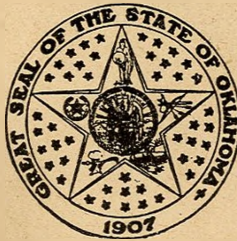


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Okla. Legislature  
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**JOURNAL**  
OF  
**SENATE**  
OF THE  
**NINTH LEGISLATURE**  
OF THE  
**STATE OF OKLAHOMA**



REGULAR SESSION  
Tuesday, January 2, 1923, to Saturday, March 31, 1923

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## OFFICERS OF SENATE

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Direct- 1914-15-16-17-18

M. E. TRAPP.....	President
TOM ANGLIN.....	President Pro Tempore
W. C. McALISTER.....	Secretary
J. WM. CORDELL.....	Reading Clerk
MARY BRADLEY McCLANAHAN.....	Journal Clerk
MRS. W. C. CROW.....	Calendar Clerk
D. B. COLLUMS.....	Chief Enrolling and Engrossing Clerk
DICK LOUTHAN.....	Sergeant-at-Arms
JENNINGS McBRIDE.....	Messenger
JOHN M. CLOUD.....	Auditor
W. M. WILSON.....	Chaplain

51319



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## MEMBERS OF SENATE

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Dist.

1	Wallace G. Hughes, D.—Cimaron, Harper, Texas, Beaver.....	Guymon
2	C. B. Leedy, R.—Dewey, Ellis, Roger Mills, Beckham.....	Arnett
2	Edward M. Reed, D.—Dewey, Ellis, Roger Mills, Beckham.....	Elk City
3	L. R. Hughey, D.—Woods, Woodward.....	Alva
4	Lamar Looney (Mrs.), D.—Greer, Harmon.....	Hollis
5	Harry B. Cordell, D.—Tillman, Jackson.....	Manitou
6	James A. Land, R.—Kiowa, Washita, Custer.....	Lone Wolf
7	Ira A. Hill, R.—Alfalfa, Major.....	Cherokee
6	A. E. Darnell, D.—Custer, Washita, Kiowa.....	Clinton
8	Harry O. Glasser, R.—Garfield.....	Enid
9	William S. Cline, D.—Kay, Grant.....	Newkirk
10	Roy Harvey, R.—Noble, Pawnee.....	Perry
11	Harry Jones, D.—Payne, Creek.....	Stillwater
12	John Golobie, R.—Logan.....	Guthrie
13	Charles E. Wells, R.—Lincoln, Pottawatomie.....	Shawnee
13	Courtland M. Feuquay, D.—Lincoln, Pottawatomie.....	Chandler
14	Ross N. Lillard, D.—Oklahoma, Canadian.....	Oklahoma City
14	Jack Barker, D.—Oklahoma, Canadian.....	El Reno
15	L. L. West, D.—Caddo, Grady.....	Hydro
15	Ed F. Johns, D.—Caddo, Grady.....	Chickasha
16	H. Brown, R.—Blaine, Kingfisher.....	Watonga
17	Jed J. Johnson, D.—Comanche, Cotton, Jefferson, Stephens.....	Walters
17	Wm. C. Lewis, D.—Comanche, Cotton, Jefferson, Stephens.....	Duncan
18	John H. Carlock, D.—Carter, Love, Murray.....	Ardmore
18	Earl A. Brown, D.—Carter, Love, Murray.....	Marietta
19	W. H. Woods, D.—Cleveland, Garvin, McClain.....	Purcel
19	John E. Luttrell, D.—Cleveland, Garvin, McClain.....	Norman
20	Chas. E. McPherren, D.—Atoka, Bryan, Coal.....	Durant
20	T. F. Memminger, D.—Atoka, Bryan, Coal.....	Atoka



Dist.

21	Lace P. Bobo, D.—Latimer, LeFlore.....	Wilburton
22	Tom Anglin, D.—Hughes, Okfuskee.....	Holdenville
23	Joseph C. Looney, D.—Seminole, Pontotoc.....	Ada
24	W. J. Holloway, D.—Choctaw, McCurtain, Pushmataha.....	Hugo
25	Carl Monk, D.—Pittsburg.....	McAlester
26	Joe S. Ratliff, D.—Johnson, Marshall.....	Tishomingo
27	Clark Nichols, D.—Muskogee, McIntosh, Haskell.....	Eufaula
27	William M. Gulager, D.—Muskogee, McIntosh, Haskell.....	Muskogee
28	E. M. Frye, R.—Sequoyah, Adair.....	Sequoyah
29	Harve N. Langley, D.—Mayes, Craig.....	Pryor
30	Horace B. Durant, R.—Ottawa, Cherokee, Delaware.....	Miami
31	Wash E. Hudson, D.—Tulsa.....	Tulsa
32	Glen R. Horner, R.—Okmulgee, Wagoner.....	Okmulgee
33	Floyd A. Calvert, D.—Nowata, Rogers.....	Nowata
34	Corbett J. Cornett, R.—Osage, Washington.....	Pawhuska

# SENATE JOURNAL

of the

REGULAR SESSION OF THE NINTH LEGISLATURE.

---

FIRST LEGISLATIVE DAY.

---

Tuesday, January 2, 1923.

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The Senate met at noon and was called to order by the President of the Senate.

The roll of the hold-over members was called as follows:

C. B. Leedy  
Lamar Looney (Mrs.)  
James A. Land  
Harry O. Glasser  
Roy Harvey  
John Golobie  
Charles E. Wells  
Ross N. Lillard  
L. L. West  
H. Brown  
Jed J. Johnson

John H. Carlock  
W. H. Woods  
Chas. E. McPherren  
Tom Anglin  
W. J. Holloway  
Joe S. Ratliff  
E. M. Frye  
Horace B. Durant  
Glen R. Horner  
J. Corbett Cornett



The roll of the newly-elected members was called as follows:

Wallace G. Hughes	Earl A. Brown
E. M. Reed	John E. Luttrell
L. R. Hughey	T. F. Memminger
Harry B. Cordell	L. P. Bobo
A. E. Darnell	Joseph C. Looney
Ira A. Hill	Carl Monk
William S. Cline	W. M. Gulager
Harry Jones	Harve N. Langley
Courtland M. Feuquay	Wash E. Hudson
Jack Barker	Floyd A. Calvert
Ed F. Johns	Clark Nichols
W. C. Lewis	

Senator Carlock moved that a committee of three be appointed to examine the credentials of the newly-elected members of the Senate and a report made to this body, which motion was duly seconded and carried.

The President appointed Senators Holloway, Anglin and Golobie.

The President declared the Senate at ease, pending the committee report on credentials.

Senator Holloway presented the following report:

Mr. President:

We, your Committee on Credentials, have the honor to report that we have had under consideration the matter of the newly-elected members of the Senate. We find that the following are the duly elected Senators from the respective districts and that they are authorized and entitled to membership in the State Senate upon taking the oath of office as provided by the constitution of Oklahoma:

From the First Senatorial District, Wallace G. Hughes.

From the Second Senatorial District, E. M. Reed.

From the Third Senatorial District, L. R. Hughey.

From the Fifth Senatorial District, Harry B. Cordell.

From the Sixth Senatorial District, A. E. Darnell.

From the Seventh Senatorial District, Ira A. Hill.

From the Ninth Senatorial District, William S. Cline.

From the Eleventh Senatorial District, Harry Jones.

From the Thirteenth Senatorial District, Courtland M. Feuquay.

From the Fourteenth Senatorial District, Jack Barker.

From the Fifteenth Senatorial District, Ed. F. Johns.

From the Seventeenth Senatorial District, W. C. Lewis.

From the Eighteenth Senatorial District, Earl A. Brown.

From the Nineteenth Senatorial District, John E. Luttrell.

From the Twentieth Senatorial District, T. F. Meminger.

From the Twenty-first Senatorial District, L. P. Bobo.

From the Twenty-third Senatorial District, Joseph C. Looney.

From the Twenty-fifth Senatorial District, Carl Monk.

From the Twenty-seventh Senatorial District, W. M. Gulager.

From the Twenty-seventh Senatorial District (unexpired term), Clark Nichols.

From the Twenty-ninth Senatorial District, Harve N. Langley.



From the Thirty-first Senatorial District, Wash E. Hudson.

From the Thirty-third Senatorial District, Floyd A. Calvert.

Respectfully submitted,

W. J. HOLLOWAY, Chairman,  
TOM ANGLIN,  
JOHN GOLOBIE.

On motion of Senator Holloway, the report of the Committee on Credentials was adopted.

The oath of office was administered to the newly-elected Senators by Judge Doyle, Presiding Judge of the Criminal Court of Appeals.

The President instructed the Reading Clerk to call the roll of the Senate, as now constituted, which showed all members present as follows:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods.

The President announced a quorum present.

Senator Carlock nominated Senator W. T. Anglin as President Pro Tempore of the Senate.

Senator Charles E. Wells nominated Senator John Golobie as President Pro Tempore of the Senate.

The roll was called, resulting as follows:

For Senator Anglin: Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Golobie, Gulager, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Mc Pherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 32.

For Senator Golobie: Anglin, Cornett, Durant, Frye, Glasser, Harvey, Hill, Horner, Land, Leedy, Wells. Total, 11.

Not voting: Brown (Blaine). Total, 1.

The President announced the election of Senator W. T. Anglin, as President Pro Tempore of the Senate.

President Pro Tempore Anglin was called to the rostrum, introduced by the President, and in brief, expressed his great appreciation for the honor conferred upon him.

Senator Carlock offered the following motion:

Mr. President:

I move that the Senate create the following offices and positions for this Session of the Legislature and proceed to the election of persons to fill the same:

Two assistants to the Secretary of the Senate.

A Chief Enrolling and Engrossing Clerk.

Two Assistant Engrossing Clerks.

An Enrolling Clerk.

A Reading Clerk.

A Calendar Clerk.

An Auditor.



A Postmistress.

A Messenger.

A Chaplain.

A Sergeant-at-Arms.

Three Assistant Sergeants-at-Arms.

Seven Door Keepers.

A Property Custodian.

A Day Watchman.

A Night Watchman.

A Cloak Room Attendant.

A Telephone Attendant.

A Chief Page and eight other Pages.

A Superintendent of the Stenographic force.

A Committee Clerk, assigned to the Appropriations Committee.

A Law Clerk, assigned to the Judiciary Committee, No. 1.

Eleven Stenographers.

Three Janitors.

The vote was taken and motion carried.

Senator Carlock offered the following motion:

Mr. President:

I move that the following list of officers and employees be elected by the Senate, to serve during the regular session of this Legislature:

Reading Clerk, William Cordell.

Chief Enrolling and Engrossing Clerk, D. B. Collums.

Assistant Engrossing Clerk, Mrs. Jennie Fields.

Assistant Engrossing Clerk, Miss Pixie Mayes.

Enrolling Clerk, Mrs. Gertrude Long.

Auditor, John M. Cloud.

Calendar Clerk, Mrs. W. C. Crow.

Postmistress, Miss Bonnie Irwin.

Messenger, Jennings McBride.

Chaplain, Rev. W. M. Wilson.

Sergeant-at-Arms, Dick Louthan.

First Assistant Sergeant-at-Arms, Cal Gish.

Second Assistant Sergeant-at-Arms, J. B. Lewis.

Third Assistant Sergeant-at-Arms, Jess Phillips.

Property Custodian, Mrs. A. K. Wilcoxson.

Cloak Room Attendant, Sterling Peebly.

Telephone Attendant, W. L. Spikes.

Door Keeper, Henry Westing.

Door Keeper, C. L. Greer.

Door Keeper, J. T. Dearman.

Door Keeper, J. C. Workman.

Door Keeper, Jim Stivers.

Door Keeper, N. B. Payne.

Door Keeper, Tom Cox.

Day Watchman, R. E. Ables.

Night Watchman, M. E. McGill.

Chief Page, Carl Amburn.



Page, Stanley Crow.

Page, Mike Gavin.

Page, Furman Phillips.

Page, Miss Mercedes Stafford.

Page, Junior Neely.

Page, John Watson Edwards.

Page, Dale Way.

Page, Melvin McGlassen.

Page, Owen Smith.

Superintendent of Stenographic Force, Mrs. E. E. Milam.

Law Clerk, Judiciary No. 1, J. T. Michael.

Vote was taken and motion carried.

Senator Carlock nominated W. C. McAlister as Secretary of the Senate.

Senator Holloway moved that the nominations be closed and W. C. McAlister be elected by acclamation, which motion was duly seconded and carried, unanimously.

The oath of office was administered to the President Pro Tempore, Secretary, and Sergeant-at-Arms of the Senate, by Judge Doyle.

The President declared the Senate duly organized and ready for business.

Senator Gulager moved that Thursday, January 11th,

1:30 p. m., be set apart for enunciation and eulogy of the late Senator S. Morton Rutherford, of Muskogee.

Motion carried.

Senator Hudson moved that the President appoint a committee of three to notify the Honorable House of Representatives that the Senate was organized and ready for business and, in that connection, offered the following resolution:

SENATE CONCURRENT RESOLUTION, No. 1.

By HUDSON.

A Concurrent Resolution providing for the Joint Assembly of the State Senate and the House of Representatives of the State of Oklahoma.

WHEREAS, it is provided by law that the election returns shall be canvassed and the results thereof published in Joint Assembly of the Senate and House of Representatives of the State of Oklahoma, and

WHEREAS, the two Houses, aforesaid, are now organized and ready for business,

NOW, THEREFORE, BE IT RESOLVED, That the President of the Senate appoint a committee of three to confer with a like committee of the House of Representatives, to be appointed by the Speaker, to arrange for a time for the holding of such Joint Assembly of the two Houses, for the purpose of canvassing the said election returns and publishing the results thereof, and to transact any other business that may properly come before the Joint Assembly.

Senator Hudson moved the adoption of the Resolution.

Senator Anglin moved to amend the Resolution, by inserting the words "To Hear The Governor's Message," which amendment was adopted.

The vote recurring on the Resolution, as amended, the same was adopted.

The President appointed as such Committee, Senators Brown (Love), Frye and Anglin.

Senator Hudson moved that a committee of three be appointed to notify the Governor that the Senate was now organized and ready for business, which motion was adopted.

The President appointed as such committee, Senators Nichols, Cordell and McPherren.

Senator Hudson moved that the Senate Rules of the Eighth Legislature be made the temporary Senate Rules of Ninth Legislature, until such time as permanent Senate Rules could be provided and adopted.

Motion carried.

Senator Hudson moved that Senators Looney (Pontotoc), Nichols, Lillard, Carlock, McPherren, Jones, West and Hughes be elected to constitute the Committee on Committees.

The vote was taken and motion carried.

Senator Hudson moved that Senators Cordell, Bobo, Luttrell, Barker, Brown (Love), Feuquay, Hughey and Langley be elected to constitute the Committee on Employment.



Vote was taken and the motion carried.

Senator Anglin, on behalf of the Committee appointed to notify the Honorable House of Representatives that the Senate was organized and ready for business, reported that the Honorable House of Representatives was not properly organized to receive the message from the Senate.

The President directed said Committee to confer with the Honorable House of Representatives at such time as it was properly organized for the transaction of business.

Senator Nichols, on behalf of the Committee, appointed to notify the Governor that the Senate was organized and ready for business, reported that the Governor had been notified and was ready to deliver his message to the Joint Assembly.

Senator Looney (Pontotoc) offered the following Committee Report:

Mr. President:

We, your Committee on Committees, as a partial report, respectfully recommend the election of the following Senators, as members of the Senate Standing Committee on Printing:

Barker, Chairman; Bobo, Darnell, Cordell, Memminger, Monk, Cornett.

Respectfully submitted,

JOSEPH C. LOONEY, Chairman.

Senator Looney (Pontotoc) moved the adoption of the Report of the Committee and the same was adopted.

Senator Cordell submitted the following Committee Report:

Mr. President:

We, the Committee on Employment, submit the following report:

Committee called to order.

Motion of Senator Bobo that Senator Harry Cordell, of Manitou, was unanimously elected as Chairman of the Committee.

Committees then considered applications for employment in the Senate and hereby makes the following recommendations for necessary Senate employees:

Miss Dora Wood as Assistant Secretary of the Senate.

Miss Emily Crause as Secretary to the President.

Miss Alice Dunn as Secretary to the President Pro Tempore.

Floyd Hair as Page to the President Pro Tempore.

The Committee further recommends Mrs. Maude Watts be appointed as Assistant Property Custodian for the Senate, at a salary of Five Dollars per day.

The Committee recommends the following persons be appointed as Committee Stenographers for the Senate:

Miss Lillie Nichols, Miss Daisy Morrow, Miss Eula B. Timberlake, Miss Daisy E. Alban, Mrs. Harriet Tillman, Mrs. Fae S. Humbarger, Miss Faye DuBose, Miss Mabel Shannon.

For Head Janitor of Senate, J. W. Turner, colored.

For Janitors, Frank Reed, colored; E. C. Albert, colored.

Respectfully submitted,

HARRY B. CORDELL, Chairman.

Senator Cordell moved that the report of the Committee on Employment be adopted.

Vote was taken and the motion carried.

Senator Hudson moved that a Committee on Mileage be appointed, which motion was adopted.

The President appointed Senators Hughes as Chairman, Darnell and Jones, as such Committee.

Senator Glasser moved that the Senate now proceed with the drawing of seats and that the same plan as used in the Eighth Legislature be adopted.

Senator Horner moved that the minority members of the Senate be permitted to select the tier of seats on the north side of the Senate Chamber.

Senator Nichols moved that the President Pro Tempore, Chairman of the Democratic Caucus, Chairman of the Republican Caucus and Chairman of the Appropriations Committee be permitted to select their seats before the names were drawn.

Motion carried.

Senator Looney (Pontotoc) moved that the President Pro Tempore be allowed to make a selection for the Chairman of the Appropriations Committee, which motion was adopted.

Senator Cline moved that Senator Looney (Harmon) be allowed to select a seat before the drawing, which motion was adopted.

The President signed Engrossed Senate Concurrent Resolution No. 1, and ordered the same transmitted to the Honorable House of Representatives.



Senator Anglin, on behalf of the Committee appointed to notify the Honorable House of Representatives that the Senate was organized and ready for business, reported that the House was organized and had appointed a Committee to confer with the Senate, relative to a Joint Session.

A Committee from the Honorable House of Representatives was received, stating that the House of Representatives was now organized and ready to meet the Senate in joint assembly, for the purpose of canvassing the state election returns and to receive the message of the Governor.

Senator Anglin, on behalf of the Committee appointed to confer with a like committee of the Honorable House of Representatives, relative to a joint session of the two Houses, reported that the House of Representatives would be ready to meet the Senate in joint session at 2:15 p. m., today.

Senator Anglin moved that the Senate recess until 2:10 p. m., which motion was adopted.

The Senate reconvened, President presiding.

Senator Anglin moved that the Senate proceed to the House Chamber for a joint session with the Honorable House of Representatives.

### JOINT SESSION.

The Senate and House of Representatives of the State of Oklahoma assembled in joint session in the hall of the House of Representatives at 2:15 p. m., for the purpose of canvassing the returns of the general election held throughout the State on November 7, 1922, and publishing the results thereof, as to all state officers, except as to members of the Legislature, also to receive the Governor's message, the President of the Senate presiding.

The roll of the Senate was called and the President of the Senate announced all members elected to and constituting the Senate present.

The roll of the House was called and the Speaker of the House announced a majority of all the members elected to and constituting the House of Representatives present.

The President of the Senate announced a quorum present of the joint bodies.

Senator Nichols moved that a committee of three from each body be appointed to notify the Governor that the Senate and House of Representatives was organized in joint session and ready to receive his message.

Motion was adopted and the President appointed Senators Nichols, Looney (Harmon), and Hughey; and Representatives Laskey, Van Dall and Gulager, as such committee.

Thereupon the Speaker of the House of Representatives proceeded to open the returns of said election, as certified by the Secretary of the State Election Board, and published the same in the presence of a majority of each branch of the Legislature, so assembled, as follows:

FOR GOVERNOR.

J. C. Walton, Democrat.....	280,206
John Fields, Republican .....	230,469
O. E. Enfield, Socialist .....	3,941

J. C. Walton having received the highest number of votes cast for Governor of the State of Oklahoma, was declared elected.



## FOR LIEUTENANT GOVERNOR.

M. E. Trapp, Democrat .....	284,671
James Dennis Flynn, Republican.....	177,256
Otto A. Potswald, Socialist .....	6,379

M. E. Trapp having received the highest number of votes cast for Lieutenant Governor of the State of Oklahoma, was declared elected.

