself.

I desire to state further, that the work of bringing the land list of the former Oklahoma Territory up to date, is of immediate importance, but of far greater importance, because of its vast volume, is the necessity for having the taxable land list in the forty Counties formerly known as Indian Territory. The Counties have no land list whatever and the State must see to it that this list is immediately made. Time is important in this case because of the necessity for having this land list within fifty or sixty days at the farthest, and the magnitude of the undertaking suggests that as little time as possible should be lost in preparing for the work.

The State Board of Equalization and Taxation has looked into the question through its Attorneys very carefully and find that a large amount of the land is taxable and that a list thereof should be immediately prepared.

Respectfully submitted,

THE GOVERNOR,

C. N. HASKELL.

Guthrie, Okla., April 10, 1908.

Hon. C. N. Haskell,
Governor of Oklahoma,
City.

Dear Sir:

I desire to call your attention to the 1893 Statutes of the State of Oklahoma, which makes it the duty of the State Auditor to furnish the County Clerks of the various Counties in the State a list of the taxable lands within their Counties. Section 10, Article 1, Chapter 76 Statutes of 1893 reads as follows:

"He shall transmit to the County Clerk of each County, on or before the first day of May in each year, a list of lands within such County which shall have become subject to taxation within the preceeding year, agreeable to the information by him received from the land offices of the Territory."

It has been the custom for the Legislature of the Territory of Oklahoma from time to time to appropriate a sufficient amount of money to defray the expense of obtaining this list, and therefore, all of the taxable lands of that part of the State, which was formerly the Territory of

Oklahoma, has been kept up to 1905, and for the necessary work of bringing up to date the list of taxable lands in this portion of the State covering the years 1906 and 1907. I estimate the cost to the State at \$1,000.00, and as to the Indian Territory portion of the State, this office has no records of the taxable lands whatever. I have received letters from County Clerks, Commissioners and Attorneys in practically every County in the State concerning the list of taxable lands, and being prompted by these communications and the duties of this office as prescribed in the Statutes above quoted, I, on the 16th day of March made a trip to Muskogee for the purpose of examining the records of the Dawes Commission and to ascertain, as nearly as possible, what the expense of securing this list to the State would be, and after having made this investigation I am satisfied that the cost of securing the list of taxable lands for the Indian Territory portion of the State will not cost less than \$12,000.00, and now that it is the duty of this office to see to it that all taxable lands be listed for taxation, I respectfully request that you recommend to the Legislature now in session, an appropriation of \$13,000.00 to be used by this office in securing a list of the taxable lands within the State and carrying into effect the law above quoted.

Most respectfully submitted,

M. E. TRAPP,
State Auditor.

TWENTY-FIRST SPECIAL MESSAGE.

EXECUTIVE OFFICE.

Guthrie, Okla., April 20, 1908.

To the Legislature:

Your attention is respectfully called to a codification of all the banking laws of the State. As you are aware, in order to ascertain what the code of the banking laws of the State are, it is necessary to examine several legislative session books, and Wilson's Revised Statutes, which makes it next to impossible for any person not an experienced lawyer to ascertain exactly what the laws are.

This compilation of all the laws into one Chapter is essential to the convenience of the people of our State. You will observe that the Committee have carefully prepared this complete compilation, and that only slight amendments are made in order to harmonize said laws, and to perfect them where they were indefinite.

I trust that the report of that Committee, as now before you, will receive your prompt and careful consideration.

Respectfully,

THE GOVERNOR,
C. N. HASKELL.

TWENTY-SECOND SPECIAL MESSAGE.

Guthrie, Oklahoma, May 4th, 1908.

To the Legislature:

You have about three weeks time in which to give the State the benefit of legislation. While there are many things it would be desirable to have done, there are some things that are indispensable, and which will take practically all the time you yet have before you. On most of these subjects you have bills pending. On others bills are yet to be introduced.

Primary Election.

The primary election law must be passed before the people can proceed satisfactorily to make their party nominations.

Impeachment and Removal From Office.

Must be provided with detail legislation, carrying the provisions of the Constitution into effect.