## FOR SECRETARY OF STATE.

R. A. Sneed, Democrat .....	286,814
Horace J. Newberry, Republican .....	169,946
S. C. Thompson, Socialist .....	5,734

R. A. Sneed having received the highest number of votes cast for Secretary of State, was declared elected.

## FOR AUDITOR.

C. C. Childers, Democrat .....	282,802
C. Arthur Blair, Republican .....	169,135
D. Cobb, Socialist .....	5,761

C. C. Childers having received the highest number of votes cast for Auditor, was declared elected.

## FOR ATTORNEY GENERAL.

George F. Short, Democrat .....	276,104
Thos. G. Andrews, Republican .....	180,156
W. T. Banks, Socialist .....	6,122

George F. Short having received the highest number of votes cast for Attorney General, was declared elected.



FOR TREASURER.

A. S. J. Shaw, Democrat .....	283,574
Irving Page, Republican .....	171,679
Clarence A. Lewis, Socialist .....	5,680

A. S. J. Shaw having received the highest number of votes cast for Treasurer, was declared elected.

FOR SUPERINTENDENT OF PUBLIC INSTRUCTION.

M. A. Nash, Democrat .....	289,417
G. D. Moss, Republican .....	165,892

M. A. Nash having received the highest number of votes cast for Superintendent of Public Instruction, was declared elected.

FOR EXAMINER AND INSPECTOR.

Fred Parkinson, Democrat .....	271,483
E. E. Short, Republican .....	178,637
Allen G. Carver, Socialist .....	5,727

Fred Parkinson having received the highest number of votes cast for Examiner and Inspector, was declared elected.

FOR COMMISSIONER OF LABOR.

Claude E. Connally, Democrat .....	277,834
George Long, Republican .....	171,464
H. M. Sinclair, Socialist .....	6,134

Claude E. Connally having received the highest number of votes cast for Commissioner of Labor, was declared elected.

### FOR COMMISSIONER OF CHARITIES AND CORRECTIONS.

Mabel Bassett, Democrat .....	282,934
Ella J. Barnes, Republican .....	170,567
Inez M. Newton, Socialist .....	5,662

Mrs. Mabel Bassett having received the highest number of votes cast for Commissioner of Charities and Corrections, was declared elected.

### FOR COMMISSIONER OF INSURANCE.

E. W. Hardin, Democrat .....	277,121
John T. Bailey, Republican .....	168,847
J. E. Hollis, Socialist .....	5,691

E. W. Hardin, having received the highest number of votes cast for Commissioner of Insurance, was declared elected.

### FOR PRESIDENT BOARD OF AGRICULTURE.

J. A. Whitehurst, Democrat .....	275,246
Ewers White, Republican .....	177,250

J. A. Whitehurst having received the highest number of votes cast for President of the Board of Agriculture, was declared elected.

### FOR CORPORATION COMMISSIONER.

Frank Carter, Democrat .....	278,500
W. L. McWilliams, Republican .....	171,271
E. V. Dunbar, Socialist .....	5,706



Frank Carter having received the highest number of votes cast for Corporation Commissioner, was declared elected.

FOR CLERK OF THE SUPREME COURT.

Wm. M. Franklin, Democrat .....	274,280
W. B. Stone, Republican .....	172,729
Myrtle Blackwell, Socialist .....	6,297

Wm. M. Franklin having received the highest number of votes cast for Clerk of the Supreme Court, was declared elected.

FOR CHIEF MINE INSPECTOR.

Ed Boyle, Democrat .....	279,994
Pat W. Malloy, Republican .....	169,544

Ed Boyle having received the highest number of votes cast for Chief Mine Inspector, was declared elected.

FOR ASSISTANT MINE INSPECTOR,  
FIRST (1) DISTRICT.

Robert Brown, Democrat .....	280,980
------------------------------	---------

Robert Brown having received the highest number of votes cast for Assistant Mine Inspector, First (1) District, was declared elected.

FOR ASSISTANT MINE INSPECTOR,  
SECOND (2) DISTRICT.

W. G. Roberts, Democrat .....	273,351
Arthur T. Craig, Republican .....	165,516

W. G. Roberts having received the highest number of



votes cast for Assistant Mine Inspector, Second (2) District, was declared elected.

FOR ASSISTANT MINE INSPECTOR,  
THIRD (3) DISTRICT.

John D. Almond, Democrat .....	274,769
P. J. O'Hara, Republican .....	161,254

John D. Almond having received the highest number of votes cast for Assistant Mine Inspector, Third (3) District, was declared elected.

FOR JUDGE CRIMINAL COURT OF APPEALS.

Thomas H. Doyle, Democrat .....	262,237
J. T. Dickerson, Republican .....	183,217

Thomas H. Doyle having received the highest number of votes cast for Judge of the Criminal Court of Appeals, was declared elected.

FOR JUSTICE SUPREME COURT, THIRD  
(3) DISTRICT

Matthew J. Kane, Democrat .....	256,313
Edward D. Oldfield, Republican .....	189,099

Matthew J. Kane having received the highest number of votes cast for Justice Supreme Court, Third (3) District, was declared elected.

Senator Nichols moved that the canvassing of election returns be temporarily suspended for the purpose of receiving the Governor's message, which motion was adopted.

The President Pro Tempore of the Senate introduced Governor J. B. A. Robertson, who delivered the following message to the Joint Assembly:

TO THE HONORABLE, THE SENATE AND MEMBERS  
OF THE HOUSE OF REPRESENTATIVES OF  
THE NINTH LEGISLATURE:

In pursuance of the requirements of the Constitution, I have the honor to submit herewith a message covering conditions in the State.

Notwithstanding the hard times and the general depression in the business world which followed in the wake of the war, I am happy to report, that so far as governmental agencies and activities are concerned in this State, condition are as good and perhaps better than the average man may think. Poor crop conditions and unstable and unsatisfactory markets have contributed largely to the distress of the farmer, not only in Oklahoma, but elsewhere. Labor conditions likewise, have been affected by the confusion attending readjustment of world affairs. These conditions are general, however, and do not apply to Oklahoma more than to other states.

We might as well realize first as last that, until the federal government recognizes the duties incumbent upon America and provides for their proper discharge by way of peace treaties and opening the markets of the world for the outlet of our surplus products, Oklahoma, like all other states will continue to suffer in regard to her economic and industrial life. The policy of the Federal Reserve Board, with reference to curtailment of credits at the most inopportune time, has also affected the financial world and Oklahoma has suffered her share in this respect in connection with the other states in the Union.

Unfortunately, it seems to be the history of the world



that great convulsions, such as war, are followed by conditions similar to those with which we have had to contend during the past few years. As a general proposition, however, conditions in Oklahoma are as good as in any of our neighboring states.

So far as the state government is concerned, I am pleased to report that every department, institution, bureau and commission is functioning in a highly efficient and satisfactory manner. The finances of the State are in a healthy condition and have been so handled and controlled that the tax levy for State purposes has been gradually reduced during the past four years until this year it was unnecessary to make any levy for state purposes. Notwithstanding this fact, there was in the hands of the State Treasurer in the general revenue fund on December 31, 1922, approximately \$6,500,000. During the last four years, the State Treasurer, by the use of the sinking fund created for that purpose, has been able to reduce the bonded indebtedness in an amount exceeding \$2,000,000, nearly one million of which was by purchase on the market of bonds not yet due, thereby stopping the interest on the same for approximately ten years and saving in interest and discount on this one item alone more than \$400,000.

The various State institutions, including the hospitals for the insane, penitentiaries, eleemosynary and other institutions have practically doubled their population during this administration and it is my privilege to say, and that without boasting, that the inmates are better clothed, fed and cared for than at any time during the history of the State and at a much reduced cost.

I have been particularly fortunate in securing the service of well qualified men and women as administrative heads of the various institutions. They were not chosen because of political influence but because of their peculiar qualifications to discharge the duties of the institutions to which they were called, and the State has a right to be proud of the services thus rendered.



In the matter of educational progress, we have also a right to be proud, notwithstanding the fact that there are yet many hard problems to solve to bring about that degree of efficiency demanded by an exacting public. All the higher institutions of learning are crowded to maximum capacity by intelligent young men and women seeking knowledge in order that they may become of more use to the State. During this administration, the six normal schools have been converted into teachers' colleges and the faculties of all have of necessity been enlarged and strengthened to maintain their standing as colleges and give to the graduates credits that are recognized and accepted by all the leading colleges and universities of the nation. When we take into consideration the fact that the graduates of these teachers' colleges fill the ranks of the teaching profession, we can begin to realize the vast importance of this innovation.

Our educational system is not perfect by any means; in fact, so far as it relates to the common schools, it is full of defects and disappointments. I was so impressed with this knowledge that I made a determined effort, during the Seventh Legislature, to secure the creation of an educational survey commission that would help us eliminate these objections and raise the standard of our common schools. This authority having been refused by the Seventh Legislature, was granted in a modified form by the Eighth and, on account of lack of time and inadequacy of appropriation, the commission was sadly handicapped in its labors; yet they have completed the work and in a separate document I will transmit to you their report and recommendations in the hope that you may have sufficient time to digest the same and provide, by proper legislation, the remedies our educational system needs.

I am submitting herewith, as a part of this message, a comprehensive statements of the conditions and activities of all the various departments, institutions and commissions, and especially those that come under the direct supervision of the

Governor. I trust that each member of this Legislature may find time to study the statement thus submitted to the end that you may become informed of the actual facts concerning our State government.

I shall not attempt to make recommendations touching the vitalization of the platform upon which the new administration was elected. I feel that that duty belongs to the new administration and not to this one. But I cannot forbear submitting for your consideration a few general recommendations on matters of public concern and in the proper solution of which all people are interested.

### BANKS AND BANKING.

This is a subject that requires more than passing consideration. It is a matter of history that Oklahoma was a pioneer in the development of the guaranty fund idea. Under Governor Haskell's administration the first law on the subject was enacted in this State. At that time the administration of the fund was in the hands of elective state officers. During the Haskell administration, also the Columbia Bank & Trust Company's failure proved a very heavy load for the fund to carry and, as a result, a large number of the state banks left the system and nationalized, the fund itself became very much involved and remained in that condition for several years.

During Governor Cruce's administration (1913), a comprehensive amendment to the original guaranty fund law was enacted. Many of the changes were revolutionary. The amount of the assessment that could be levied against the State banks was reduced to a maximum of one-fifth of one per cent of the average daily deposits and the administration of the law, to all intents and purposes, was placed in the hands of the state bankers themselves. This was effected by the organization, by statute, of the state bankers into an association giv-



ing each bank representation therein and providing for the selection of an executive council consisting of fifteen members which in turn recommended to the Governor the names of three persons, from which list the Governor should select a bank commissioner; and said executive council also recommended a list of not less than nine members from which the Governor shall select three members of the State Banking Board, the Bank Commissioner and the Banking Board to be confirmed by the Senate.

During the war when prices were high and credits easy, the Banking Department functioned satisfactorily, but with the close of the war and the failure of the Senate of the United States to ratify the Versailles treaty together with the natural reaction over the whole world and the unwarranted and almost criminal order of deflation issued and enforced by the Federal Reserve Board, conditions in the banking world became exceedingly bad and, on account of the crop failures and want of markets, it was exceptionally bad in this State. Coupled with this was the fact that no adequate appropriations or provisions for extra help in the Banking Department had been authorized by law, notwithstanding the fact that strenuous efforts were made to obtain the same from the Eighth Legislature, it became a physical impossibility for the Bank Commissioner and the Banking Board to make as thorough and complete inspection and examination as conditions required, of the various State banks, which at that time numbered, in excess of six hundred.

The inherent weakness of our guaranty fund law then became apparent, and its use therefore as first aid grew into an abuse which was readily taken advantage of by a large number of banks, whose management found it easier to sell them to the State Guaranty Fund, rather than to attempt to maintain them during a period of depression. As a result the number of failures during the year 1921, and the early part of 1922, were so numerous that the integrity of the Guaranty Fund was



not only threatened, but in fact was temporarily suspended and the fund was unable to meet the demands made upon it. Many banks failed and were taken possession of by the Bank Commissioner, without sufficient amount in the fund to pay the depositors.

This fact taken in connection with the unfair attitude of nearly all the national banks, and especially the Federal Reserve Bank, has made it extremely difficult for the remaining State banks to function properly and, notwithstanding the fact that the most of them are solvent, yet they have been forced to pay heavy tribute to an unfair and unjust power that dominated the financial world for the privilege of existing and operating.

A large majority of the State banks are owned and operated by patriotic and substantial citizens and it must be said to their credit that they have stood the test remarkably well. But the above cannot be said of all of them for it is an unfortunate and regrettable fact that many of them have taken advantage of the unfortunate condition of the Guaranty Fund, and the financial depression, and have unloaded their liability upon the fund and their depositors. These conditions have brought an unjust criticism upon the Banking Department, but I venture to suggest here and now that no more patriotic or efficient efforts have been put forth by any body of men, than have been put forth by the State Banking Board, and the present Commissioner. And in spite of the criticism that has been lodged against this department, it has continued to function and a very large majority of the banks have remained solvent, have passed the crisis and are on as solid a footing today as at any time during the history of the State.

When the weather was fair and we were not troubled with disloyalty within, the Guaranty Fund functioned well and gave satisfaction to all and its defects, both latent and apparent, were not recognized by the public, but when the storm

broke these defects all became apparent and were greatly magnified by the enemies of the Guaranty Fund.

When Mr. Dennis took charge as Bank Commissioner, in 1919, the Guaranty Fund was in debt \$91,271.00; at the close of the first year of his administration it had liquidated this indebtedness and showed a balance to its credit of \$81,850.00. At the present time there are outstanding warrants issued against this fund in the amount of \$1,413,243.05; there is now in the possession of the Bank Commissioner 36 State banks in charge of liquidating agents, and the assets of these banks are being converted into cash as rapidly as conditions warrant; there are approximately \$13,000,000 assets in the hands of liquidating agents and \$4,000,000 in hands of Bank Commissioner.

Prior to February, 1922, under the holdings of the Attorney General, it was not possible to keep these banks in operation through a liquidating agent, but since that date, by virtue of a Supreme Court decision, rendered about that time, all State banks that have failed have been placed in charge of a liquidating agent, generally chosen from the locality in which the bank was located and generally a man well acquainted with local conditions. By reason thereof the assets have been made to realize sums largely in excess of that which would have been received had the assets been immediately converted into the Guaranty Fund and handled as had been the practice heretofore.

This fact, while it naturally delays the liquidation of a failed bank, has the advantage of guaranteeing to the depositors of each failed bank that the assets of their bank will be jealously guarded and made to realize as much as they are worth and also gives them the knowledge that whatever is realized from the assets of their failed bank will be pro rated to them according to their interests. It would be difficult, indeed, to determine just what would have been the result had not this idea of handling these failed banks through liquidat-



ing agents been put into effect. And in this connection it becomes my duty to praise without limit the untiring efforts of the present Bank Commissioner and the State Banking Board, together with the other employees of that department, and especially the present Attorney General who at all times has been willing to lend his assistance in the successful working out of this plan. Without his aid it would indeed have been difficult, if not impossible, to have conducted the business in as satisfactory manner as has been done.

Time will not permit further discussion of the conditions surrounding this important subject, yet, before closing, it is not only my duty but a privilege to state to you that the idea of guaranteeing deposits is here to stay and the people will not be satisfied with a repeal of this law or with any subterfuge that will have such an effect. On the contrary, the patriotism of our citizenship is such as to lead me to believe that they will be willing to make any reasonable sacrifice to retain this protection. And it is your duty as their representatives to give this subject the consideration it deserves and to look at this problem as purely a State problem uninfluenced by any interest you may have in national banks or their allied interests. I am one who believes that with a few amendments our present law can be made to answer every requirement and not only function well during ordinary times, but can, within a few months, retire every warrant that has been issued by the Banking Board and pay every dollar of deposits in all the failed banks. To that object I invite your early and careful consideration.

And among the amendments that, to my mind, are justified and expedient, I submit the following:

First. Place the administration of this department and this fund into the hands of the elective State officers and not leave it in the hands, exclusively, of the State banks and the State bankers.



Second. Raise the rate of assessment from one-fifth of one per cent per annum of the average daily deposits to not less than one per cent.

Third. Provide for adequate inspection and examination and in doing so it must be borne in mind that while the present examiners are all good men and competent, yet, it is a physical impossibility for eight examiners to examine several hundred State banks each year. An examination, to be worth anything, must be frequent and thorough and the examiner must be clothed by law with sufficient power to make his requests and orders effective. In order to accomplish adequate inspection and investigations it will be necessary to increase the number of examiners to not less than twenty and to pay a salary that will attract the best qualified men for the position. This can be done without great expense to the State by an increase in examination fees, and whether the banks approve of this method or not it is a duty you owe to the people to provide these safeguards to the end that no State bank can operate, while insolvent, for a period of several months because of the physical inability of an examiner to inspect the same.

Fourth. Provide by statute for the refunding of all outstanding guaranty fund warrants. This can be done in practically the same manner in which the public building bonds have been cared for, and by making the bonds mature in a reasonable time, say not less than five nor more than ten years, all claims of depositors can be paid within a few months. The said funding bonds to be issued against the assets of the Guaranty Fund and the liabilities of the various banks to said fund.

Fifth. Provide by statute that warrants drawn against the guaranty fund shall be non-taxable for all purposes and bear an attractive rate of interest, say 5 per cent, and provide that guaranty fund warrants thus protected can be accepted

There seems to be some doubt now as to whether or not in lieu of surety bonds required for the deposit of public funds.

guaranty fund warrants can be accepted under Chapter 284, Session Laws of 1919. This, in addition to other suggestions above made, would make them an attractive form of investment for the banks of the State.

Sixth. Margins on borrowed money should be limited by law. Under the present system, many banks have pledged as high as  $2\frac{1}{2}$  or 3 times as much collateral as they have borrowed, and, while this, at times, may be necessary, yet the practical result in many instances is to permit crooked work on the part of designing bank officials in hypothecating the good assets of the bank in such manner that when the bank is closed all, or practically all, of the valuable assets have been re-discounted with the result that the depositors are left to hold the sack, while the bank that holds the re-discounts reaps an immense, unjust and unfair profit.

Seventh. Require all stockholders to guarantee by deposit of collateral or surety bond their double liability. Under the present law, the proviso with regard to double liability is little more than a joke. When a person becomes a stockholder in a bank, he should be required by law to guarantee his ability to meet the demands of the statute. Under the present law, the liability is created, but there are no means of protecting the fund so that the liability can be enforced.

Eighth. Require all banks to make bond covering any and all sorts of misapplication of funds or loss by reason of negligence or dishonesty of its officers or employees. Our law is woefully defective in this respect and many of the losses of the guaranty fund can be traced to this source and in many instances the Bank Commissioner is helpless.

In this connection there should be some statutory form of bonds provided for the reason that there are as many kinds of bonds issued as there are applications made and the surety



companies are always ready to take advantage of every sort of defense in actions for recovery on bonds.

Ninth. Provide adequate legal assistance, through the attorney general's office for the handling of the immense amount of important legal business that must be cared for. When we take into consideration the enormous amount of money involved and the innumerable suits that are required to be filed and the attendant litigation, it is a wonder that this department has functioned as well as it has. An ordinary bank, in the usual course of business, has had as much legal assistance as this entire department has had during the greater part of its existence.

A large number of State banks proved disloyal to the State and the fund during the depression and withdrew from the system and nationalized. These banks are all liable for their pro rata share of the outstanding indebtedness, at least up to the time of their conversion. They are now refusing to pay their just debt and it is highly essential that sufficient legal help be given the Bank Commissioner in order to compel them to discharge their plain obligations in this respect.

Tenth. Provide by statute for the appointment of liquidating agents and a plain and simple, yet flexible, method of conducting the liquidation process. In doing so, however, a reasonable amount of latitude and discretion must be lodged in the Bank Commissioner in order that the best results may be attained.

#### SLANDER AND LIBEL.

I need but mention this subject to bring to your minds the importance of the revision of our laws on the matter. I regret to say that the metropolitan press of this State has taken advantage of the guaranty of free speech and a free press and has so persisted in the abuse of that privilege that the so-called



constitutional freedom on which all people rely has degenerated into license. It is a well-known fact that our laws relative to slander and libel are antiquated and so ambiguous as to practically deny remedy to the offended party. This abuse must be corrected. The people cherish the right of free speech and the liberty of the press as much as they ever did but they are of opinion that this abuse has reached such a stage as to render the same a menace to the peace and welfare of the state, to say nothing of the reputations of its individual citizens.

I am strongly of opinion that our laws should be so amended as to make slander a crime punishable as libel. One of the results of a direct primary is to give to the demagogue and character assassin an opportunity to ply his trade without let or hindrance and this tendency will drive from public life men of high character and ability because of fear of the slander-monger and libeler.

I most urgently request that this very important subject be given your most careful and considerate attention and that adequate laws be enacted that will protect, not only public officials, but private individuals in their good name and reputation and yet at the same time contain the constitutional guaranty of freedom of speech and liberty of press to the fullest degree.

#### STATE CAPITOL BUILDING AND GROUNDS.

I need not call your attention to the deplorable condition of the State Capitol grounds. The Seventh Legislature made adequate provisions for the purchase of additional grounds; the Eighth Legislature, by reason of the majority in the lower House, prevented the carrying on of this work and the result is as you see it.

Surely a great and wealthy State like Oklahoma can afford

to improve the grounds and finish the State Capitol building and the people will not be satisfied until a dome is constructed on the building and the grounds brought to a proper state of improvement and beautification.

### SALARIES OF STATE OFFICERS.

It is an admitted fact, recognized by all classes of our people, that the public servants, especially the elective state officers, are inadequately compensated. Under the provisions of our constitution, it is impossible to increase a salary during the term for which the officer is elected. The salaries fixed in the constitution in 1907 are not entirely disproportionate to the cost of living and the demands upon state officers.

I recommend that the Governor's salary be increased to \$12,000 per year and that the other elective State officers, with the possible exception of two or three, be doubled. In order that incoming members of the administration may avail themselves of this increase, I now ask that this bill be considered as an emergency and passed during the first week of the session, so that it may be signed and become effective before the inauguration of my successor.

### EXECUTIVE MANSION.

Speaking from personal experience and from observation gleaned from practically all the other states of the Union, I most respectfully urge that provision be made at the earliest opportunity for the location and erection of a suitable mansion for the use of the Governor, and for an appropriation of such reasonable amount as, in your judgment, may be necessary to maintain the same.



### MILLAGE PLAN FOR SUPPORT OF HIGHER INSTITUTIONS OF LEARNING.

I recommend that steps be immediately taken for an amendment to the Constitution that will authorize and permit the raising of revenue for the support of the State University, the A. & M. College and all other State educational institutions by the millage plan, instead of the system now provided by law. The wisdom of such a plan is so apparent, and the needs of the schools are so exacting, as to render in my opinion, further detail unnecessary.

The Seventh Legislature enacted a Budget Law and, under the provisions of this Act, I prepared and submitted to the Eighth Legislature a comprehensive budget for each of the nearly one hundred departments, institutions, boards and commissions of this State. Unfortunately, the majority in the last House of Representatives being ignorant of the general subject and prompted by partisan motives, refused to carry out the idea as required by the principles of the budget and the provisions of the statutes and thus prevented the full and complete installation of the idea of scientific bookkeeping in the conduct of the State's business.

I am so firmly wedded to the idea of a budget that, notwithstanding the disappointment occasioned by the failure of the Legislature, as aforesaid, I have prepared a budget for the next biennium, have caused it to be printed and a copy will be in the hands of each member of the next Legislature in due time to enable them to study and understand the same.

Wherever the budget law has been adopted, it has given satisfaction and has not been abandoned in any state where properly installed. I deem it unnecessary at this time to detail to you the advantages and benefits to be secured by the use of the budget system. It is merely a scientific method of bookkeeping used in the expenditure of public monies and if prop-

erly understood and followed will save large sums to the State, and will prevent the expenditure of public money appropriated for one purpose and frequently used for another.

Under the provisions of our budget law, it is the privilege and duty of the Governor-elect to participate in the formation of the budget and the appropriation bills. This has been done through Hon. Ben F. Harrison, whose knowledge of state conditions and whose reputation as a legislator are well known to the people of the State.

The budget will be submitted as a separate document for your consideration.

#### PARDONS AND PAROLES.

Among the other duties of the Governor is that of receiving and passing upon the merits of all applications for executive clemency. In this he is aided by the Pardon and Parole Attorney and one stenographer. The present Pardon and Parole Attorney is Judge Lewis Paulin, of Durant, who receives a salary of \$2,750 per year and the stenographer receives a salary of \$1,200 per year.

I cannot do better than to quote from my message to the Eighth Legislature in regard to this Department:

#### *Pardons and Paroles.*

I have long been in favor of a Pardon and Parole Board. My experience during the past four years demonstrates, to my mind, at least, the need of additional assistance in the handling of this very important subject. Such a board, however, in order to be of any real value must be practicable in its workings. Some attempt to create such a board has been made but, to one familiar with the situation, the remedy offered was so ridicu-



lous and so unworkable that its adoption would have been a calamity and would have defeated the very object it sought and, in fact, would have been wholly inoperative.

The exercise of this great power by the chief executive deals with one of the most sacred rights of the individual citizen and encroachments, from whatsoever source, should be carefully scrutinized and the right jealously guarded. But with the great increase in our population and the increased number of men and women confined in our penal institutions, it is a physical impossibility, with the present force, to give that care and attention to all worthy cases, which they should have.

In this connection I may, with propriety, I think, call your attention to the inadequacy of our laws dealing with these unfortunate members of society. We should have an indeterminate sentence law and provide therein for the discharge of prisoners when, in the opinion of the Warden or Superintendent, the object of imprisonment has been attained; this would save the Governor a world of worry and unnecessary labor and would prevent demagogical criticism of a very useful and necessary function of government.

A Pardon and Parole Board, to act in conjunction and harmony with the Governor, for the purpose of investigation and advice, can be created without an amendment to the Constitution. But this Board should not be composed of elected state officials, who already have more work than they can perform. It should be made up of persons interested in the welfare of the State and who have a sensible appreciation of the principles of justice and equity. In order to secure such a Board, provision must be made for ample compensation and the members should devote a large part of their time to the duties of such office.

In addition to the duties above mentioned, provision should be made for at least two parole officers to work out of

the prisons and whose chief duty should be to check up paroled prisoners, receive and examine their reports and aid them in securing proper employment. No money expended would bring greater or better results. It is the duty of the State to aid these unfortunates and reclaim them to good society, but under present arrangements, it is impossible to get the best results because of lack of time and assistance.

### CODE REVISION.

Chapter 125, Session Laws of Oklahoma, 1921, provided for the compilation, indexing and annotation of the laws of Oklahoma and for the printing and publication thereof and creating a commission to superintend the same.

No report of any kind or character has been made to the Governor from this commission, and while the law required the delivery of said compilation within four months from the date of the printing and publication of the Session Laws of 1921, which date was July 21, 1921, I am reliably informed that the work has not been completed.

This is a matter of such importance to the courts, lawyers and the people of the State, that this Honorable body should cause an investigation to be made as to the failure and the obligation of the contract.

### BUREAU OF CRIMINAL INVESTIGATION AND IDENTIFICATION.

I again suggest the necessity of establishing a Bureau of Criminal Investigation and Identification at the penitentiary at McAlester.

Such an organization is not only needed by the State, but by all sheriffs, policemen and other peace officers. The reason



I suggest its establishment at McAlester, is because it can be much more cheaply and efficiently maintained there than at any other place, and the cost of its organization could be paid many times each year by the benefits derived by the various peace officers of the State, while as a preventive of crime its benefits would be of untold value.

Nearly all the work required by this bureau could be furnished by the convicts at the penitentiary under proper supervision.

### SPECIAL SOLDIERS RELIEF.

Under the provisions of an Act passed by the extraordinary 1920 session of the Legislature, an appropriation of \$20,000.00 was made to be expended under the direction of the Governor for the immediate relief of the soldiers of the late war.

The Eighth Legislature appropriated \$50,000.00 for this purpose, and I was compelled to issue a deficiency certificate in the sum of \$25,000.00 to supplement this later appropriation.

This fund is used only in cases of emergency, and is expended under the direction of the Governor on the joint recommendation of the American Legion and the American Red Cross.

I suggest the propriety of renewing this appropriation, because of the increased demands that are being made for aid of this character.

### WAR TROPHIES COMMISSION.

There is a bill pending in the Federal Congress, which will doubtless become a law, which provides that the trophies

captured from the German army by our soldiers shall be prorated among our states according to the number of enlisted men furnished, and Oklahoma will be entitled to about two and one-half per cent of the total number of these guns and other trophies.

In order to have the preliminaries worked out and thus enable the State to have its choice of these trophies, and at the suggestion of the American Legion and others interested in the subject, I have appointed a War Trophies Commission, consisting of the Adjutant General, Hon. Dudley Monk,, State Commander of the American Legion, and Mr. E. E. Hadley, of Oklahoma City, which commission has organized and done considerable work in this connection

I call your attention to this subject in order that proper appropriation may be made for the freight and other incidental and necessary expenses.

### THE SUPREME COURT.

In my message to the Eighth Legislature, I used the following language with reference to our Supreme Court docket:

#### *Conditions of Our Supreme Court Docket.*

This has been a live subject since statehood. The Legislature, at one time, provided for a Supreme Court Commission which served a useful purpose but which, later on, was abolished, and the number of the Supreme Court judges increased in the hope that the Court would be thereby enabled to dispose of the accumulated cases on its docket.

This hope has not been realized and our Supreme Court docket today is two or three years behind and, judging from



the number of new cases being filed, it is very doubtful whether the Court will ever be able to catch up with its work.

This is a subject that demands attention. We are all anxious to prevent the multiplication of courts and officers, but we must bear in mind that Oklahoma is yet a new State with many novel and perplexing questions arising daily for solution; that we have a population of more than two million people; that our industries are more varied than those of our surrounding states and that, on account of these reasons, there is more litigation in Oklahoma according to the population than in any of our surrounding states. It seems to me to be merely a matter of good business to provide ample machinery whereby this litigation may be speedily disposed of. It is better for all concerned and especially the State, to have the dockets cleared up, because a congested docket invariably puts a premium on useless appeals if for no other reason than to gain time.

The congested condition of the docket, is perhaps, more aggravated today than at the time the above was written and, regardless of your personal feelings in the matter, it is incumbent upon you to provide a method of disposing of this delayed business.

At the time our Constitution was written, we had no idea of the immense amount of litigation that would follow the development of the State. Since then, the oil industry has grown to immense proportions and endless litigation seems to follow in its train. I have given this matter considerable study; have canvassed the merits of the different ideas advanced, and am convinced that the only practical solution is the establishment of District Courts of Appeal. I favor the creation of an intermediate court, composed of three judges for each division, with power to sit in the larger cities of the State; for instance Tulsa, Muskogee, Ardmore, McAlester, Chickasha and Law-

ton. There should be not less than three and possibly four divisions of this Court and it should function under the general supervision and superintending power of the Supreme Court. All appeals should go to it in the first instance, except such cases as the Constitution and laws confer original jurisdiction on the Supreme Court. The right of appeal should then be carried from these district courts to the Supreme Court in the matter of a writ of error, provided, that a writ shall not be issued in any case except on the concurrence of three members of the Supreme Court.

This method, in my opinion, would prove efficacious and entirely satisfactory.

Both criminal and civil jurisdiction should be conferred upon the new court and this would enable the Legislature to abolish our present Criminal Court of Appeals. Provision should also be made for reduction in the number of judges of the Supreme Court from nine to five, as originally provided in the Constitution.

## DEFICIENCY CERTIFICATES.

During the past two years, I have been called upon to issue several deficiency certificates to care for emergencies that could have been foreseen or anticipated. Had it not been for the partisan and unfair methods of the majority in the lower House of the Eighth Legislature, many of these deficiencies would have been cared for in the usual and ordinary manner.

As illustrative of the above, I might suggest that the chairman of the Appropriations Committee in the last House of Representatives, notwithstanding the fact that the law made it the duty of the State Highway Department to purchase and furnish tags for automobiles, yet, refused to permit any appropriation, whatsoever, for that purpose and the department



was left without a single dollar of appropriation with which to purchase and distribute tags for something like 250,000 cars which brought in a revenue of two and three fourths million dollars. After the Legislature adjourned, I was compelled to issue a deficiency certificate for the year 1921 in the sum of \$75,000, and likewise, the same amount for this year. Without this having been done, it would have been impossible to collect the license fees and the various counties would have been denied the 90% of the total amount as collected.

The other certificates were issued to carry on work that had already been started and which was directed and authorized by law. I submit them with the suggestion that they be cared for at your earliest opportunity in order to stop the interest all bear at the rate of 6% per annum.

In this connection, experience has taught me that the limitation placed upon the Governor in the matter of deficiency certificates, as reflected in Chapter 229, Session Laws of Oklahoma, 1919, page 326, are unwise and dangerous to the peace and welfare of the State and should be repealed. Emergencies might arise that would require the credit of the State to be pledged in order to protect the interests of the State and the welfare of the people and, while I am of opinion, that this is an inherent power to be exercised by the Governor without limitation by the Legislature, yet the mere fact that such a law exists would serve to embarrass the Governor in the performance of extraordinary duties and injure the credit of the State at a time when it ought not to be done.

The following is a list of deficiency certificates issued:

Date	Number	Department	Amount	Int.
6-28-21	23-1921	Highway — To purchase tags, and pay freight and express on same.....	\$75,000.00	6%

Date	Number	Department	Amount	Int.
6-28-21	24-1921	Board of Agriculture— For tick eradication . . . .	5,000.00	6%
6-28-21	25-1921	Commissioners of Land Office—Witness fees and other expense in connec- tion with Red River hear- ings . . . . .	5,000.00	6%
6-28-21	26-1921	Board of Education— Contingent and traveling expense of members . . . .	2,250.00	6%
6-27-21	27-1921	Attorney General — For contingent expense . . . .	5,000.00	6%
7-26-21	1-1921	Board of Affairs — For salary of Capitol guide..	1,500.00	6%
8-20-21	2-1922	Board of Affairs — For salary of Superintendent of grounds . . . . .	1,320.00	6%
8-23-21	3-1922	Adjutant General — For per diem, subsistence and travel of National Guard used during Tulsa race riot . . . . .	7,000.00	6%
9-9-21	4-1922	Board of Agriculture — For bee industry . . . .	2,000.00	6%
11-4-21	5-1922	Attorney General — For Oklahoma's part for Com- missioner, scientists, printing and stenographic service in Red River case	20,000.00	6%
1-5-22	6-1922	Board of Agriculture — For traveling expense of members . . . . .	1,200.00	6%



Date	Number	Department	Amount	Int.
1-21-22	7-1922	Board of Agriculture— Tubercular cattle .....	3,500.00	6%
1-21-22	8-1922	Board of Agriculture — Tubercular cattle .....	4,000.00	6%
2-7-22	9-1922	Board of Affairs — For Maintenance of switch track .....	250.00	6%
2-8-22	10-1922	Attorney General Freel- ing—Special counsel in Red River case .....	5,000.00	6%
2-8-22	11-1922	Attorney General Freel- ing—Special counsel in Red River case .....	5,000.00	6%
2-8-22	12-1922	Attorney General Freel- ing—Special counsel in Red River case .....	5,000.00	6%
3-2-22	13-1922	Board of Equalization— Salary of assessment ex- pert .....	1,250.00	6%
3-9-22	14-1922	State Training School— Maintenance .....	7,500.00	6%
3-24-22	15-1922	Highway Department — Extra help .....	2,500.00	6%
3-28-22	16-1922	Attorney General — Sal- ary, traveling and contin- gent expense for two as- sistant attorneys general	7,200.00	6%
3-31-22	17-1922	Board of Agriculture — Livestock inspection ....	8,000.00	6%

Date	Number	Department	Amount	Int.
3-31-22	18-1922	Board of Agriculture — Dairy inspection .....	2,000.00	6%
4-3-22	19-1922	State Board of Affairs— Appraisement of institu- tions .....	3,000.00	6%
4-7-22	20-1922	State Issues Commission —Contingent .....	1,000.00	6%
4-21-22	21-1922	Banking Department — Extra help .....	2,500.00	6%
4-25-22	22-1922	Disabled Soldiers — Aid- ing sick, wounded and dis- abled ex-service men ....	25,000.00	6%
5-15-22	23-1922	State Board of Equaliza- tion—Contingent .....	1,000.00	6%
6-14-22	24-1922	State Fire Marshal — Continent .....	500.00	6%
6-20-22	25-1922	Northwestern State Nor- mal—Maintenance .....	2,500.00	6%
6-20-22	26-1922	University of Oklahoma —Expense incurred in erection of girls' dormi- tory .....	4,929.70	6%
6-20-22	27-1922	University of Oklahoma —Expense incurred in erection of girls' dormi- tory .....	2,477.00	6%
6-21-22	28-1922	Pension Department— Confederate pensions....	16,000.00	6%
6-24-22	29-1922	Cancelled by order of the Governor.		



Date	Number	Department	Amount	Int.
11-13-22	30-1922	Amended A. & M. College—Improvements . . . .	21,460.11	6%
6-24-22	31-1922	Cancelled by order of the Governor.		
6-30-22	32-1922	Southeastern State Normal—Maintenance needed on account of increased attendance . . . . .	5,207.39	6%
6-30-22	33-1922	East Central State Normal — Maintenance needed on account of increased attendance . . . .	5,000.00	6%
6-30-22	34-1922	Southwestern State Normal—Maintenance needed on account of increased attendance . . . . .	5,000.00	6%
7-21-22	1-1923	Capitol Guide — Salary for six months . . . . .	750.00	6%
7-21-22	2-1923	Superintendent of Capitol Grounds—Salary for six months . . . . .	660.00	6%
7-21-22	3-1923	Attorney General — Salary, traveling and contingent for two assistant attorneys general . . . . .	7,275.00	6%
7-31-22	4-1923	State Board of Affairs—Appraisement of institutions . . . . .	3,000.00	6%
8-12-22	5-1923	District Judges—Traveling expenses while holding court outside their residence counties . . . . .	2,500.00	6%

Date	Number	Department	Amount	Int.
8-30-22	6-1923	Educational Survey— Budget for completing survey .....	10,000.00	6%
9-6-22	7-1923	Board of Agriculture— Bee industry .....	2,000.00	6%
9-19-22	8-1923	Banking Department— Salary and traveling ex- pense of additional Bank Examiners and extra help	2,500.00	6%
9-19-22	9-1923	Banking Department— Salary and traveling ex- pense of additional Bank Examiners and extra help	2,500.00	6%
9-19-22	10-1923	Banking Department— Salary and traveling ex- pense of additional Bank Examiners and extra help	2,500.00	6%
9-19-22	11-1923	Banking Department— Salary and traveling ex- pense of additional Bank Examiners and extra help	2,500.00	6%
10-25-22	12-1923	State Election Board— Extra help .....	3,000.00	6%
11-17-22	13-1923	Board of Agriculture— Tick eradication .....	5,000.00	6%
11-17-22	14-1923	Board of Agriculture— Tick eradication .....	5,000.00	6%
11-20-22	15-1923	Highway Commissioner— Purchase license tags...	75,000.00	6%
11-1-22	16-1923	Southeastern State Nor- mal—Extra teachers ....	8,666.00	6%



Date	Number	Department	Amount	Int.
11-1-22	17-1923	East Central State Normal—Salary for extra teachers .....	8,666.00	6%
11-1-22	18-1923	Central State Normal....	5,000.00	6%
12-2-22	19-1923	Board of Agriculture—Traveling expense of board members .....	1,000.00	6%
12-8-22	20-1923	Board of Affairs—to replace President's home at C. A. & N. U. destroyed by fire .....	4,000.00	6%
12-22-22	21-1923	Health Department—Surgical operations, etc.....	1,800.00	6%
12-22-22	22-1923	Board of Equalization—Legal counsel .....	10,500.00	6%

### STATUS OF THE GOVERNMENT.

As a guide to you in your task of making provision for departments and institutions of the government, I append a general resume of the present status of the government.

The departments and institutions of the State may most conveniently be classified as follows, this classification serving not only as a catalog but also as a general view of the character of activities engaged in by the government:

1. Executive Officers.
2. Financial Officers.
3. Educational Departments and Institutions.
4. Departments and Institutions for the Public Health.

5. Penal Institutions.
6. Corrective and Reformatory Institutions.
7. Institutions for Defectives.
8. Departments and Institutions for Care of Dependents.
9. Agencies for the Supervision and Development of Natural Resources.
10. Officers and Departments for the Supervision of Business.
11. Boards for the Supervision of Professions.
12. Libraries.
13. The Courts.

We will now consider these divisions in detail.

### 1. EXECUTIVE OFFICERS.

These departments have to do strictly with the application and enforcement of the general laws. They consist of the Governor, the Chief Executive Officer, with the Secretary of State who is the custodian of the law and the authenticating officer of executive acts, the Attorney General, the legal advisory officer, the State Examiner and Inspector, who is the chief accounting officer for all the financial operations, the Adjutant General, who with the National Guard constitutes the final effective arm of the government for the enforcement of all law, and the election board. In addition the Lieutenant-Governor performs the function of Governor during the Governor's absence from the State.

#### *Lieutenant-Governor.*

The present Lieutenant Governor, Honorable M. E. Trapp has maintained a permanent office in the capitol. The



appropriation for that purpose for the past biennium has been \$1,000 per year, for the salary of the Lieutenant-Governor.