Taxation.

Bill pending covering taxation questions are necessary before the State and County taxing authorities can complete the just distribution of the burdens of Government upon all the items of property and sources of profit.

Usury Law.

There are several bills pending upon this question, but no completed Act. This is a subject that needs attention and of the most careful character, to the end that the borrower may be protected and the lender have his reasonable rights and protection.

Labor Legislation.

We are still awaiting the enactment into law of several pending bills, to which attention has heretofore been called and upon most of which you have made progress. It would be gross injustice on the part of the Government of Oklahoma to close this session of the Legislature without giving the laboring men the benefit of having laws enacted upon the several important questions involved in these bills.

Education.

The rural districts must have school houses, which devolves upon you to legalize the means of providing for them.

Public Roads and Convict Labor.

It would be a neglect of our duty to the people of this State, for this session of the Legislature to close without providing for the immediate beginning of good road construction.

Our convicts are now a cause of expense upon the State without

producing the slightest material benefit. We could keep them within our own State, producing good results in public road construction, at very little greater expenditure of money than we now pay the State of Kansas for boarding them. The people need the roads. The convict should be engaged upon work that does not compete with free labor and your Honorable Body, alone, has the power to authorize this, and I sincerely hope that you will make such provision.

Eminent Domain.

Detail legislation on this subject is essential. Our vast transportation, manufacturing and public service interests are building in this State and detailed legislation that properly safe-guards the rights of the individual property owner and at the same time minimizes the Court cost and delay in acquiring rights of way, is needed.

Presidential Electors.

Most of us are very anxious that the State of Oklahoma have an opportunity to participate in the coming Presidential election, and an Act of your Honorable Body on this question is necessary.

School Land.

As I view the matter, it would be an act of bad faith to neglect action upon the question of the sale of the school lands and one that would lead to an appeal to the people for a law without the consideration of the legislative department.

Pure Food.

It may look like a trivial matter to ask that imitation cider vinegar should receive your attention, but it is an important article of food and health makes it advisable to prohibit the acid product from being imposed upon the public as the genuine apple product. This imposition is accomplished by coloring the acid product. This coloring should be prohibited by law. The people want the apple product and our apple producers should be protected against fraudulent imitations.

Economy.

I again recommend the repeal of the law that requires the furnishing of complete sets of the State Statutes to all classes of public officers, amounting to fifty sets or more per County. In many instances, the officer has little or no use for these Statutes. The origin of this law in Oklahoma Territory, was no doubt to furnish the printer a good job. Have this printing graft repealed and placed in the discretion of some public officer the right to say what classes of officers need Statutes at the expense of the State, and let us have the Statutes printed, as we can do complete, for less than five dollars, instead of continuing to pay from

sixteen dollars and twenty cents to twenty-one dollars and fifty cents, for the present incomplete set.

Appointing Relatives to Office.

A provision is pending on this question. Let us finish it before we adjourn. And also amend the existing law so that no deputy shall be appointed unless the officer himself has more actual work to do than he can attend to and actually needs a deputy. This law, for the appointment of deputies, existing under Oklahoma Territory, is a fraud on the taxpayers and the privilege is being abused in many localities. You can stop it and I hope you will do so.

Probate Duties.

A law should be passed prohibiting Probate Judges from becoming directly or indirectly interested in the purchase of property being sold under their order.

Also our County Courts are particularly in the Indian country, absolutely snowed under with a great volume of trial and probate business combined. They must have a deputy if we expect such County Court to render efficient public service.

Chief Justice Supreme Court.

There is yet no provision for the election of a Chief Justice of our Supreme Court when they convene next January. This must receive attention.

Criminal Court of Appeals.

This subject is still undisposed of and I am still hoping that you will have time to give it consideration. I still believe that the statement made to you in my message of March 30th is unanswerable from the standpoint of efficiency and economy.

District Courts.

The bill pending to give the Chief Justice of the Supreme Court fuller opportunity to assign District Judges outside of their own District after having finished their home work, will vastly economize the Court expense. The Chief Justice is ready and willing to aid in the economic administration of the affairs of the State if you will but give him a little necessary legislative aid in accord with the bill now pending on that subject.