*Secretary of State.*

The Secretary of State is the custodian of the Great Seal of Oklahoma with which he is required to authenticate the official acts of the Governor when necessary, and all State papers and State bonds are entrusted to his keeping. He also keeps the file of the signatures of all county officers, notaries public, with record of their term of office and their official seal and signature; keeps records of all pardons and paroles, records contracts between foreign corporations doing business in Oklahoma; and is required to file certificate of authentication which is always published together with the bills that are passed by the Legislature and signed by the Governor and when they become effective. The original bills that are passed by the Legislature are filed in the office of the Secretary of State.

All domestic corporations are required to file in the office of the Secretary of State, articles of incorporation, and receive a charter to transact business in the State.

All foreign corporations are required to file in the office of the Secretary of State, a certified copy of the articles of incorporation of the State in which they are incorporated, and are also required to appoint an agent, who must be a resident of Oklahoma, on whom service of summons or other process can be had.

All commissions for notaries public are issued from this office after being passed on by the Governor. During the past year the office has issued approximately 3,000 notary commissions, and as each commission is for a period of four years, we have approximately 12,000 commissions in effect at any given time.

*Appropriations.*

For some of the services the law fixes fees which render the office a good revenue producer. For the fiscal year ending June 30, 1920, it turned into the general fund \$303,662.00. The appropriation for the fiscal years ending June 30, 1920, and June 30, 1921, was \$22,900.00. The cost of the department for the year ending June 30, 1920, was \$20,456.00.

*Receipts.*

The total receipts for the office of Secretary of State during the administration of Hon. Joe S. Morris is \$1,027,385.45.

*Salaries.*

The salary of the Secretary of State is \$2,500.00 per annum. The Assistant Secretary of State is C. J. Kendle with a salary of \$2,100.00 per annum. There are seven clerks and stenographers, one with a salary of \$1,800.00, one at \$1,500.00 and five at \$1,200.00.

ATTORNEY-GENERAL.

The Attorney General's Department represents, next to the Governor's office, the most important arm of the State government in the matter of administration and enforcement of the laws.

During the period of unsettled conditions following the war, the duties of this Department have increased many fold and the problem of law enforcement has presented very grave difficulties in view of the fact that the strength of this Department, in point of numbers of Assistant Attorneys General, has been decreased by the failure of the last Legislature to appropriate salaries for three positions of Assistant Attorneys



General, thereby curtailing the force heretofore considered necessary during normal times.

During the era mentioned, the Attorney General's office has been constantly in demand in exercising the functions properly belonging to the office of county attorney in many counties of the State wherein, owing to what has been commonly referred to throughout the country as a general crime wave, the Governor has been in almost daily receipt of requests that the Attorney General be directed to take charge of the prosecution of criminal cases of importance in the local courts, often in many counties at the same time.

The banking situation, as is well known to each of you, has presented during the last two years a situation requiring the constant attention of the Attorney General and the Assistant Attorney General assigned to that department and in addition it has also been necessary to employ a number of additional attorneys to aid in taking care of this situation which has been done creditably to the Attorney General. He has handled this gigantic task in a manner which has been satisfactory to the interests of the State of Oklahoma and has restored the confidence of the public to the extent that the period of danger to financial institutions of the State has passed.

The State has been represented by the Attorney General's office before the Criminal Court of Appeals in all cases pending and practically all cases assigned for hearing have been briefed and many of them orally argued before that court. While this branch of the work has been exceedingly heavy, by what appears to be almost superhuman effort, the record discloses that this branch of the work has been well cared for and that court has not been delayed in the rendition of its decisions by reason of the failure of this department to perform its duties in briefing and arguing its cases before them. The same may be said of the work done by the Attorney General's office before the Supreme Court of the State in that this de-

partment has briefed and in many cases orally argued, some of the most important cases in which the State has been interested in matters involving the tax laws, corporation laws, and decisions rendered by the Corporation Commission and the State Industrial Commission.

The period of inflation of values and general unrest in business seems to have influenced a great many of the large taxpayers of the State to contest the validity of a great many of the tax laws of the State in court. These contests have been looked after by the Attorney General's office of this State in a great many of the local courts and followed into the Supreme Court of the State upon appeal. Many cases of this nature are now pending in the Supreme Court of the United States upon appeal from judgment of the Supreme Court of this State. In some instances the contests by these large taxpayers are originally filed in the Federal Court and appeals have been taken from judgments rendered therein to the Circuit Court of Appeals which necessitates the Attorney General's office appearing in each of these courts in defense of the rights of the State.

A list of the cases now pending in the Supreme Court of the United States, the United States Circuit Court of Appeals, and in courts outside of this State wherein the State of Oklahoma is involved and which cases demand the attention of the Attorney General's office, would be too voluminous to embody herein, but I call your attention to the fact that at this very time, the Attorney General and one of his assistants are compelled to be in Washington City attending the trial of an important case involving the withdrawal of about twenty-three millions of dollars from banks of this State by the Interior Department.

In addition to the work done and duties performed by the Attorney General's office above mentioned, the Attorney General is by virtue of law, made ex-officio Bond Commissioner of the State of Oklahoma and that department must pass up-



on all municipal bonds of every kind and character issued in the State of Oklahoma by school districts, cities, towns, townships, counties and State and examine into the regularity of the proceedings leading up to their issuance. During the past year this department of the Attorney General's office has examined and passed upon bonds to the approximate value of twenty millions of dollars which has necessarily demanded the attention of a skillful and experienced bond attorney in this department.

For the successful and efficient handling of this immense volume of legal work, the last Legislature appropriated for the preceding fiscal year the meager sum of \$38,650.00 to pay the salaries of the Attorney General and his assistants, stenographers and traveling expenses.

I am reliably informed that the fee paid to attorneys by the opposing interest, in one particular case represented by the Attorney General's department, amounted to more than the entire appropriation made by the Legislature for the maintenance of this department for the entire year. I beg to suggest that it is unfair to this department and unbusiness-like for the State of Oklahoma to require the legal services necessary to transact the legal business of this State at the pauper-like provisions provided by the last Legislature for the maintenance of this important department of the State. I am of the opinion that no conservative business concern representing the volume of interests equal to that of the State of Oklahoma, would consider it either a wise or economical principle to maintain a legal department upon so scant a scale of compensation as that provided for the office of the Attorney General of this State.

The Attorney General has been unavoidably called away on matters pertaining to his office and for that reason has been unable to inform me of the needs of his office in detail but this will be cared for in a future communication to your body.

## STATE EXAMINER AND INSPECTOR.

The activities of this very important department are fully covered in a separate report filed by Mr. Parkinson, the State Examiner and Inspector, and I will not go into detail with reference to the same, further than to say that an amendment to our existing laws should be made that will enable the Governor to order an audit of the books of any county or other municipality or of any particular office, either State, county, municipal or school district at any time, and to provide for the payment of the same regardless as to whether or not the municipality has made provision for the payment of the same. In other words under the present law unless the county excise board makes provision for the payment of such expenses, an audit cannot be made and I have numerous instances in mind where audits have been demanded by the people, but which could not be made by the State Examiner and Inspector for the reason that the county excise board failed and in some instances refused to make provision for the payment of the same.

The fact that this arbitrary power for the payment of these expenses is lodged exclusively in the hands of the county excise board in many instances defeats the provision of the law, and prevents the making of an audit.

The law should authorize the Governor to order these audits to be made and to pay for the same out of some State fund in the first instance, the same to be then collected from the municipality in the manner of collecting a judgment.

## MILITARY DEPARTMENT.

The Military Department of the State of Oklahoma now consists of one brigade of infantry (two regiments), one regiment light artillery, and one regiment heavy artillery. These troops have been organized under and by virtue of the Nation-



al Defense Act of June 3, 1916. The National Guard constitutes the main part of the national defense under that Act. It is under the direction and control of the Militia Bureau of the War Department of the federal government and it is maintained in very large part by the federal appropriation. All the military equipment for these organizations is furnished by the federal government and at this time the military property of the State furnished by the federal government but charged to the State, is in excess of four million (\$4,000,000) dollars. The federal government pays for the training of the National Guard and this training is not to exceed sixty armory drills for each organization per year and fifteen days camp held annually. The government pays the soldier armory drill pay twice a year and the total amount received for armory drill by the sixty military organizations of the National Guard in Oklahoma is approximately \$500,000.

The federal government binds the State to maintain and protect this property and promote the interest and training of the National Guard by furnishing to each unit by rental or otherwise a safe and secure armory of sufficient size for indoor training. It holds the State accountable for the loss or destruction of any of this military property except through usual wear and tear. The officers of the National Guard, although appointed by the Governor of the State, do not function until they have been federally recognized in the grade to which appointed. Each organization of the National Guard must be passed upon by the Militia Bureau and federally recognized before it can function as National Guard. Thus it will be seen that the National Guard is both State and Federal troops under the defense act and thereby becomes the first line of defense for the nation; it is also the State's only military organization. Its members take a dual oath and render dual service.

The defense of law and order in the State during the past few years has required the use of twenty-two hundred (2200) men during a period of nearly sixty days in the coal field in

1919; prompt suppression of the threatened riot in Drum-right in 1919; the prompt suppression of the great race riot at Tulsa, in 1921, and a great many minor disturbances that have been settled by the threatened mobilization of the Guard. The very fact that the State has a well organized, well equipped, and highly efficient military power in excess of four thousand men has been one of the largest features in keeping down industrial troubles and racial and factional outbreaks.

Under the provisions of the National Defense Act, Oklahoma is eventually to have National Guard troops to the number of eight thousand (8,000) but it is not intended that this maximum number will be fully organized within the next few years.

The total appropriation for the National Guard as shown by legislative act, is \$108,050.00 per annum.

The personnel of the department is as follows:

Chas. F. Barrett, the Adjutant General, \$3,000 per annum; Major Earl Patterson, U. S. Property and Disbursing Officer and Chief Quartermaster, \$3,000 per annum (\$1,440 paid by federal government); Capt. Roger Maus, Q. M. C., in charge of arsenal, \$2,400 per annum; Lt. D. Jay Perry, Storekeeper, \$1,500 per annum; Mrs. E. D. Corbin, Financial Secretary and Record Clerk, \$1,500; A. E. Quasebarth, Chief Clerk, \$1,500 per annum; Mrs. Marjorie H. Lee, Stenographer, \$1,200 per annum.

### ELECTION BOARD.

The State Election Board is composed of three members, to-wit:

The Secretary of the Senate, who is chosen by the Senate, and two members to be chosen by the Governor on the recommendation of the chairman of the two leading political parties.



Under the provisions of law, I appointed Hon. J. A. Barbre of Muskogee, who, as chairman represents the democratic party and T. W. Kelly, of Stillwater, the vice-chairman, who is the representative of the republican party.

This department was one, among others, that was discriminated against by the late republican House of Representatives in the matter of appropriations. Its appropriations were so small as to practically destroy its usefulness, had I not granted a deficiency certificate in order to carry on its very necessary and important work.

## 2. FINANCIAL OFFICERS.

The vast public property of the State, so far as direct financial assets are concerned, are in the hands of five departments. The State Treasurer, who has the direct custody of all the funds belonging to the State, the Commission of the Land Office, which controls and administers the lands, cash and securities constituting the educational endowment of the State; the Board of Public Affairs, which makes the purchases for all the departments except the Department of Agriculture and which has direct custody of most of the real property of the State; the Department of Highways, which handles the funds created by the automobile tax and which supervises the expenditure of the vast amounts of money being invested by the federal government, and the counties co-operating with it, in the construction of roads in the State; together with the State Auditor who audits and pays the claims growing out of the business of the State, constitute the State's financial organization.

### STATE TREASURER.

The total running expenses for the three and one-half years, of the State Treasury department, which includes the

State depository, are salaries, \$72,570; contingent \$41,654; total, \$114,224, while the cash received during this period amounts to \$129,638,554.83.

The cost to the taxpayer for handling the business of the office was less than one-tenth of one per cent.

### *Collections.*

The amount of interest collected on deposits in banks during this period, amounted to \$1,253,635. The State has its funds in approximately eight hundred depositories (an increase of four hundred banks during this administration), consisting of both State and National banks. During the past eighteen months there have been more bank failures in Oklahoma than during its entire history and over one million dollars in State funds were in such banks when they were closed, yet the Treasury Department has been so fortunate and the funds of the State have been so well guarded, that not a single dollar of loss has been sustained.

In addition to interest collected on daily balances in State depositories, during the year 1920, the State Treasurer purchased State funding bonds to the amount of \$31,100. Owing to the prevailing conditions of the market affecting liberty bonds which were selling far below par, the State was enabled to retire State funding bonds amounting to \$931,100 at a discount of 5 per cent, which made a profit to the State in discount alone of \$46,555, while unpaid interest coupons attached to such bonds, and cancelled, amounted to \$372,060.25, or a total of \$418,615.25.

### *Bonded Indebtedness of the State of Oklahoma.*

At the beginning of the present State administration the bonded indebtedness of the State was follows:



State funding bonds 1908 issues ...\$1,314,000.00

State funding bonds 1913 issue ... 2,970,000.00

Total funding bonds .....\$4,301,000.00

Public building bonds, which are not a debt  
against the State but a debt against certain  
public building land set apart by Congress  
for the use and benefit of the State of Okla-  
homa ..... 2,250,000.00

Grand Total .....\$6,551,000.00

The net bonded indebtedness of the State of Oklahoma as  
of July 1, 1922:

State funding bonds 1908 issue...\$ 834,000.00

State funding bonds 1913 issue ... 1,992,900.00

Total .....\$2,826,900.00

Public building bonds ..... 1,625,000.00 1,625,000.00

Grand Total .....\$4,451,900.00

It will be observed that the net bonded debt of the State  
has been reduced during the present administration, as  
follows:

State funding bonds from.....\$4,301,000.00 to \$2,826,900.00

State Pub. Bldg. bonds from.... 2,250,000.00 to 1,625,000.00

Total bonds retired during present adminis-  
tration .....\$2,099,100.00

Grand Total Present Indebtedness .....\$4,451,900.00

*Funding Bonds Original Issue.*

1908 funding .....	\$1,460,000.00	
1913 funding .....	2,970,000.00	
Total .....	\$4,367,000.00	\$4,367,000.00

Outstanding July 1, 1922:

1908 funds .....	\$ 834,000.00	
1913 funding .....	1,992,900.00	
Total .....	\$2,826,900.00	\$2,826,900.00
Total amount retired—Funding bonds since original issue .....		\$1,504,100.00

*Public Building Bonds Original Issue.*

Original issue .....	\$2,451,500.00	
Amount outstanding July 1, 1922..	1,625,000.00	
Total public building bonds retired since original issue..	\$826,500.00	\$826,500.00

*Cash.*

January 13, 1919, cash on hand in the State Treasury Department, in all funds.....	\$7,201,864.25	
July 1, 1922, cash on hand, all funds.....	13,240,795.06	
Gain .....	\$6,038,930.81	
State funding and public building bonds retired during present administration .....	\$2,099,100.00	
State public debt reduced over .....	2,000,000.00	
Cash increased over .....	6,000,000.00	



## STATE BOARD OF PUBLIC AFFAIRS.

While the original act creating the State Board of Public Affairs intended that this department's duties should apply chiefly to the purchasing of all requirements of State institutions and State departments and the erection of public buildings authorized by the Legislature, each succeeding session of the Legislature has imposed additional duties upon this Board until today it has jurisdiction as follows:

Board of Prison Control in charge of the Oklahoma State Penitentiary, McAlester, and the State Reformatory, Granite, with a total number of 2,106 inmates.

Members of the State Lunacy Commission in charge of hospitals for insane located at Norman, Vinita and Supply with a total number of 2,912 inmates

Board of Control of the State School for Feeble Minded located at Enid, Oklahoma, with 387 inmates.

Members of the State Board of Managers of Eleemosynary Institutions, having control of the State Industrial School for Girls, Tecumseh; State Training School for Boys, Pauls Valley; East Oklahoma Home for Orphans, Pryor; West Oklahoma Home for Orphans, Helena; Deaf, Blind and Orphans (colored), Taft, and Training School for Colored Boys, McAlester, with a total number of 1,038 inmates.

Successors to the State Printer (office abolished 1915).

Custodian of the State Capitol and grounds.

Custodian of lands donated to the State for Capitol purposes.

*Methods of Making Purchases.*

In making purchases of supplies of every character for State institutions, and State departments, the present State

Board of Public Affairs has adopted a policy which has resulted in securing the closest and keenest competition.

Under the method followed by past Legislatures, each department and institution is given a fixed amount from which this Board must purchase all supplies.

Requisitions covering food, clothing, drugs, hardware, plumbing supplies and such other supplies as may be needed by the State institutions are made quarterly. After these requisitions are received specifications are then mailed to wholesale houses and a date fixed for letting of the contracts covering the items requisitioned. On a given date bids are opened in public and awards made. Every quotation and every bid by supply houses and received by the Board of Public Affairs is recorded and filed as a record in their office and is at all times open for inspection by the public. A daily minute record is kept which shows every transaction of the State Board of Public Affairs.

In the early months of this administration it became evident that war conditions increased the cost of paper and other materials entering into the production of printed supplies required by the State, which necessitated the fixing of a new schedule of prices to succeed that which had been adopted by a previous Board several years before.

Invitations were issued to representatives of the Oklahoma State Press Association, exclusive job printing establishments, exclusive bookbinding establishments, the Typographical Union and wholesale paper houses, asking them to make a recommendation relative to a revision of the old printing schedule based upon current cost of material and labor.

A hearing was given the representatives of the various industries effected and the schedule of prices recommended by them was adopted by the State Board of Public Affairs and became effective June 1, 1919.



It has been the judgment of this administration that all public printing that could be handled satisfactorily by the country newspapers of the State, should be distributed among such publishers at a uniform rate of compensation. This policy has been closely adhered to.

All printing which amounts to more than \$200 is let to the lowest bidder by law provided.

### *Report.*

It was the intention of this administration to present in printed form a detailed report of the transactions of every character of the State Board of Public Affairs and each of the State institutions under its jurisdiction. Lack of funds, through failure of the Legislature to make an appropriation for the purpose, prevented this highly important publication from being issued.

### *Capitol and Grounds.*

In accordance with House Bill No. 543 (Session Laws, 1919) the State Board of Public Affairs, as directed by said Act, entered into contract with Geo. E. Kessler, the noted landscape architect of St. Louis, employing him to prepare plans for and to supervise the improvement and beautification of the lands acquired for State Capitol purposes. As fixed by statute the compensation allowed Mr. Kessler was \$5,000.00. After considerable delay in securing the services of Mr. Kessler the contract was approved and preliminary sketches and surveys made by his engineer. Later the permanent plans of capitol land beautification as filed by Mr. Kessler, were adopted as the official and permanent scheme for capitol improvements.

This plan contemplated that in the future the State Capitol plant shall consist of the main building about which is to

be grouped six additional buildings to be used for State purposes such as library, supreme court, historical society, agriculture department, etc. The plan further contemplates the acquirement of nineteen acres of land adjoining the State Capitol on the north across Twenty-third street. Further provision contemplates the erection of street car station directly east of the Capitol building and a change in the location of street car lines.

The Kessler plans further provide for the completion of the concrete retaining wall, which surrounds the Capitol, with native granite and the completion of granite steps at all entrances to the main building. A dome for the State Capitol is, of course, included in the report adopted.

The acquirement of thirty-four acres of land in front of the main entrance of the Capitol, as recommended by Mr. Kessler, has been made and excavations and fillings, in accordance with his plans were begun.

The appropriation of \$200,000.00 made by the Seventh Legislature for the purpose of acquiring additional land and the beginning of the beautification work has been expended together with such funds as have been derived from the authorized sale of Capitol lands. The Eighth Legislature refused to consider Capitol improvement, therefore all work was suspended.

Under the plans of the former State administration the grounds surrounding the State Capitol had been changed from the initial idea advanced by the State Capitol Commission, whereby the proposed retaining wall of granite and lawn were to be placed on a specified level. Instead the immediate grounds were filled in and the retaining wall omitted.

Previous to the enactment of this statute the State of Oklahoma held title to land in front of the Capitol building ex-



tending south about 500 feet. To prevent encroachment by undesirable commercial enterprises, or residences, the Seventh Legislature sought to provide sufficient lands in front of the Capitol, and fix an official plat for their beautification, and thus forever eliminate nuisances that might arise.

Under the plans thus adopted the acquirement of lands lying east and west of Lincoln Boulevard, in front of the Capitol from Twenty-first street south to Sixteenth street, consisting of a fraction over thirty-four acres, was necessary. Failure to secure agreement with owners of this property, after numerous conferences, prompted this Board to file in the District Court of Oklahoma County condemnation proceedings covering lands known as the "Culbertson Tract" and the "Harn Tract." The District Court, Judge G. W. Clark, presiding, appointed two boards of appraisers.

These boards viewed the lands in question and filed their report with the court, placing the value of the "Culbertson Tract" at \$79,300, and the "Harn Tract" at \$80,375, or a total of \$159,675 for the additional lands required to carry out the officially adopted plan of Capitol ground enlargement.

The State Board of Public Affairs proceeded to pay property owners in conformity with the report of the appraisers, said payment being made under protest. An appeal from their decision, on the grounds of excessive valuation, was immediately filed in the district court. Final termination of the action has not been reached.

Under the prevailing high cost of labor, which of course could not be anticipated when the Legislature provided the funds for Capitol grounds improvements, it became evident that only through the use of convicts from the State penitentiary could an appreciable amount of progress be secured with funds at command.

*Expenditures Made from Appropriation of \$200,000.00 for  
Acquirements of Capitol Lands and  
Beautification of Same.*

Appropriation by Seventh Legislature .....	\$200,000.00
(H. B. No. 543)	
Paid for land acquired .....	159,675.00
Services of engineer (Kessler) .....	5,000.00
Labor and equipment.....	35,325.00

The elaborate scheme for beautification of the Capitol grounds, recommended by Mr. Kessler and adopted by this Board acting under the direction of the Seventh Legislature, contemplates a magnificent park replete with sunken garden, walks, drives, pedestal lights, ornamental shrubbery and trees. The estimated cost of completing the Capitol building (including dome) and grounds in accordance with adopted plans is approximately one million dollars.

*Capitol Lands.*

The 1919 Legislature (House Bill No. 543) authorized the State Board of Public Affairs to sell, with the approval of the Governor, any part of the Oklahoma county property known as the "Capitol Building Lands" in a sum not to exceed \$200,000.00, and apply same toward the improvement, paving and beautification of the State Capitol grounds. Sales in the amount of \$42,684.99 were made and expended for this purpose.

*Inventory of State Property.*

Under the direction of the Board of Affairs a complete inventory of the State's property has been made during the past year. I attach a summary of this inventory for your information.



# RECAPITULATION OF THE INVENTORIES OF THE INSTITUTIONS OF THE STATE OF OKLAHOMA, 1922

INSTITUTION	LOCATION	Value of Buildings	Value of Land	Value of Livestock	Value of Furniture Equip. etc.	TOTAL
SCHOOLS:						
University of Oklahoma	Norman	\$ 1,237,432.64	\$ 79,201.17	\$	\$ 828,469.46	\$ 2,145,103.27
Central State Teachers College	Edmond	180,603.45	40,877.39		111,609.43	333,090.27
Northwest'n State Teach. Col.	Alva	246,400.00	12,134.95		41,000.00	299,534.95
Northeast'n State Teach. Col.	Tahlequah	167,325.00	15,083.73	75.00	33,576.35	216,060.08
Southwest'n State Teach. Col.	Weatherford	203,450.00	5,000.00		34,100.00	242,550.00
Southeast'n State Teach. Col.	Durant	380,000.00	11,500.00		32,348.50	423,848.50
East Central State Teach. Col.	Ada	215,000.00	10,000.00		84,710.90	309,710.90
Oklahoma College for Women	Chickasha	705,000.00	62,000.00		132,580.78	899,580.78
Oklahoma A. & M. College	Stillwater	1,037,826.00	118,000.00	54,726.00	390,602.91	1,601,154.91
Connor School of Agriculture	Warner	73,225.00	12,000.00	2,430.00	11,409.45	99,064.45
Panhandle School of Agri.	Goodwell	129,920.00	28,850.00	8,315.00	27,186.00	194,271.00
Murray School of Agriculture	Tishomingo	50,885.00	18,000.00	3,130.00	13,940.30	85,955.30
Cameron School of Agri.	Lawton	55,400.00	15,000.00	5,152.00	10,377.00	85,929.00
Agri. & Nor. University (Col.)	Langston	203,000.00	16,000.00	4,925.00	48,125.55	272,050.55
Oklahoma Business Academy	Tonkawa	256,500.00	28,200.00		48,973.00	333,673.00
Oklahoma Military Academy	Claremore	215,040.00	10,000.00		28,075.88	253,115.88
School for the Deaf	Sulphur	288,376.20	13,495.86		57,907.79	359,779.85
School for the Blind	Muskogee	316,100.00	57,000.00	350.00	82,153.99	455,603.99
School of Mines	Wilburton	175,250.00	4,000.00		34,619.48	213,869.48
School of Mines	Miami	104,000.00	16,000.00		13,488.66	133,488.66
ELEEMOSYNARY INSTITUTIONS:						
Eastern St. Home for Orphans	Pryor	222,890.00	27,500.00	8,524.00	58,653.45	317,567.45
Western St. Home for Orphans	Helena	15,725.00	16,000.00	1,545.00	13,797.75	47,067.75
Confederate Soldiers' home	Ardmore	168,750.00	4,600.00	1,820.00	8,486.00	183,656.00
Union Soldiers' Home	Oklahoma City	79,900.00	32,000.00	1,200.00	17,879.40	130,979.40
Institute for Feeble Minded	Enid	369,700.00	64,000.00	7,915.00	102,314.92	539,929.92
Deaf, Blind, Orph. Inst. (Col.)	Taft	119,150.00	19,725.00	2,187.00	70,710.76	211,772.76

# HOSPITALS AND ASYLUMS:

Central Hospital for Insane	Norman	843,800.00
Eastern Hospital for Insane	Vinita	709,360.84
Western Hospital for Insane	Supply	445,150.00
University Hospital	Oklahoma City	388,000.00
Eastern Tubercular San.	Talihina	127,070.00
Western Tubercular San.	Clinton	208,183.40
Tubercular Sanitarium (Col.)	Boley	57,440.75

# PENAL INSTITUTIONS:

State Penitentiary	McAlester	2,083,250.00
State Reformatory	Granite	660,525.00
St. Indus. School for Girls	Tecumseh	180,566.00
St. Train. School, White Boys	Pauls Valley	235,450.00
State Industrial School Bldg. (Owned by State) (Leased to Oklahoma County)	Oklahoma City	50,000.00

STATE CAPITOL -----Oklahoma City --- 2,250,000.00

# FISH HATCHERIES:

Durant	15,100.00
Medicine Park	16,225.00

# GAME PRESERVES:

McCurtain County	6,000.00
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	Osage County	
Okla. Soldiers' Mem. Hosp.	Muskogee	504,000.00
Okla. Soldiers, Tub. Hosp.	Sulphur	151,500.00

GRAND TOTAL-----\$16,144,469.28



144,000.00	36,963.50	293,486.02	1,318,249.52
48,977.00	29,330.00	161,796.68	949,464.52
98,950.00	23,780.00	210,158.00	778,038.00
30,000.00		88,069.15	506,069.15
4,200.00		40,974.10	172,244.10
12,500.00	391.00	34,759.47	255,833.87
5,000.00	890.00	12,214.96	75,545.71

292,715.00	89,743.00	682,023.03	3,147,731.03
71,160.00	9,882.00	214,080.98	955,647.98
12,888.80	535.00	19,712.72	213,702.52
16,000.00	6,999.00	68,219.55	326,688.55

50,000.00

560,700.00	1,236,851.00	4,047,551.00
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(Fish & Game)

53,600.00	15,782.00	23,564.75	108,046.75
50,000.00	4,450.00	36,587.00	107,262.00
302,400.00			308,400.00

(Buffalo)

5,600.00	2,600.00 (In Ellis County)	8,200.00
2,500.00		506,500.00
1,000.00		152,500.00

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**\$ 2,448,358.90   \$323,639.50   \$ 5,459,595.12   \$24,376,062.80**

## INSURANCE.

The form of insurance heretofore carried on the State buildings and contents was specific form on each particular building. Owing to the great number of public buildings scattered throughout the State, and the diversity of values, it was largely a matter of conjecture as to whether insurance applied to all or not. The State Board of Public Affairs had an appraisalment made of every building in the State and its contents.

It was found in many institutions that insurance was being carried on buildings that had been moved away. Some new buildings erected had never been covered.

A new form of blanket insurance for coverage of all State institutions was adopted carrying a ninety per cent reduced rate co-insurance clause. Under this form a very much reduced rate was obtained.

The average rate for the entire State combined, fire and tornado, is 56½ cents per hundred. This rate is about one-half of what had been previously paid.

The total appraisalment for insurance purposes of all buildings and contents under the supervision of this Board at the beginning of the present fiscal year is \$18,185,832.95.

The saving made on insurance alone, through the efforts of the Board of Public Affairs, more than defrays the salaries of the three board members.

## CONSTRUCTION AND REPAIR OF BUILDINGS.

During the past four years this administration has erected at State institutions educational buildings costing \$1,256,400.00. Penal and eleemosynary buildings and improvements costing \$2,482,235.00.



The constructive program carried out by this administration at the several State institutions during the past four years embraced the following major operations:

#### EDUCATIONAL INSTITUTIONS.

*College for Women, Chickasha, Okla.* Dormitory and President's home; reconstruction of heating plant; Fine Arts Building; addition to power plant, and installation of oil burning equipment.

*University of Oklahoma, Norman, Okla.* Oil Chemistry Laboratory; repairs to engineering building; women's building; addition and repairs to chemistry building; construction of water and heating system; paving thoroughfare through campus.

*C. A. & N. University, Langston, Okla.* Dormitory for boys; laundry building and equipment; addition to power plant; construction of steam lined tunnels; erection of home for President to replace structure destroyed by fire (operation commenced).

*School for Blind, Muskogee, Okla.* Superintendent's home and dormitory; ward building; dairy barn; reconstruction of heating system.

*School for Deaf, Sulphur, Okla.* Industrial building; addition to heating plant and laundry.

*Northwestern Normal, Alva, Okla.* Gymnasium building; addition to heating plant.

*East Central Normal, Ada, Okla.* Training building.

*Southeastern Normal, Durant, Okla.* Training building; paving around campus.

*Southwestern Normal, Weatherford, Okla.* Garage and servants quarters.

*University Preparatory School, Tonkawa, Okla.* Rebuilding Wilkin Hall.

*School of Mines, Miami, Okla.* Academic building.

### PENAL AND CORRECTIVE INSTITUTIONS.

*Penitentiary, McAlester, Okla.* Factory building; warehouse; addition to women's ward; barn; doubled capacity of brick plant; construction of pavement on prison grounds and hard surfaced roads on prison farms.

*Reformatory, Granite, Okla.* Industrial building; storage tank for water supply; oil and gas burning equipment for power plant; Warden's residence; rebuilding steam line and plumbing system.

*State Training School for Boys, Pauls Valley, Okla.* Ward building; poultry plant; tunnels; steam and water lines; addition to dining room; rebuilding electric power line.

*State Training School for Negro Boys, McAlester, Okla.* Remodeling building to afford laundry, work shops and bath house.

*State Training School for Girls, Tecumseh, Okla.* Administration building; two ward buildings; school; power plant; hospital; laundry; bakery; poultry plant; walks and driveways; water and sewerage system with new equipment for same (institution removed from Oklahoma City).

### ORPHANAGES.

*East Oklahoma Home, Pryor, Okla.* Laundry; boiler room; tunnels and steam lines; school building; and barn.



*D. B. & O. Institution, Taft, Okla.* Power house; laundry; water tower and mains; dairy barn; storage house; addition to barns and sheds; complete rebuilding and renovation of all buildings.

### HOSPITALS.

*Central State Hospital, Norman, Okla.* Repairs to Administration building; six ward buildings; dining hall; steam and water system; poultry plant; bakery; laundry.

*East Oklahoma Hospital, Vinita, Okla.* Two ward buildings; tunnels for steam line; addition to water supply.

*Western Oklahoma Hospital, Supply, Okla.* Two ward buildings; refrigerator plant; ice factory; rebuilding heating and water system; poultry plant and green house.

*University Hospital, Oklahoma City, Okla.* Nurses home; Administration building; laundry; deep well; and water system.

*Feeble Minded Institute, Enid, Okla.* Ward building; laundry; rebuilding water system; power house; and steam line tunnels.

*Soldiers' Hospital, Sulphur, Okla.* Complete new plant.

*Soldiers' Memorial Hospital, Muskogee, Okla.* Complete new plant.

*Tubercular Sanitorium, Clinton, Okla.* Administration building; cottages; sewer and water system; power plant.

*Tubercular Hospital, Talihina, Okla.* Administration building; cottages; sewer and water system; power plant.

*Tubercular Sanitorium, Boley, Okla.* Administration

building; cottages; dairy barn; water, sewer and lighting plant.

*Confederate Home, Ardmore, Okla.* Dairy barn; repairs to main building; central power plant; sewer system; renovation and painting of all buildings.

*Union Soldiers' Home, Oklahoma City, Okla.* Tubercular cottage; garage; barn; walks; driveways; fencing and beautification of cemetery.

The physical conditions of State institutions at the commencement of this administration demanded immediate attention. It was found in some instances that steam lines leading from a central heating plant to various institutional buildings had been laid with wooden insulation and had become impaired that a loss of 20 per cent in fuel was occasioned by seeking to direct live steam through water-soaked insulation. This was notably true at the State Feeble Minded Institute, Enid, Oklahoma, and at the Hospitals for Insane located at Norman, Vinita and Supply. At the Boys' Training School, located at Pauls Valley, steam lines without any insulation were found to be absolutely worthless. From an economical standpoint, the rebuilding of steam water, gas and steam lines in substantial water-proof concrete tunnels, was one of the notable reconstructive steps directed by the State Board of Public Affairs.

The water supply of several State institutions was then given consideration. It was found the University of Oklahoma was purchasing from the city of Norman approximately \$12,000.00 worth of water annually and that the Central State Hospital at Norman was likewise a heavy and constant consumer of the city supply. This overhead cost of operation has been entirely eliminated by the digging of deep wells so that each of these institutions now operate their own water plants and possess a quality and quantity of water to meet all demands.



At the Western Oklahoma Hospital, Supply, Oklahoma, a water system of splendid proportions has been secured by impounding water from springs located several miles from the institution.

At the Eastern Oklahoma Hospital, Vinita, an additional Artesian well was drilled and that institution has a most adequate supply of the purest water.

At the University Hospital, Oklahoma City, a deep well now supplies the heavy demand of that growing institution, eliminating the necessity of purchasing bottled water which was required heretofore.

In a determined effort to reduce the overhead cost of operation of State institutions, attention was directed to the item of fuel. The high cost of coal and its attendant heavy freight charges has been met in several instances by the installation of oil burning equipment at power plants. Such equipment at the Central State Hospital, Norman, Oklahoma, is saving that institution approximately \$35.00 a day under the cost of operation with coal. Similar savings are reported by the State Reformatory, Granite, the College for Women, Chickasha, the State University, Norman, Oklahoma, and the State Capitol, Oklahoma City.

Rebuilding and enlargement of refrigeration plants at the three hospitals for insane and the two penal institutions at McAlester and Granite, now make it possible for car load shipments of meats and other perishable food products to be purchased and stored indefinitely.

By the installation of automatic equipment for the new bakeries at the Norman and Vinita hospitals the cost of bread has been reduced to two and seven-tenths cents per sixteen ounce loaf. In both of these modern establishments human hands do not touch the bread from the time the flour is poured

from the original sack until the finished loaf is taken from the ovens.

### COMMISSIONERS OF THE LAND OFFICE.

The object and purpose of the department is to handle the 3,127,000 acres of land, the \$5,000,000.00 donated the State by the Federal government and the proceeds from same, under the direction of the Legislature, that the best interests of the school children of the State shall be conserved.

The total appropriation for the department for the fiscal year ending June 30, 1922, for all purposes was \$110,100.00, divided between the divisions as follows:

Administration .....	\$15,140.00
Lease and sales .....	21,511.00
Farm loan .....	63,060.00
Oil and gas .....	9,550.00

This amount was divided as to the object of expenditure as follows:

Personal service .....	\$77,960.00
Contractual service .....	24,040.00
Supplies .....	3,700.00
Equipment .....	3,050.00
Fixed charges (state grants) .....	1,350.00

Total .....	<u>\$110,100.00</u>
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Of the above amount \$105,417.12 was spent by the department, leaving \$4,682.88 to revert to the general fund.

During the past two years ending June 30, 1922, the total receipts of the department have been \$14,837,655.37 divided as follows:



Lease division .....	\$1,905,576.46
Sales division .....	3,976,488.93
Loan division .....	8,955,589.98

In the lease and sales division five thousand legal instruments have been recorded. Over twenty-eight thousand separate remittances have been received and credited and over eight hundred oil and gas leases and assignments have been issued. All unsold lands for agricultural purposes, have been appraised and released, these being covered by a little over twenty-five hundred leases.

In the loan division loans have been made in the amount of \$9,635,096.97 and during this time it has been the policy of the department to make the maximum amount of money loaned to any one individual \$5,000.00. The average amount of loans has been \$2,854.00.

The number of applications received has been 4,116. With most of these applications there was more than one original abstract. Thus in making these loans, approximately 6,000 original abstracts have been examined by the title examiners.

The number of applications rejected on account of bad titles has been 740, being 18% of the number received.

The legal department has taken action to collect past due rentals on 136 accounts amounting to \$59,930.13. \$42,184.64 has been collected.

The department has been compelled to advertise and sell some leases and one of the principal things accomplished was the establishing in the minds of lessees who refused to pay rents the fact that the State can collect.

Twenty-seven farm loan foreclosure suits have been started.

Approximately 900 bond forms have been examined by the law and executive clerk.

The department has also returned to the different schools of the State in the past two years approximately \$3,450,000.00 and turned into the public building fund approximately \$1,500,000.00. It has also sold nearly \$1,500,000.00 of bonds which were bought during the war with surplus funds which have accumulated and loaned the money on farms and now has no bonds held by the loan division.

### *Organization.*

The Secretary of the Land Office and head of the department is A. S. J. Shaw, appointed February 18, 1919, salary \$3,000.00 per year.

The assistant secretary, whose duties are to look after the details of the entire department and assist any division when in need of help and act as head of the department in the absence of the secretary, is Scott Stine, appointed April 1, 1922, salary \$2,100.00 per year.

Law and executive clerk, whose duties are to take charge of all legal matters for the department and confer with all the divisions on all matters where legal questions are involved, is Geo. E. Merritt, appointed in March, 1919, salary \$2,750.00 per year.

Chief clerk lease and sales division, who has immediate supervision of the work in this division, which covers all transactions on lands which were granted to the State by the Federal government, is Cliff Barefoot, appointed April 1, 1922, salary \$1,800.00 per year

Chief clerk loan division, who has immediate supervision



of this division which makes all farm loans made by the department, is W. P. Payne, appointed January, 1919, salary \$1,800.00 per year.

Oil and gas agent, who has immediate supervision of this division takes care of all the oil and gas properties of the State, is W. A. Durant, appointed in January, 1919, salary \$2,500.00 per year.

The entire department is under the direction of the Commissioners of the Land Office, composed of the Governor, the Superintendent of Public Instruction, President of the Board of Agriculture, the Secretary of State and the State Auditor.

#### DEPARTMENT OF HIGHWAYS.

The State Highway Department was under the general supervision of B. E. Clark from 1921 until November of this year. M. M. Henderson is now Commissioner of Highways. Salary \$250.00 per month.

The department is divided into the following sections:

- (1) Engineering and road division under the direction of Max L. Cunningham, State Engineer. (Salary \$250.00 per month.)
- (2) Automobile license division under the direction of Gussie Watson, Chief Clerk. (Salary \$175.00 per month.)
- (3) War materials division under the direction of Eugene Deacon, Superintendent. (Salary \$200.00 per month.)

#### *Road Building.*

The engineering and road building section has been by far the most active section of this department. After the defeat of the 1919 bond issue the highway department was recognized

and financed by deficiency certificates issued by the Governor. This was done in order to save \$9,258,810.00 Federal aid which has been apportioned to Oklahoma up to June 30, 1922. With the additional help furnished, the highway department has been able to co-operate with the bureau of public roads and with the addition of county and state funds has been able to put under contract or submit for approval to the bureau of public roads, the program amounting to over \$20,000.00 worth of improved highways in different parts of the State.

In order to give some idea of the magnitude of our program we find at the beginning of 1919 there were hardly more than 50 miles of higher type roads in the State, while today our program includes about 1,600 miles or about one-third of the roads that were to have been built if the 1919 bond issue had carried. The improved roads and the road program mentioned above include the following mileage:

Gravel roads .....	750	Miles
Concrete roads .....	221-4	Miles
Shale and chat roads .....	85	Miles
Bituminous concrete .....	51-30	Miles
Macadam roads .....	45	Miles
Brick roads .....	6	Miles

#### *Automobile Tax and Quarter Mill Levy.*

The amount of the automobile license has more than doubled during the last four years as shown by the following tabulation taken from the records of the department:

No. Cars Registered		Collections.
1918	134,664	\$1,130,714.11
1919	154,596	1,209,935.55
1920	204,790	2,294,404.65
1921	234,300	2,619,713.49
1922	229,000	2,514,046.96

NOTE:—The figures given for 1922 are tabulated up to September 1. only.