Displacing Judges.

I hope you will not adjourn without amending the law for swearing the resident Judge off the bench. That present privilege is being out-

rageously abused. It adds greatly to the Court expenses and interferes with the administration of justice.

Habeas Corpus Proceedings.

I again call your attention as in my message to you of the 30th of March, to the reckless and unnecessary waste of public money under the practice authorized by the Oklahoma Territory law, of paying mileage and expense of a Sheriff for bringing prisoners, on habeas corpus proceedings, personally before our Supreme Court. It is useless and should be abolished. The average expense of fifty to one hundred dollars in each case, is an outrage on the taxpayers of the County and State.

Sheriff's Fees.

Provision should be made for the payment of proper fees to the Sheriff or his deputies in criminal cases. We cannot expect diligent work from our Sheriffs in the pursuit of criminals unless their expenses and reasonable compensation is provided for.

Justice Court Appeals.

There is yet no provision regulating appeals from Justices' Court to the higher Court. It is very important that this be provided for.

Forcible Entry and Detainer.

Legislative provision must be made giving some Court jurisdiction in these cases. It devolves upon your Honorable Body to settle this question.

Prosecution on Information.

You can save the taxpayers a great deal of unnecessary expenses of grand juries in many cases by giving the County Attorneys the power contemplated under the Constitution of compelling witnesses to furnish information to the County Attorney, the same as they do to the grand jury. This class of legislation will save the people a great deal of money and should be attended to before you adjourn.

Corporation Fees.

The fees to be paid the State for chartering corporations are a joke under the present Oklahoma Territory law and the State is losing from fifty to seventy-five thousand dollars a year for the want of a sensible law on this subject. The present charter fee of ten dollars, whether it be for incorporating a twenty-five hundred dollar creamery company or a twenty million dollar railroad, is an absurdity. The fees should be rated according to the capitalization authorized in the charter, and to adjourn this session of the Legislature without passing such a law is simply throwing away fifty or seventy-five thousand dollars a year that the State is entitled to and compelling us to provide that much more money from direct taxation.

On Habeas Corpus.

The State should be given the right to appeal from the order of inferior Courts admitting prisoners to bail in capital cases. This same right of appeal should be given the State where an inferior Court declares an Act of the Legislature to be unconstitutional.

Taxable Land.

The State Auditor, under the present law, must furnish each County Clerk with a list of the taxable land in his County. The State Auditor cannot do this work until you make an appropriation to pay for it. This is one of the questions that must be attended to now, if you want taxes collected on property this year. The work is waiting your action and has been for weeks.

Public Buildings.

In view of the fact that you have but three weeks yet of this legislative session and after observation of the foregoing list of things that are indispensable and to which you, no doubt, will add additional legislation that I have not thought of, but equally important, I am impressed with the idea that you will not have time to take up such an important question as the location of public institutions, a question in fact, that would consume the whole three weeks, at least, if you enter upon it. Ordinarily, I would not, in advance of your action, express an opinion upon this subject, were it not for the fact that daily many of your Members are asking of me my opinion on this question and as I learn that in Committee meetings, my views are occasionally mentioned and not always correctly understood, I therefore take this opportunity of telling the entire membership of the Legislature what I believe would be a practical solution of the question at this time.

It is true that we need many public institutions.

It is equally true that many of our people need homes to live in and I suggest the propriety of keeping our taxes down as low as possible.

Again, we find that you have heretofore created a Committee which is now considering the propriety of the State taking some of its favorably situated land and platting a new so-called model Capital City upon such land and at such new location establish, not only the Capitol buildings, but such State institutions as properly belong at or near the Capital City.

It is remembered that the County seat Towns of Lawton, Hobart, and Anadarko, were so platted as County seats and the proceeds of the sale of lots, built fine County Court houses, jails, sidewalks, throughout the Town, water works for the Town and many iron bridges on the public roads throughout the County, with no expense whatever to the State

or County, other than the proceeds of the sale of these lots.