A report made by the State Examiner and Inspector shows that during the period of three and one-half years from January 1, 1919 to June 30, 1922, the automobile license collection amounted to \$8,276,092.71, ninety per cent of which amounted to \$7,448,483.53, and all of this was returned to the different counties of the State.

The ten per cent of the collection which amounts to \$827,609.28 was turned to the general revenue fund of the State and used in defraying the expense of State government. This ten per cent amounts to nearly twice as much as was appropriated for the support of all sections of the State Highway Department during this period.

The State Examiner and Inspector's report for the three and one-half years ending June 30, 1922, shows the quarter mill levy or highway construction fund collected by the department and returned to the different counties, amounted to \$1,403,851.62. This amount added to the automobile fees makes nearly \$9,000,000.00 returned to the different counties by this section of the department.

#### *War Materials Division.*

This section is one that has been made and financed by the Highway Department for the State with practically no expense to the people.

In the earlier part of 1919 when the war material equipment, including tractors, trucks and supplies first became available to Oklahoma, there were no State funds to defray shipping charges and other expenses in connection with the handling of these supplies.

Through the advice and aid of the Governor a short time note was made for \$16,000.00 and money obtained for freight and expenses incident to the handling of this equipment which

otherwise would have been lost to the State, for lack of funds. Nearly \$3,000,000.00 worth of war equipment has been received and a large part distributed to the different counties for road building purposes, as shown by the following table:

*Approximate Value of Government Equipment and Supplies  
Received by Department of Highways, Oklahoma.*

	Number	Value Per Unit	Total Value
Trucks .....	602	4,000.00	\$2,408,000.00
Ten ton tractors ....	34	6,000.00	204,000.00
Five ton tractors ....	7	4,000.00	28,000.00
Truck parts .....	10 car loads	10,000.00	100,000.00
Tools, tents and misc'l equipment .....	7 car loads	5,000.00	35,000.00
Four wheel trailers ..	23	1,600.00	36,800.00
Touring cars .....	68	300.00	20,400.00
1½ ton trailers .....	12	400.00	4,800.00
Castor oil .....	12,369 gal.	1.50	18,553.00
Army duck .....	60,000 yds.	.25	15,000.00
R. R. switch lights...	624	5.00	3,110.00
Sets harness .....	509		25,450.00
			<hr/>
			\$2,899,113.00

*Receipts and Expenditures, Federal Truck Fund,  
August 1919 to August 1, 1922.*

Cash received .....	\$258,503.76
Cash expended .....	205,583.18
Cash on hand in official depository...	\$52,920.58
Cash due from counties .....	25,079.48
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Total in Federal Truck Fund on hand and outstanding .....	\$78,000.06



The amount shown as expended, covers all freight and other transportation charges, loading and preparing for shipment, overseas freight, rentals, repairs on unserviceable equipment, salaries, traveling expenses, printing, all accessories and equipment necessary in putting unserviceable cars, trucks and tractors in serviceable condition, including lights and water at warehouse, mechanics wages, oil and gas used in testing and trying out each unit of equipment before delivery.

*Summary.*

Besides obtaining approval of the Federal government on the 4,500-mile system of highways as laid out and established by the 1919 Legislature, 1,600 miles of which has been provided for as mentioned above, Oklahoma has constructed 60 bridges of the major type and 350 minor bridges, totaling in length more than seven miles. Along with the bridge program 50 railroad surface crossings have also been eliminated.

All work on the 18,000-mile system of State roads has been passed upon and approved by this department. Numerous field inspections and reports on road changes, drainage and irrigation projects have also been made by this department.

The following is a list of materials and funds obtained through the Highway Department for the State and counties during the period of three and one-half years dated from January 1, 1919:

Automobile fees .....	\$ 8,276,092.71
Quarter mill levy .....	1,403,851.62
Federal aid .....	9,258,810.00
War material .....	2,899,113.00
	<hr/>
	\$21,837,867.33

This total amount does not include the counties' share of

funds used on Federal aid projects, which will amount to more than \$10,000,000.00, making a grand total of nearly \$32,000,000.00, which has been provided and expended by this department for the benefit of the State. This huge business has been carried on with an average of about forty-two employees on the regular payroll of the department.



*Appropriations.*

**TOTAL AMOUNT MADE AVAILABLE FOR MAINTENANCE OF THE DEPARTMENT AND CONSTRUCTING  
OF HIGHWAYS DURING FISCAL YEAR ENDING JUNE 30, 1919, 1920, 1921, 1922.**

	1919	1920	1921	1922	TOTAL
Appropriation for maintenance of Department--\$	103,180.00	\$124,900.00	\$243,775.00	\$119,250.00	\$ 591,105.00
Deficiency Certificates -----	29,471.46	33,160.00	58,972.00	77,500.00	199,103.46
State and Federal Aid Road Appropriations----	1,345,417.00	192,857.00	122,657.47		1,660,931.47
<b>TOTAL -----</b>	<b>\$1,478,068.46</b>	<b>\$350,917.00</b>	<b>\$425,404.47</b>	<b>\$196,750.00</b>	<b>\$2,451,139.93</b>

NOTE: 1921 appropriation for maintenance of Department includes \$74,135.00 for 1919, 1920, to 1921, automobile tags and \$12,440.00 warehouse for trucks and moving war materials.

### 3. EDUCATIONAL DEPARTMENTS AND INSTITUTIONS.

#### SUPERINTENDENT OF PUBLIC INSTRUCTION.

The State Superintendent, who has the general supervision of the public schools of the State, issues a detailed printed report which is available for your information.

#### *University of Oklahoma.*

The University of Oklahoma was founded upon the authority of an Act of the Territorial Legislature, approved December 19, 1890. The Act provided that when ten thousand dollars and forty acres of land should be given to the Territory by the city of Norman the school should be located at that place. These requirements were met, the University of Oklahoma was established at Norman, and students were accepted for the first time in the fall of 1892. In the spring of 1893 work was begun on the first building, which was occupied the following September.

The governing body of the institution, from its establishment to December 21, 1907, was a separate Board of Regents, consisting of the Governor, *ex-officio*, and five members appointed by him. The first State Legislature increased the number of appointive members to nine. The Legislature of 1911 vested the government of the institution in the newly created State Board of Education, consisting of the Superintendent of Public Instruction and six members appointed by the Governor. By Act of the Legislature in 1919, the government of the University was again vested in a separate Board of Regents, consisting of seven members to be appointed by the Governor, at least two of whom must be alumni of the University of Oklahoma.

Since the establishment of the University there have been



four presidents as follows: David Ross Boyd, from 1892 to 1908; Arthur Grant Evans from 1908 to 1911; Julien Charles Monnet was acting president during the school year 1911-12; and Stratton Duluth Brooks became president on May 1, 1912.

### *Departments.*

The University of Oklahoma originally consisted of but two departments, namely the College of Arts and Sciences and the School of Pharmacy (two-year plan), both being organized in 1893. Other schools and colleges were organized as the institution grew and developed, and up to this date the University comprises the following, organized in the year specified: The College of Arts and Sciences, 1893; the School of Pharmacy, two-year plan, 1893, four-year plan, 1908, three-year plan, 1914; graduate work, 1899, the graduate school organized separately, 1909; the School of Music, 1899, reorganized as the School of Fine Arts, 1903; the School of Medicine, first two years' work, 1900, third and fourth year, 1910; the School of Applied Science and the School of Mines, 1904, reorganized as the College of Engineering, 1909; the School of Education, 1909, reorganized as a separate school, 1920; Training School for Nurses, 1912; School of Commerce and Industry, 1913, reorganized as the School of Public and Private Business, 1917; School of Journalism, 1913; School of Social Service, 1917; School of Home Economics, 1920.

### *Enrollment.*

The following figures will show the growth of the University in students for the past ten years:

		Increase
1911-12	793	
1912-13	876	83
1913-14	1377	501
1914-15	1750	373

		Increase
1915-16	1970	220
1916-17	2516	546
1917-18	2568	52
1918-19	3767	1199
1919-20	3914	147
1920-21	4494	580
1921-22	5232	738

This shows an increase of 443.9 students per year for the past ten years, and more than 100% increase in the last five years. That the growth in class room and laboratory space has not kept pace with this enrollment is demonstrated by the fact that in 1911-12 the total floor space for instructional purpose was 55,056.86 square feet, or 69.4 square feet per student, and in 1921-22 the total number of square feet is 94,925.96, or 18.14 square feet per student.

### *Plants.*

The newer buildings on the campus are modern, substantial buildings, and in general, well adapted to their purpose. The Anatomy Building was intended as a temporary relief when the Administration Building—the main building on the campus—burned in 1907. This building now provides classrooms and laboratory space for the department of anatomy.

The Armory was completed in the spring of 1919. It is 110 feet wide by 300 feet long and provides space for the Reserve Officers' Training Corps, and a part of the athletic work for men.

The Auditorium and Fine Arts Building was completed in 1919, but was partially used in the fall of 1918. It is a three-story, fireproof structure of brick and stone in the collegiate Gothic style or architecture. It is 118 feet square and con-



tains the University auditorium, with a seating capacity of approximately 1800, and fifty-four classrooms, studios, and practice rooms.

The Chemistry building was first occupied in 1916. It is a fireproof structure of concrete, and algonite stone. It measures 64 feet by 128 feet and has four stories. The School of Pharmacy and the Department of Zoology are also housed in this building. During the past year there were more than 900 enrollments in the subject of chemistry alone.

The Education Building is a three-story structure of gray pressed brick. This building, the gift of Andrew Carnegie, was constructed in 1904 and was remodeled in 1920 for the use of the School of Education.

The Engineering Building was first used in 1910. It is built of brick, concrete, and stone, is two stories high, 217 feet by 38 feet, with a two-story wing, 39 feet by 30 feet, and an addition, erected in 1917, 37 feet by 13 feet.

The Heating and Power Plant is adjacent to the Engineering Building. This is the central plant from which all buildings are heated and lighted, by means of tunnels connecting all the buildings on the campus. It is also used as an experimental plant by the students in mechanical and electrical engineering.

The Geology Building was completed in March, 1919. It is a three-story fireproof structure of concrete, brick and algonite stone. It is 120 feet long by 60 feet wide. It contains classrooms, research laboratories, departmental offices and library of the geology department, and in addition the offices, laboratories and publication rooms of the State Geological Survey.

The Library Building was occupied for the first time dur-

ing the session of 1919-20. The Sixth Legislature appropriated \$75,000 for the building as it now stands, and the plan is to complete the building by adding another wing in the near future. The stack room has four floors and a capacity of eighty thousand volumes.

The Law Building, first occupied in September, 1913, is a fireproof structure of Bedford stone. It is 128 feet long by 55 feet wide. It was originally built without basement but has since been excavated for a basement which is used as storage space for the Historical and Ethnological Museums, and the Natural History Museum, until such time as suitable provision is made for the proper display of the many thousand specimens included in the museums. The building has three floors, the first and second being used as regular class rooms and the third floor as a library for the School of Law.

Science Hall is a three-story building, 125 feet long by 63 feet wide, built of gray pressed brick, with limestone trimmings. This building was first occupied in September, 1904. In the basement are located the Department of Journalism, the University Extension Department, the Correspondence Department, and the Department of Public Information and Welfare. The second floor is used by the School of Medicine and the third floor by the School of Home Economics and the Department of Botany.

University Hall was completed in 1912. It is built of stone and brick, in the collegiate Gothic style. It is a fireproof building, 197 feet long by 71½ feet wide. It contains the office of administration, on the first floor, the second and third floors and tower room being used as classrooms.

The Women's Building, first occupied in September, 1921, is devoted especially to the interests of women students of the University. It includes, in addition to the offices of the adviser of women, rooms for the women's council and other



women's organizations, the gymnasium and swimming pool for women.

The Men's Gymnasium is a frame building, built in 1903, and is 100 feet by 100 feet. Practically speaking, it has long since served its usefulness, but is at the present time the only quarters for gymnasium work for men.

There are a number of minor buildings on the University campus, such as the greenhouse, carpenter shop, oil house, and a building used by the department of petroleum technology.

The State Hospital, completed in 1919, is located at Oklahoma City, and is conducted in connection with the University of Oklahoma School of Medicine, where the last two years of the medical course are offered. It is a fireproof structure, built at a cost of approximately \$300,000.00, appropriated by the Legislature in 1917. In 1919 an additional appropriation of \$50,000.00 was made for an administration building. With this addition, the capacity of the hospital has been increased to practically 300 beds.

The Medical Building is a four-story structure. The ground floor and the fourth floor are used exclusively in the work of the Out-Patient Dispensary. The second and third floors contain the lecture rooms, laboratory, X-ray plant, library, museum, faculty room, and the office of the dean.

The Nurses' Home, near the State Hospital, was completed in the spring of 1922. It provides classrooms, library, demonstration room, reception room and quarters for the student nurses.

The Laundry, built for the State Hospital and Medical School, provides much more satisfactory service, at a very great financial saving, over commercial laundry service. It is located on the State Hospital grounds.

*Appropriations.*

The University of Oklahoma is supported from the general revenue of the State, and from the income received from lands set aside by Congress, as an endowment for the State schools.

The revenue for the year ending June 30, 1922, was as follows:

*Support and Maintenance.*

Funds	Salaries	Maintenance	Totals
General appropriation	\$500,989.00	\$207,313.00	\$ 708,302.00
Summer School . . . . .	10,000.00		10,000.00
State Industrial Chemical Library . . . . .		10,000.00	10,000.00
New College . . . . .	23,170.55		23,170.55
Section 13 . . . . .	97,779.41		97,779.41
Revolving . . . . .		100,000.00	100,000.00
Hospital (General Appropriation) . . . . .	125,000.00	52,520.00	177,520.00
Soldier Relief . . . . .	22,500.00	80,000.00	102,500.00
Nurses' Quarters . . . . .		1,500.00	1,500.00
Total . . . . .	\$779,438.96	\$451,333.00	\$1,230,771.96

*Permanent Improvements at Hospital.*

Equipment . . . . .	\$25,000.00	\$25,000.00
Radium . . . . .	20,000.00	20,000.00
Soldier Relief . . . . .	1,000.00	1,000.00
Total . . . . .	\$46,000.00	\$46,000.00

The revenue for the second year of the biennium, closing June 30, 1923, is the same as for the previous year, no pro-



vision being made to take care of additional students although there was every reason to believe there would be a large increase in enrollment. Likewise, no funds were made available for buildings to relieve the crowded conditions already existing.

### OKLAHOMA COLLEGE FOR WOMEN.

The Oklahoma College for Women is located at Chickasha. The institution is operated to provide the best type of higher education for the young women of Oklahoma, in an institution devoted exclusively to their needs. The courses of instruction are planned along practical lines and when completed should prepare any young woman to provide for herself if necessary. In the organization of the State school system there was a strong feeling that there should be in this State a school exclusively for girls, and by an Act of the First Legislature the Industrial Institute and College was established. By a special Act of the Legislature, 1916, the name of the Institute was changed to the Oklahoma College for Women.

#### *Organization.*

The President is G. W. Austin, appointed June, 1914, salary \$5,000.00. Dean of the faculty, Howard Taylor, appointed May, 1922, salary \$3,000. Dean of Fine Arts, Francis D. Davis, appointed May, 1914, salary \$3,000. Dean of Women, Lula M. Binger, appointed May, 1920, salary \$2,500. Director Preparatory School. M. N. Woodring, appointed May, 1910, salary \$2,000. Registrar, Anna Lewis, appointed May, 1917, salary \$2,000. There are nine department heads at a salary of \$2,800, two at \$2,500, three at \$2,250, one instructor at \$2,200, five at \$2,000, seven at \$1,800, one at \$1,700, eight at \$1,600, two at \$1,500, one at \$1,300, one at \$1,200 and four with salaries less than \$1,000.

*Plant.*

The plant consists of six buildings, as follows:

(1) Administration Building. This building was ready for occupancy September, 1911, and covers a floor space of 220 by 142 feet and is three stories high. The exterior is of cream pressed brick with gray stone trimmings. This building is fireproof throughout. It contains, besides the offices of administration, a large auditorium with a seating capacity of 1,200; a library of 6,500 volumes; a large gymnasium, equipped with modern appliances and provided with shower baths, and large, airy, well-lighted class rooms; value, \$250,000.

(2) Nellie Sparks Hall. This is a handsome three-story fireproof \$200,000 dormitory. It is equipped with all modern conveniences such as steam heat, electric lights, baths, parlors, and is superior to any college dormitory in the State. An experienced matron is in charge of the young women.

(3) Frances E. Willard Hall. This building was completed in the spring of 1920 at a cost of \$150,000, and will accommodate 145 young women. The building is a three-story fireproof structure, steam heated, with hot and cold water in every room.

(4) Fine Arts Building. This is a three-story fireproof building, containing studies, lecture halls, and practice rooms. The building and equipment represent an expenditure of \$131,000.

(5) Heating Plant. This is a modern heating plant constructed at a total cost of \$76,000.

The total investment in building and equipment is \$636,000 of which \$320,000 has been invested during the past three years.



*Enrollment.*

Five hundred and twenty girls were enrolled last year and over two hundred turned away for lack of room. The following table gives an interesting insight into the growth of this institution:

Year	Enrollment	Year	Enrollment
1909.....	119	1916.....	334
1910.....	138	1917.....	331
1911.....	159	1918.....	316
1912.....	282	1919.....	371
1913.....	189	1920.....	501
1914.....	243	1921.....	520
1915.....	260		

It has been the experience of this institution for several years that a large number of applications, for the past two years running in excess of two hundred, have been received which could not be accommodated on account of lack of dormitory room.

The institution is controlled by a board of regents, the State Superintendent and four members appointed by the Governor

### THE NORMAL SCHOOLS.

There are six Normal Schools conducted under the general direction of the State Board of Education, composed of the State Superintendent and six members appointed by the Governor. The total appropriated for their maintenance by the Eighth Legislature was \$450,482.

Enrollment in the six schools aggregated 13,629 during 1921-1922.

## CENTRAL STATE NORMAL.

This, the oldest of the State's Normal Schools, is located at Edmond. The President is John G. Mitchell, appointed May, 1919, salary \$4,200 a year.

*Plant.*

There are seven buildings, total valuation \$140,000, as follows:

1. Administration Building. This is built of brick and wood, three stories including basement. It is used for the offices, classrooms and assembly and is valued at \$40,000.

2. Library Building. Built of brick, two stories including basement. Used for library, classrooms and historical museum, value, \$50,000.

3. Old North Building. Stone, three stories including basement. Used for training school, manual training, gymnasium and class room, value \$35,000.

4. President's Home. Frame with brick veneer, two stories, valued at \$8,000.

5. Power Plant. Brick, one-story, valued at \$6,000.

6. Summer Auditorium. Frame, open on sides, used for assembly and classes during summer term, value \$1,500.

*Enrollment.*

The total enrollment during the year 1921-22, including 175 training school pupils and 325 correspondence students was 3,006.



*Appropriations.*

	1921-22	1922-23
Regular salaries .....	\$ 85,000.00	\$ 85,000.00
Summer salaries .....	7,125.00	7,125.00
Maintenance .....	14,250.00	14,250.00
Repairs, roof old North Building..	4,750.00	.....
Total .....	\$111,125.00	\$106,375.00

## NORTHWESTERN STATE NORMAL.

This, the second of the State Normals established during Territorial days, is located at Alva. The President is J. P. Battenburg, appointed July, 1919, salary \$4,200 a year.

*Plant.*

1. Administration Building. The first building, constructed of brick and stone, was completed in 1899 at a cost of \$110,000, but at present worth a far greater amount, easily a quarter of a million dollars. This building, with a frontage of about 170 feet, contains an auditorium, the academic, manual and manual arts department, and the administrative offices.

2. Science Building. Completed in 1907, at a cost of \$50,000. Houses scientific laboratories and lecture rooms, library and the training school.

3. Gymnasium. Built in 1920, at a cost of \$50,000.

4. Power Plant. Erected in 1907, at a cost of \$30,000.

These four buildings represent an aggregate investment of \$240,000. In addition there is a stadium on the campus which represents the combined contributions of the student body and citizens of Alva.

*Enrollment.*

From September 8, 1921, to June 30, 1922, the enrollment was 1,708.

*Appropriations.*

	1921-22	1922-23
Salaries .....	\$ 53,200.00	\$ 53,200.00
Maintenance and repairs .....	9,500.00	9,500.00
Summer School .....	4,750.00	4,750.00
	<hr/>	<hr/>
	\$ 67,450.00	\$ 67,450.00

## EAST CENTRAL STATE NORMAL SCHOOL.

This Normal School is located at Ada. Its President is Adolph Linscheid, appointed 1920, salary \$4,200. The salary list includes one department head at \$2,750, one at \$2,500, six at \$2,400, three at \$2,300, nine at \$1,920, three at \$1,800, one at \$1,400, one at \$1,200.

*Plant.*

The State owns twenty acres of ground at the east end of main street, six blocks from the business center of Ada, valued at \$20,000. There are six buildings valued at \$209,000.

1. Administration Building. A three-story brick building, its main portion 210 by 60 feet, with a wing 60 by 100 feet, houses the administrative offices, library, science laboratories, home economics laboratory, auditorium and twelve classrooms, erected at a cost of \$100,000.

2. Education Building. Three-story modern fireproof brick, 112 by 60 feet, cost \$94,000, houses the training school, classrooms for the departments of Education and Psychology.



3. *Gymnasium.* A temporary structure 48 by 80 feet, used for classes and physical education for women and for basket ball games for both women and men, valued at \$3,000.

4. *Bath Houses.* Two frame structures adjacent to the gymnasium, value at \$2,000.

5. *President's Home.* Two-story brick building, costing \$8,500, with garage, barn and outbuildings costing \$1,500 additional.

The library, laboratory equipment and furniture in use in the institution are valued at \$40,000.

#### *Enrollment.*

The total enrollment for the year, including 150 pupils in the training school and 1,609 enrollment in the summer school, 2,742.

#### *Appropriations.*

	1921-22	1922-23
Salaries .....	\$ 57,850.00	\$ 57,850.00
Maintenance and repairs .....	8,016.00	8,016.00
Summer School .....	4,750.00	4,750.00
	<hr/>	<hr/>
	\$ 70,616.00	\$ 70,616.00

#### NORTHWESTERN STATE NORMAL.

This Normal School was established by the Second Legislature at Tahlequah. The building of the old Cherokee Female Seminary was donated to the State at that time. The school was opened for operation in 1909.

The President is W. T. Ford. Salary \$4,200 per year.

*Plant.*

1. Large two-story brick building formerly owned by the Cherokee Nation and used by it as a female seminary.
2. Combination Auditorium and Gymnasium, brick construction.
3. Power House.
4. President's Home.

*Enrollment.*

1918-19 .....	855
1921-22 .....	1479

Enrollment including extension students:

1918-19 .....	904
1921-22 .....	2083

*Appropriation.*

The appropriation for the biennium from July 1, 1921, to July 1, 1923, for salaries and maintenance, \$60,610 per annum. For buildings for the biennium \$8,000.

The total appropriation for buildings for the last four years has been \$16,500. The people of that section are under the impression that the Legislature has not given the same consideration in the past to Northeastern that it has given to other Normals in this system, and in this I concur. This school should be moved to Muskogee, where, on account of better railway facilities and other accommodations it would, in my opinion, soon have a very much larger enrollment. That section of the State is entitled to the service which such a school can render.



## SOUTHWESTERN STATE NORMAL.

Southwestern Normal was established at Weatherford, Oklahoma, by the Territorial Legislature of 1901.

Southwestern has had the following Presidents:

1901 to 1908, James Robert Campbell.

1908 to 1911, John Fletcher Sharpe.

1911 to 1915, Ulysses J. Griffith.

1915 to 1921, James B. Eskridge.

1921, Alfred H. Burris.

The salary is \$4,200 per year.

Other executive officers at the present time are:

Registrar, J. Stewart Dobyns.

Secretary, Grace G. Henson.

Director of Extension, H. L. Allen.

### *Plant.*

1. Administration Building, erected in 1902, is a three-story and basement structure of brick, built in the old style of school. This building contains fourteen recitation rooms and provides ample space for the offices administration.

2. Science Hall, erected in 1909, is fine, modern, three-story building.

3. The Engine Building provides space for the boiler and for the storage of probably two hundred tons of coal.

4. The President's Home, a fine, commodious building, should meet the needs for many years to come.

5. The home of the janitor is likewise adequate.

*Enrollment.*

June 30, 1919 .....	794
June 30, 1920 .....	798
June 30, 1921 .....	1051
June 30, 1922 .....	1128

*Appropriation.*

The Legislature of 1921 appropriated for Southwestern for the biennium 1921-23, as follows:

	1921-22	1922-23
Salaries .....	\$50,951.00	\$50,951.00
Maintenance .....	7,600.00	7,600.00
Summer school .....	4,750.00	4,750.00
Repairs .....	68,301.00	66,301.00

## SOUTHEASTERN STATE NORMAL.

The Southeastern State Normal was established by an Act of the Legislature in 1909 and located at Durant, Oklahoma. H. G. Bennett, now president of that institution was appointed to that position by the State Board of Education in May, 1919, at a salary of \$4,200 per year.

*Plant.*

The building equipment consists of five buildings located on a campus of 21.7 acres.

1. Administration Building. This is a three-story reinforced concrete and brick building erected in 1910 at a cost of \$100,000. It contains the administration offices, the library, the auditorium and thirty-two classrooms.

2. Education Building. This is a three-story, reinforced concrete and brick building erected in 1920 at a cost of \$100,-



000. This building contains the training school and twenty-two classrooms.

3. Power Plant. This is a one-story, reinforced concrete and brick building erected in 1917 at a cost of \$18,000. It was re-equipped with new boilers in 1921 at a cost of \$9,000.

4. Cafeteria. This is a frame building, 31 feet, by 130 feet, erected in 1918 for the use of the student army training corps. By means of an appropriation of \$5,000 made by the Legislature in 1919, it was converted into a cafeteria.

5. President's Home. This is a two-story brick veneer building containing eight rooms erected in 1917 at a cost of \$6,200.

#### *Enrollment.*

The attendance at Southeastern State Teachers College for the past four years has had an increase of two hundred ninety-four and five-tenths (294.5) per cent, as shown by the following table:

School Year	Total Enrollment
1917-18 .....	1009
1918-19 .....	1200
1919-20 .....	1615
1920-21 .....	1804
1921-22 .....	2962

#### *Appropriation.*

The total appropriation made by the 1921 session of the Legislature for all purposes is as follows: Salaries, \$57,850; maintenance, \$7,980; Summer school, \$4,750. Total, \$70,580.

## AGRICULTURAL EDUCATION.

The State's system of agricultural education consists of the Agricultural & Mechanical College at Stillwater, together with the four secondary agricultural schools at Tishomingo, Lawton, Warner and Goodwell. The appropriations for the current year for the support of these institutions amount to \$730,520, of which \$100,570 is for the use of the secondary agricultural schools. The enrollment in the A. & M. College for 1921-22 was 2539, in the secondary agricultural schools, 1063, a total in the five institutions of 3602. The entire system is under the control of the State Board of Agriculture.

## A. &amp; M. COLLEGE.

Oklahoma Agricultural and Mechanical College was established by the first Territorial Legislature, at Stillwater. It was intended to become the technical head of the Agricultural, Industrial and Allied Science System of Education in Oklahoma. Its President is J. B. Eskridge, with a salary of \$7,500 per year.

*Enrollment.*

The enrollment for 1921-22 was 2,539, a 35% gain over the previous year which was 1,877. On November 1, 1922, enrollment for the fall term was 1,845, 25% greater than the fall term enrollment on the same date the year before. Officials of the college now estimate that the enrollment for the present year, including the summer schools, and the short courses will reach a total of approximately 5,000.

*Plant.*

There are twenty-two buildings on the A. & M. College campus and farm, only seven of which are actually modern



structures. Two of these buildings, known as "Old Central" and the old chemical building are not safe for occupancy and are under condemnation. These two buildings should be torn down at the earliest convenience. Not less than seven of these buildings should be torn down and either replaced with fire-proof buildings, or the activities carried on in them should be discontinued.

The A. & M. College differs materially in its operation and activities from the ordinary theoretical or book school, in that it is a great industrial plant and much of its floor is occupied by machinery, manufacturing activities, livestock, dairying and poultry industries. One of our buildings is entirely given to the College Cafeteria, where we serve from fifteen hundred to two thousand meals per day. More than 50% of the total floor space is occupied by industrial activities. The A. & M. College does a commercial business outside of the ordinary college routine of fees and student activities of over \$50,000 per year. In reality, only 43 classrooms are available for general use. Some of these classrooms are not fit or suitable for this work and the present floor space occupied for class rooms is less than 13.8 square feet per student.

The livestock barns, where over \$100,000 worth of the best pure bred livestock in the southwest are housed, are of wooden construction and the recent fire destroying the horse barn makes it plain that we may at any time lose this aggregation of valuable pure bred livestock.

The A. & M. College not only has to furnish office rooms for the President and subordinate officers, but also has to maintain fully one-half of the Morrill Hall Administration Building for the federal activities that are carried on at the College. The office rooms are now so hampered, on account of having to use two floors of Morrill Hall Building for class rooms, that the efficiency of the officers is very much impaired.

The College has one dormitory, not fireproof, accommodating one hundred and twenty girls; and a dormitory for boys, likewise not fireproof, accommodating sixty-eight boys. We have also converted one of the stock pavilions into a temporary dormitory for boys who are not able to pay the price for room and board in private homes. Many of these boys are sleeping on cots in barns and attics and cooking their own meals on make-shift stoves. The College is turning aside hundreds of boys and girls, on account of lack of facilities, both in dormitory and town to take care of them.

### *Contract With the People.*

The Oklahoma A. & M. College at last understands and comprehends its obligation, not only academic but industrial, to the end that a balanced ration education may be procured through its regular four-year courses, summer schools, and other short courses.

Oklahoma stands out pre-eminently through its Extension Department, which is housing and functioning through and from the A. & M. College, in that it is the foremost State in Boys' and Girls' Club organization in the United States, having at this time 38,000 boys and girls club members, supervised and instructed through the Extension Department. It also has 125 men and women county agents, as compared with its sister state, Kansas, that only has 65 men and women agents, and only 9,000 Boys' and Girls' Club members.

Since the organization of the school two years ago, the increase in the student body has been 60% and this year the gain promises to be even greater. The farmers, ranchmen, poultrymen and dairymen, both productive and manufacturing, are constantly calling upon this school for technical and practical information and instruction. Short courses in agriculture, animal husbandry and industrial training are being



established to fit the needs and convenience of the people throughout the State. I am gratified to note that the industrial trades are showing an increase of from fifty to one hundred per cent gains over enrollments of two years ago.

This rapid increase and development in the school is in part attributable to the reduction in registration fees, cost of dormitory rooms and food being placed upon an actual cost basis; and the college book store selling and providing students with books at absolute cost.

At the present time the school has about one hundred and fifty rehabilitation students, being co-operatively educated by the State and Federal government.

The appropriation for the past biennium for repairs and equipment was \$54,650, which was very inadequate on account of the condition of the buildings.

The A. & M. College will have this year a student body equal to, if not larger than Manhattan, a much older institution, and with barely half the appropriation, excluding buildings and repairs, to carry on its work.

The College at this time is very greatly hampered for funds to continue its activities until the first of July, on account of this very limited appropriation.

#### MURRAY STATE SCHOOL OF AGRICULTURE.

This secondary agricultural school is located a mile south of the town of Tishomingo on a tract of 180 acres of land. The President is R. M. McCool who has held that position for ten years and has been with the institution a total of thirteen years. His salary is \$3,000.

*Plant.*

There are ten buildings as follows:

1. Main Building. A two-story brick structure with a basement, having twelve classrooms, two offices, and one music studio and a store room.

2. Dormitories. Two brick and tile structures, three stories and basemenet, thirty-three by eighty feet, built from Chickasaw tribal funds by the Federal government.

3. Gymnasium and Armory. Fifty-five by eighty feet wooden structure recently built without cost to the State from rentals received for the National Guard company which the school organized last year.

4. Blacksmith and Woodshop. A wooden structure twenty-five by seventy feet in which is housed the machine shop and blacksmith shop.

5. Barn. A wooden structure seventy-two by ninety-two feet used as a combined horse and cattle barn. It has concrete floors and is provided with modern equipment.

6. Creamery. A wooden structure twenty-four by thirty-six feet, provided with all the equipment and apparatus essential to a first-class dairy laboratory and creamery.

7. Stud Barn. A wooden structure fourteen by twenty-eight feet surrounded by a good fence in which is kept breeding stock.

8. Farm Home. A wooden structure with four rooms and a porch in which lives the farm foreman.

9. President's Home. A six-room wooden structure with basement.

Besides the foregoing there are smaller buildings such as hog houses, laundry and poultry house.



*Enrollment.*

Enrollment for the year ending June 30, 1922, was 178.

This institution is of peculiar interest to the Chickasaw and Choctaw Indians and consequently receives exceptional attention from the Federal government. This is evidenced by the buildings referred to above constructed from Chickasaw tribal funds. Each year contracts are made with the Federal government whereby fifty Chickasaw and fifty Choctaw Indians are permitted to be enrolled.

*Appropriations.*

	1921-22	1922-23
Salaries .....	\$18,200.00	\$18,200.00
Maintenance and repairs on all buildings .....	5,370.00	5,370.00
	<hr/>	<hr/>
	\$23,570.00	\$23,570.00

## CONNORS STATE SCHOOL OF AGRICULTURE.

This institution is located on 160 acres of land at Warner, established by an Act of the first Legislature. The President is H. C. King, appointed April 1, 1922. His salary is \$3,000.

*Plant.*

There are seven buildings as follows:

1. Administration Building. A two and one-half story brick containing twelve school rooms, an office and a library, with modern heating and lighting equipment.

2. Girls' Dormitory. A two-story brick with basement

containing twenty-five bedrooms, two study rooms, two bath-rooms, a kitchen and a dining room.

3. Boys' Dormitory. A one-story frame building containing eight bedrooms, study room and a bath room, heated by stoves.

4. Two Barns. One a large frame horse-and-cow barn, with concrete floor, the other a small frame building for the horses of pupils who ride or drive to school.

5. Farm House. A fairly good frame building of five rooms in which the farm foreman lives.

6. Farm House. A very poor farm house of four rooms in which twelve boys have their sleeping quarters.

In addition there is a hog house, a poultry house and a house containing a wash room and store room.

### *Enrollment.*

The enrollment for 1921-22 was 162, increased from 116 four years ago.

### *Appropriations.*

	1921-22	1922-23
Salaries .....	\$15,500.00	\$15,500.00
Maintenance .....	3,500.00	3,500.00
Equipment .....	500.00	500.00
	<hr/>	<hr/>
	\$19,500.00	\$19,500.00

### CAMERON STATE SCHOOL OF AGRICULTURE.

This institution is situated on a farm of 150 acres, two miles west of Lawton. The President is A. E. Wickizer, appointed July 1, 1920, salary \$3,000 per year.



*Plant.*

There are seven buildings as follows:

1. Administration Building. Contains twelve classrooms and auditorium, erected in 1910.
2. Boys' New Dormitory. Erected 1920-21.
3. Boys' Old Dormitory. Erected by manual training department in 1914, in poor condition.
4. Girls' Dormitory. Erected 1912, kitchen, dining room and basement.
5. Old Creamery. Made into dormitory for ten girls.
6. Barn. Large and in good condition, suitable for nine dairy cows and five horses.
7. Machinery Hall. Large enough for storage of all farm implements, two cars and a small work shop.

*Enrollment.*

Enrollment for 1921-22 was 119 boys and 96 girls, a total of 215.

*Appropriations.*

	1921-22	1922-23
Salaries .....	\$15,500.00	\$15,500.00
Maintenance and repairs .....	4,500.00	4,500.00
	<hr/>	<hr/>
	\$20,000.00	\$20,000.00

PANHANDLE AGRICULTURAL & MECHANICAL  
COLLEGE.

The Panhandle Agricultural Institute was located and established at Goodwell in accordance with an Act of the Sec-

ond Legislature in 1909. By an Act of the Eighth Legislature, the name of the institution was changed from Panhandle Agricultural Institute to Panhandle Agricultural and Mechanical College. The school was given college standing by adding two years college work to the curriculum. The law further specifically provides for a special department of education.

The President is Albert W. Fanning, appointed July, 1922. His salary is \$3,600 a year.

### *Plant.*

The school owns a total of 720 acres of which 10 acres are used in the campus and 100 acres for farm demonstration. There are twelve buildings as follows:

1. Science Hall. Valuation, \$40,000.
2. Administration Building. Valuation, \$20,000.
3. Dining Hall. Valuation, \$20,000.
4. Girls' Dormitory. Valuation, \$20,000.
5. Boy's Dormitory. Valuation, \$10,000.
6. Engineering Building. Valuation, \$8,000.
8. President's Home. Valuation, \$2,000.
9. Green House. Valuation, \$1,000.
10. Laundry. Valuation, \$1,000.
11. Sheds on Campus and on Farm. Valuation, \$820.
12. Farm House. Valuation, \$900.
13. Barn with Farm House. \$2,200.

The total value of the buildings is \$129,920, and the lands are valued at \$28,850. The total value of the live stock is



\$8,315, and the equipment is valued at \$37,186. The total value of the plant is \$194,211.

### *Enrollment.*

During the school year, 1920-21, the enrollment was males 151, females 227, a total of 378. For 1921-22 the enrollment was males, 218, females, 292, total, 510. The wisdom of the addition of the college work is shown by the fact that 152 students did college work during the past year. Most of these students would not have entered college had this institution not been available.

Situated as it is in the far northwest, remote from any other state institution, this institution renders a service and presents a problem unique in this State's system. It is at once a secondary agricultural school, normal school and college, serving in these particulars a large area not otherwise served by a State institution.

### *Appropriations.*

	1921-22	1922-23
Salaries .....	\$30,000.00	\$30,000.00
Maintenance .....	7,500.00	7,500.00
Buildings .....	50,000.00	

### SCHOOL OF MINES.

There are two of these institutions, one located at Wilburton, the other at Miami. Each is controlled by its own Board of Regents. The two are operated at a total cost of \$61,167 per annum, and had an enrollment of 346 in 1921-22.

## SCHOOL OF MINES AND METALLURGY.

This institution was located at Wilburton by the First Legislature. The present President is Mead S. Johnson. His salary is \$3,600.

*Plant.*

The present value of the plant amounts to \$200,750 as follows:

Metallurgy Building .....	\$128,000.00
Science Hall .....	40,000.00
Physics Hall (President's Home) .....	6,500.00
Mill Building .....	750.00
Sixty acres of land .....	4,500.00
<hr/>	
Present Total Value .....	\$174,750.00
Value of all Equipment .....	96,000.00
<hr/>	
Present Value of Plant.....	\$200,750.00

*Enrollment by Years.*

1910 .....	27
1911 .....	37
1912 .....	50
1913 .....	52
1914 .....	60
1915 .....	49
1916 .....	102
1917 .....	School Closed
1918 .....	School Closed
1919 .....	343
1920 .....	184
1921 .....	287
1922 .....	208



*Appropriations.*

	1921-22	1922-23
Salaries .....	\$24,415.00	\$24,415.00
Maintenance, equipment and material	8,752.00	8,752.00

## MIAMI SCHOOL OF MINES.

This institution was established by the Seventh Legislature at Miami for the purpose of furnishing skilled operatives in the lead and zinc mining industry surrounding that city. The President is W. O. Cralle, with a salary of \$3,600.

*Plant.*

The Board of Regents in July, 1920, elected a faculty and arranged to open school in temporary quarters on September 13. The new building was occupied in February, 1921. The plant consists of this one building erected on an appropriation of \$100,000.

*Enrollment.*

The enrollment for the year ending June 30, 1922, was 138.

*Appropriations.*

	1921-22	1922-23
Salaries .....	\$20,000.00	\$20,000.00
Maintenance .....	8,000.00	8,000.00

## UNIVERSITY PREPARATORY SCHOOL.

In 1902 after the University of the Territory of Oklahoma had been established, because of the lack of graded high schools, the Territorial Legislature established a University

Preparatory School for the purpose of fitting students for entrance to University, and located the same at Tonkawa. The institution was established on a twenty acre tract of land donated for that purpose by the city of Tonkawa, and the first building was erected at a cost of \$22,000.

When Congress passed the Enabling Act providing for the Statehood of the combined territories, 150,000 acres of land were set aside, the proceeds from the sale and rentals of which were to be used solely for the support and maintenance of the institution. The school was continued under Statehood until 1917, when the Sixth Legislature made the appropriations for the support and maintenance of the school. Governor Robert L. Williams vetoed the bill and the school was discontinued for two years.