It is believed that with that experience in a county seat matter that the State could locate its Capital, which would be of far greater importance than any County seat and from the sale of lots therein, pay for Capitol buildings, the sidewalks and other improvements and every State institution which should be erected at or near the Capital City, free from expense whatever to the taxpayers of the State.

If your Committee find this to be true, it will then materially determine the question as to many of the State institutions, therefore, the advisability of avoiding hasty action.

There are, however, a class of institutions, which would be properly termed, district institutions, and should be located in different parts of the State. For example: the Normal Schools. We now have three good Normal Schools in the Western part of the State, equal population, and substantially equal area, suggests the establishing now of an equal number in the Eastern part of the State, but we do not believe you have the time nor is this a favorable opportunity to finally decide the question of definite location of these institutions, and to this class, I would also add the proposed Girls' Industrial School, which you have created and in my judgment, is due to the Eastern part of the State.

I therefore suggest that as you have created the Girls' Industrial School, that you likewise decide by legislation and establish three Normal Schools, to be located,—one in the Chickasaw Nation, one in the Choctaw Nation, and one in the Creek, Cherokee, and Seminole Nations, and that recommendations as to their location be placed in the hands of the State Normal Board to be reported to the next Legislature and the location of the Girls' Industrial School be likewise placed in the hands of the Board to have charge of said institution for like report to the next Legislature. I recommend that you make appropriation of money sufficient to conduct the three separate Normal Schools for the coming school year, provided that the State Normal Board is able to secure buildings, suitably located and fitted for such use, during the coming school year, upon the specific provision that the State is neither morally nor legally bound to pay more than nominal rent for the accommodations for the year, nor is the State to be in any way pledged or bound to continue said Normal School in any such place, except, temporarily, for the ensuing year.

Orphans.

A permanent Orphans' Home, is likewise a question that should have further consideration and it is hardly probable that you are yet prepared to decide upon a permanent location.

This is also true of the Blind School.

I therefore, recommend that you make appropriations of ten thous-

and dollars for the Orphans' Home and five thousand dollars for the Blind School, so much thereof as is necessary to be expended under the direction of the State Board of Education in aiding the Whittaker Orphans' Home at Prior Creek during the ensuing year and the Blind School or Asylum, at Wagoner.

School of Mines.

One of the leading industries of our State is the mining industry. You have passed a law making mining a science and requiring evidence of skill to be proven by an examination. This suggests the necessity of a School of Mines. For want of a present definite location, I suggest that you appropriate ten thousand dollars for the ensuing year, to be used for the purposes of a School of Mines, under the direction of the State Board of Education, provided that some suitable community tenders said State Board the use of buildings for such temporary service, free from more than nominal cost to the State.

Hilochee.

My attention is called to the fact that a Colored Industrial School, of the Booker T. Washington type, is located at Taft, Muskogee County, under the name above, and that this Industrial School is making substantial progress and that the State, could with advantage to its citizenship, aid said institution. Three thousand dollars is requested for this purpose.

Therefore, I recommend said appropriation, to be expended under the direction of the same Board that has control of the Langston Institute.

The above, in my judgment, will take care of the necessities for the ensuing year and will give time to decide the first important question, as to whether or not the future Capital of the State is to be a Model City, created by our people and from the sale of lots, the cost of building State institutions, shall be derived, or whether the general institutions of the state are to be scattered over the State and in the existing Towns. Having settled that question first, the Legislature can then proceed intelligently to handle and dispose of the minor questions.

Respectfully,

C. N. HASKELL,
Governor.

TWENTY-THIRD SPECIAL MESSAGE. EXECUTIVE OFFICE.

Guthrie, Oklahoma, May 9th, 1908.

To the Legislature:

It is an old saying that "a stitch in time saves nine." Applied to

the affairs of Government this old saying emphatically applies to the care of our orphan children. Protect the children in their tender years, give them a good start in life and you have good citizens which insures the State against the burden necessary to support the adult in crime and disobedience of law. Every dollar spent to properly raise our orphan children is a certainty of many dollars saved in prosecuting and punishing adult criminals.

In Atoka County is located the Murrow Indian Orphan Home, which by the provisions of our Constitution was recognized as an institution worthy to be exempt from taxation. That institution represents the faithful and unselfish effort of Rev. J. S. Murrow, who more than fifty years ago began his life work of love and labor for our needy in the Choctaw Nation. Through all these long years his unselfish devotion to the helpless ones has continued. His institution has been of inestimable benefit in that locality. The State can do no better work either from a charitable or general beneficial standpoint than to aid this institution.

I most earnestly recommend that you give it an appropriation to aid in the care of the orphans.

Respectfully,

C. N. HASKELL,
Governor.

TWENTY-FOURTH SPECIAL MESSAGE.
EXECUTIVE OFFICE.

To the Legislature: Guthrie, Okla., May 15, 1908.

You are aware of the dreadful calamity that recently visited the Northwestern part of the State in the form of cyclone, extending through portions of Ellis, Woodward, Dewey and Majors Counties.

Upon learning of its destructive effect, I telegraphed Jno. J. Gerlach, of Woodward, to investigate and report the conditions, which he has done in a telegram, of which the following is a copy:

"C. N. Haskell, Woodward, Okla., May 14th, 1908.
"Guthrie, Okla.

"Recommend sending fifty army tents. Local Associations can handle food and medical attention. Recommend legislative appropriation five thousand dollars to provide houses, farm machinery and seeds necessary for raising crop. With this assistance many people whose all was swept away will soon be able to help themselves. Estimate that in Woodward, Ellis and Dewey Counties one hundred families have been rendered homeless and helpless by having houses, barns, corrals, farm implements and machinery completely destroyed.

"JOHN J. GERLACH."

I earnestly recommend that you give this matter immediate attention, and authorize such aid as you may deem proper and necessary.

Respectfully submitted,

C. N. HASKELL,

The Governor.

TWENTY-FIFTH SPECIAL MESSAGE.

EXECUTIVE OFFICE.

Guthrie, Okla., May 22nd, 1908.

To the Legislature:

With only four days yet within which to act, I appeal to you to give final consideration to the following bills that are pending before you, in the interest of the laboring men of this State:

Senate Bill Eighty-one-B, effecting the Department of Labor.

Senate Bill One Hundred Eighty-one, dealing with child labor.

Senate Bill Four Hundred Six, carrying the eight hour provision of the Constitution into effect. This provision of the Constitution is being grossly abused in numerous localities, where public work is being carried on and after a careful investigation, I am convinced that the public is not being benefited by the violation of this provision; that the benefit accrues solely to the contractor and that the contractors are importing foreign labor in violation of the spirit of good government in our State.

Senate Bill Four Hundred Thirty-seven, recognizing Labor Day as a legal holiday. The spirit of the State towards its laboring classes should be to elevate and promote the intellectual and material advancement of the labor class and to inspire in their breasts a feeling of loyalty to the State, and along this line legal recognition of Labor Day would be a proper step. So long as I am Governor of this State, Labor Day will be by special proclamation a legal holiday, but this is not so inspiring or satisfactory as though the Legislative Department of our Government joined in recognizing this day.

Senate Bill Fifty-four,—called the Full Crew Bill. I believe the Conference Committee practically agreed several days ago on this bill. It is not only essential to justice and safety of the train men, but is also of interest to the public safety.

Senate Bill Four Hundred Forty-four, is necessary to prevent the railroad interests from retaliating upon our citizen shopmen for the just and proper enforcement of our laws by the Corporation Commission. This retaliation should be promptly prohibited by the passage of this Act.

In the mention of the above pending bills, I do not intend to minimize the importance of several others that are pending along the same general lines, but I do most earnestly insist that the policy of the Legis-

lative Department should be to give the wealth producers of our State reasonable protection before the adjournment of this Legislature.

Respectfully submitted,

C. N. HASKELL,

The Governor.

CERTIFICATE.

This is to certify that I have proof read and corrected the Senate Journal for 1907-1908 and that the roll calls and matter contained therein are true and correct according to the original Journal.

HAM P. BEE.