During the regular session of the Seventh Legislature, the institution was restored by an Act which appropriated funds for the rebuilding of Wilkin Hall, which had been destroyed by fire, for the reclamation of the grounds and other buildings and provided for the readjustment of the curriculum. By this rearranged curriculum, an opportunity is offered to the young people of the State to secure not only a high school and junior college academic education but also to prepare themselves for definite services in the industrial world.

The institution is under the direction of a Board of Regents composed of the Governor and two members appointed by him. The President is Richard M. Caldwell whose salary is \$3,600 a year. The salary roll includes three instructors at \$2,250, one at \$2,150, three at \$2,000, nine at \$1,800, one at \$1,650, three at \$1,500, a financial secretary at \$1,680, and a registrar and librarian at \$1,100.

#### *Plant.*

1. Wilkin Hall. Reconstructed in 1920 at a cost of \$100,000 maintains the executive offices, physics and chemistry



lecture rooms and laboratories, history and English rooms, store rooms for military equipment, a large ground floor for shop and automobile repair work, and an auditorium.

2. Central Hall. With its four floors contains equipment for bench and woodwork in manual arts, the commercial college, department of education, and a number of literary society halls.

3. North Hall. Contains classrooms in foreign languages, studios for the fine arts department, the printing plant, the library and reading room, cooking and sewing laboratories, offices of the dean and registrar.

4. Gymnasium. Equipped with athletic courts, lockers, swimming pool, with modern equipment for classroom work in physical education.

5. These four buildings are heated by one central steam heating plant, built and equipped at a cost of \$10,000.

#### *Enrollment.*

The enrollment of the school year, 1921 and 1922, was 325 students. This student body represented seventeen counties and ranged in age from fourteen to twenty-four years.

#### *Appropriations.*

	1921-22	1922-23
Salaries .....	\$50,000.00	\$50,000.00
Maintenance .....	11,400.00	11,400.00
Repairs and equipment .....	19,825.00	2,250.00
	<hr/>	<hr/>
	\$81,225.00	\$63,650.00

## OKLAHOMA MILITARY ACADEMY.

The Oklahoma Military Academy was established by the Legislature in 1919. It is located on the property of the former Eastern University Preparatory School, one mile west of the City of Claremore. The statutes provide that the school shall be of secondary grade, that the curriculum shall include vocational education and military training. The vocations specified in the statutes are auto mechanics and building trades. Cadets must be fourteen years of age or older to enter.

The school is operated under its own Board of Control, composed of the Governor, G. D. Davis and D. H. Markham. The President and the Commandant of the Academy is S. M. Barrett, appointed June, 1919, at a salary of \$325 per month.

*Plant.*

1. Administration Building. Erected in 1910, three stories, thirty rooms, valued at \$125,000. It is constructed of brick and concrete and is fireproof with dimensions 80x150 feet.

2. Barracks Building. Erected in 1919-1920, of brick and concrete and is fireproof. It is two stories; the front is 30x160 feet and one wing 30x50 feet. The building contains sixty rooms and cost \$100,000 including fixtures.

3. President's Cottage. Erected 1919-1920 is brick veneered and cost \$9,000. It is two stories high and contains seven rooms.

4. Garage. Erected 1919-1920, one story frame, 20x30 feet and valued at \$250.

5. Poultry House. Is a one-story frame building, 20x20 feet and valued at \$140.50.

6. Barn. Is two stories, frame, 40x50 feet and valued at \$450.



7. Shed. Seventy by thirty feet, valued at \$150, erected 1922.

8. Canteen. One-story, one-room, 14x14 feet, valued at \$100, erected 1920.

9. Tailor Shop. Frame, one-story, valued at \$100, 12x14, erected 1920.

*Enrollment.*

The Barracks Building will accommodate one company of 108 men, including officers. The enrollment has never been less than this number since the establishment of this school. Applications are always in excess of the accommodations.

*Appropriations.*

	1921-22	1922-23
Salaries .....	\$30,822.75	\$30,822.75
Maintenance and repairs .....	11,750.00	11,750.00

COLORED AGRICULTURAL & NORMAL UNIVERSITY.

This institution was established by the Territorial Legislature in 1897, and located at Langston in Logan County. Its purpose is to give the negroes of the State an industrial, agricultural normal and collegiate training.

The President is J. M. Marquess, appointed March, 1916. His salary is \$4,000. The institution is operated by a Board of Regents composed of the State Superintendent of Public Instructions and and four appointed members, R. H. Wilson, State Superintendent, M. A. Beeson, Stillwater; Frank A. Thompson, Coyle; M. E. Fruin, Coyle; Chas. C. Smith, Guthrie.

The total amount of State funds available for the promotion of vocational education in Oklahoma for the year 1921-22, was \$10,500. The total amount of Federal funds available for all purposes for the year 1921-22, was \$77,739.39. Oklahoma has not kept faith with the Federal government in the promotion of vocational education. By reference to Session Laws, 1917, Ch. 155, Section 1, you will find this language: "The State of Oklahoma hereby accepts the provisions of the Act of Congress, approved February 23, 1917, entitled 'An Act to provide for the promotion of Vocational Education'—The good faith of the state is hereby pledged to make available for the several purposes of said act funds sufficient at least to equal the sums allotted, from time to time, to this State from the appropriations made by said Act and to meet all conditions necessary to entitle the State to the benefits of said Act." Prior to the present biennium, Oklahoma has kept faith with the federal government until the last Legislature refused to make available funds other than the meagerest amount absolutely necessary for the administration of the federal funds. Oklahoma is one of the twelve states which did not appropriate an amount equal to the federal subsidy. Last year the federal appropriation for vocational education was \$3,633,177.17. and the states appropriated to offset this amount \$5,832,060.

If Oklahoma is to keep pace with other states in the development of opportunities for training persons for wage earning occupations the Legislature will make available \$97,222.14 for the year ending June 30, 1924, and \$116,710.96 for the year ending June 30, 1925, in addition to such amounts as the Legislature will provide for purposes of administration and supervision.

From the annual report of the State Director of Vocational Education it is shown that where the State spent \$10,500, the federal government \$71,919.08, the communities spent \$128,910.59.



By the terms of the federal acts the program for the promotion of vocational education is divided into three departments; agricultural education, home economics, education and trade and industrial education. The funds allotted to the states for agricultural education are made upon the basis of the ratio of the rural population of the State as compared to the entire rural population of the United States. In this distribution towns of less than 25,000 are counted as rural population. It is apparent, therefore, that the largest fund of our department is for agricultural education. The department employs a supervisor of agricultural education, whose duty is to promote the establishment of departments of vocational agriculture in high schools where the boys, for the most part, live on the farm. For the year ending June 30, 1922, fifty teachers of agriculture have been employed in as many high schools of the State. These teachers have been paid from federal funds, \$38,851.87; from State funds none, and from community funds, \$38,851.87.

For the promotion of home economics education the department employs a supervisor, whose duty it is to promote, in connection with the high schools, such practical courses in the problems of home making as will equip the girls, who do not intend to go beyond the high school, for efficient service as home makers. The courses are developed from the actual needs of the communities in which the schools are located. In this field of our activity federal funds for the year ending June 30, 1922, amounted to \$3,003.79. This amount cannot be made effective in the development of any State-wide program.

In the development of the program for trade and industrial education, it is the purpose of the trade and industrial education program to develop such types of vocational courses as will supplement the industries of the State. The field is limited only by the funds available and the supervisory force. In Oklahoma trade courses should be developed in the oil refining industry, the glass manufacturing industry, the coal mining industry, the metal mining industry, the building

trades, including carpentry, masonry, plumbing and electric wiring, the printing industry, the cleaning and dyeing industry, the laundry industry, the baking industry, the automobile mechanics industry, the textile industry, etc. With the present funds and supervisory force it is impossible to do more than establish contact and arouse interest in some of the leading industries and leave the program to fall by reason of lack of attention.

The department this year has assisted in the organization of courses in the following industries: Coal mining, oil refining, the building trades, cleaning and dyeing, automobile mechanics and millinery.

### EDUCATIONAL SURVEY COMMISSION.

The Eighth Legislature authorized the establishing of a Commission, to be known as the Educational Survey Commission. The Commissioners appointed for this survey were, R. H. Wilson, State Superintendent, J. A. Duff, Cordell, Chas. L. Brooks, McAlester, Geo. F. Southard, Enid, Cyrus Avery, Tulsa. The Commission appointed J. S. Vaughan, of Durant, Executive Secretary at a salary of \$3,300 a year, who assumed the duties of the office the first of December, 1921.

At a meeting of the Commission January 1, 1922, invitation was extended to the Bureau of Education, Washington, D. C., to make the educational survey in the State of Oklahoma. The invitation was accepted by Commissioner Tigert, and Dr. William T. Bawden, assistant to the Commissioner, was appointed as director of the survey.

The purpose of the Commission was to make a thorough investigation of the public schools of Oklahoma, including the rural schools, city schools and colleges, which constituted a tremendous problem, for in 1921 there were 673,106 children of school age in the state. Enrollment during that year was



589,282: the average daily attendance was 355,999. There were 18,036 who finished the common schools and 5,578 finished the high schools. There were over 15,000 teachers in the state working in the public schools. There were at that time 305 four-year high schools, with probably 600 schools doing one, two and three years of high school work. In addition to the public schools there are various state schools.

For the purpose of maintaining these schools in 1921, Oklahoma spent \$26,298,611. It was the desire of the members of the Commission to so study the school problems that they could make recommendations, which would place the rural schools, city schools, and state institutions of instruction on a more business like basis and produce a greater degree of efficiency.

In order to make this survey, the Legislature appropriated from the state revenue \$20,000. The Commission found that this sum was not sufficient to make the complete, comprehensive survey, which the Legislature contemplated when they passed the bill, and in order that they might complete the work and be able to formulate a constructive program covering all phases of education in Oklahoma, they asked and I granted a deficiency of \$10,000, in order that they might complete the task in hand. A complete and detailed report of the commission will be furnished the Legislature in printed form.

#### 4. DEPARTMENTS AND INSTITUTIONS FOR CARE OF PUBLIC HEALTH.

These institutions include the Commissioner of Health, the three hospitals for the insane, the two tuberculosis sanitariums and the sanitariums built for the care of soldiers, together with the University Hospital, which, strictly speaking, is a part of the School of Education of the University.

## STATE COMMISSIONER OF HEALTH.

The State Department of Health is conducted at the State Capitol under the direction of a commissioner appointed by the Governor. The present Commissioner is Dr. A. R. Lewis. His salary is \$3,600 a year.

## APPROPRIATIONS.

The last appropriations act gave the Health Department \$96,000 for 1920-21, and \$95,000 for 1921-22. This amount was to cover all needs and purposes of the different divisions.

## ORGANIZATION.

The work is divided into a number of bureaus, each bureau being made responsible for some particular line of work and given to understand that it must show results to justify its existence. As the department is now conducted, each division is entirely independent of the others.

The laboratory service of the Health Department provides for the examination of public water supplies, the diagnosis of diphtheria, typhoid fever, tuberculosis, malaria, syphilis, gonorrhea, septic sore throat, epidemic meningitis, rabies, etc. It also provides for the examination of milk, water, sewage and other substances. During the past year there have been 1,731 chemical and 31,327 bacteriological specimens received and reported upon.

Oklahoma is one of a few states which have undertaken to lower the typhoid rate by having all the water supplies of the state inspected by a sanitary engineer and specimens analyzed by the state laboratory.

The Bureau of Food and Sanitary Inspection has inspectors constantly in the field looking into the sanitary con-



ditions of cities and towns, water and food supplies and abating nuisances. During the last fiscal year 50,701 inspections have been made, including hotels, rooming houses, cafes, grocery stores, meat markets, drug stores, fountains and confectioneries. There have been 3,088 sanitary orders issued, 4,415 nuisances abated, 2,978 mattresses and comforters destroyed, 532 sleeping rooms condemned, and 69,573 pounds of food condemned as unfit for human consumption, and destroyed. There have been 127 arrests made for violations of health laws and regulations.

The fees and licenses collected by the inspectors of this bureau, and turned into the coffers of the state, amount to approximately \$15,000 during the past twelve months.

The activities of the Bureau of Control of Epidemics and Distribution of Biologics are directed entirely to the prevention and control of epidemics.

Our state is listed as fourth in the Union for the greatest number of cases of rabies (hydrophobia). The only effective treatment for rabies is what is known as the Pasteur treatment. This is very expensive and beyond the reach of many poor. This department has furnished without charge, upon request, more than 500 of these treatments during this administration. There have also been 150,000 vaccinated against typhoid fever and 250,000 vaccinated against smallpox.

For the prevention and cure of venereal diseases, there have been eight free clinics established for the benefit of the poor, and through the medical profession, several thousand treatments for gonorrhea and syphilis have been distributed.

The Health Department has also distributed several thousand packages of nitrate of silver solution for the prevention of blindness in newborn babes.

Births, deaths, causes of death and causes of sickness, are facts that concern us all, and for which information we must

rely upon the Bureau of Vital Statistics. Through this bureau we are able to keep in touch with health conditions all over the state. This bureau also keeps a record of all births and deaths.

From a social standpoint, the registration of births is most essential to the individual. It legally establishes the date of birth, his parentage and his legitimacy. It enables the public health nurse to make sure the child has been protected from danger of blindness and other infections at birth. It may save the individual in after life a number of inconveniences. During the calendar year of 1921, the federal government has called on the Bureau of Vital Statistics for certified copies of the birth record of approximately 300 children of ex-service men. Such a certificate is the only proof or evidence required to establish the right to dependent compensation.

Through an aggressive campaign for better registration, birth registration has been increased fifty per cent. A representative from Washington is now making a test of the records of the Bureau to determine whether or not we are eligible to the registration area. We have every reason to believe that Oklahoma will be admitted.

The Bureau of Maternity and Infancy was organized under the Sheppard-Towner Act, with Miss Leila Hoagland in charge, and has functioned but a few months. Through its nurse and doctor, and by co-operation with the Red Cross nurses of the State, the home demonstration agents, county agents, club women and churches, is already taking its messages into the homes and literally placing them in the hands of the mothers.

If the Legislature meets the conditional offer of the government with an appropriation of \$18,679, a public health nurse will be maintained in each congressional district of the State and a contract made with every rural school in the State.



There is no doubt that there are a number of children in State institutions whose general health would be improved, and in some cases restored to normal through medical and surgical attention.

This conclusion was arrived at by an examination of the children of the Deaf and Dumb School, at Sulphur, made by the Commissioner, at the request of the State Board of Affairs. After these children had been examined by two experts and the Commissioner and the consent of the parents obtained to bring those to the University Hospital to be operated upon, who could be materially improved by minor operations, he was confronted with the embarrassing discovery that he had neither the authority nor the funds available to have these operations performed.

I would suggest that a clinic be established in connection with University Hospital, where every individual committed to a state institution could have a thorough examination by an expert, with a view to salvaging a possible per cent of the unfortunates.

## HOSPITALS FOR THE INSANE.

The State maintains three institutions of this character; one at Norman, one at Vinita and one at Supply. They house a total of 2,912 inmates at a total annual expense of \$726,816.

## CENTRAL OKLAHOMA STATE HOSPITAL.

The Central Oklahoma State Hospital, a place for the mentally ill, is located at the east edge of the city of Norman, the county seat of Cleveland County, 18 miles south of Oklahoma City on the main line of the Santa Fe, and the terminus of the Oklahoma railway. The present superintendent, Dr. D. W. Griffin, has been connected with this hospital in a medical way for over 23 years. Appointed resident physician in

1889; 1910 medical superintendent and reappointed July 1, 1915 by the Governor of the State at the time the institution was taken over by the State, continuously connected with this institution since 1889, practically all this time he has lived in his own home, he furnishing the same. He began on a salary of \$75.00 per month, which salary has gradually been worked up from year to year until at the present time he is paid \$5,000 per annum, which is still small compared with the amount of work and the skill and training necessary to properly conduct an institution of this kind.

### *Purposes.*

The State University being located at Norman is of advantage to the hospital as well as the hospital to the University. The instructors and students not only of the University, but of the State Normals, have been brought in close contact with this institution in the matter of mental hygiene, medicine and psychiatry.

The senior medical students of the University are given two hours per week in the institution. They are thoroughly drilled in the science of mental diseases and what it means to properly handle an unfortunate who becomes mentally ill. They have been taught that it is just as possible for a man or woman to become mentally ill as in any other way, and that when they do become mentally ill such individual is entitled to the most scientific and painstaking treatment known to the medical profession.

The purpose of this hospital is to serve the people of our State in a scientific manner. Nothing is taken for granted, but everything is gone into scientifically. Things do not just happen, but back of mental diseases, or any other disease, there is a cause and it is the effort of the staff of this institution to find out the cause and make it plain to relatives and friends.



No longer are the people afraid to send their relatives and friends to our state hospitals for care and treatment. The doors stand open to the people; nothing to hide. The physicians of the State are all more or less informed. They have been invited to come, not only to visit the institution but keep up with their former patients while there.

*Plant.*

The Central Oklahoma State Hospital proper is located on a tract of sixty (60) acres of land all of which is devoted to parks and driveways, shades and athletic grounds for the patients. The patients themselves are due credit in a large measure for the beautiful parks and gardens. They have done this work under trained directors, and take the greatest pride in feeling that they have had a personal interest in bringing about these things. These beautiful surroundings have not just happened, but it has taken many years of painstaking care. The trees and shrubs do not grow and thrive without constant attention. The institution is well watered from two deep wells which furnish an abundance of water for all purposes. It contains 150,000 gallons of water every twenty-four hours.

On this sixty (60) acres plot of ground, among the shades, there are 18 buildings for patients proper, 23 wards; 1,300 patients in the hospital; an average of 300 at home on visitation. The buildings are divided into two groups, for men and for women. All are of fireproof construction with the exception of three. Three are large three-story buildings; the remainder are one-story cottages. The institution is operated largely on the cottage plan, which is absolutely modern, no more expensive in construction and very beneficial from the standpoint of the patients who are unable to climb stairways. Also it permits a more perfect system in grouping; each cottage is a separate unit, a separate family classified according to type of patient.

The water, power, light and heating plants are connected by underground tunnels on which are laid the sidewalks. In these tunnels all pipes for water, heat, etc., are run. The buildings are not placed at random; a scientific building plan includes every building which may become necessary for years to come.

The buildings have but very few single rooms. They are largely dormitories where patients have ample opportunity for visiting, large and airy, scientific ventilation. No dark room; no padded cells; no wristlets, anklets, or straight jackets.

In addition to the sixty (60) acre building site, the institution has two colony farms, one one and one-half miles south and the other one-half mile north, both together containing 520 acres of well improved land. It is the intention to enlarge on these colony farms and from time to time build better buildings, removing from the institution proper, many of the chronic patients who are able and willing, and who take great delight in farming and gardening. On these farms are produced tons of fresh vegetables which go to the supply of the hospital.

The fine stock owned by the institution includes some of the finest horses and mules to be found in the country, very largely raised on the property. The State has not had to buy a horse or mule for this hospital for more than eight years. The hospital herd of one hundred or more of pure bred Jerseys cannot be surpassed; they were winners in the State Fairs at Oklahoma City and Muskogee this year, against competition from several states. They furnish all the pure milk needed by the hospital. The poultry is said by an expert of the A. & M. College of this State to be second to none. Not one dollar has the State ever appropriated for these purposes; they are the normal product of institutional activities.



*Organization.*

The first assistant superintendent, Dr. James J. Gable, has been continually in the service since 1915, salary \$2,400 per year.

Dr. Thomas M. Boyd, second assistant, appointed in 1916, salary \$2,000 per year.

Dr. E. A. Rowland, third assistant, recently appointed, salary \$1,800 per year.

M. B. Shivas, the steward, has been continuously engaged in the work of this institution for 22 years; present salary, \$2,200 per year.

Chief Clerk, C. A. Moody, with the institution 10 years; salary, \$2,000.

Superintendent of Training School receives \$145.00 per month.

The Chief Engineer, \$100 per month; head carpenter, \$125 per month; two farm foreman, \$75 per month each, two stenographers, \$80 per month each; 100 employees, including attendants, nurses, cooks, dining room help, farm laborers, etc., whose wages vary from \$25.00 per month to \$75.00 per month.

WESTERN OKLAHOMA HOSPITAL.

Western Oklahoma Hospital for the care and treatment of the insane is located in the northwest part of Woodward County on a part of the old Fort Supply Military Reservation. Soon after Statehood 1,760 acres of this reservation together with the old fort buildings were conveyed by the federal government to the State of Oklahoma, to be used in the care of the State's insane, many of whom at that time were being cared for by institutions in other states. The grant was made

by the federal government soon after Statehood, but the patients were not received until May 20, 1908.

The Superintendent of the institution is Dr. E. L. Bagby, appointed 1919; salary \$4,200 per year.

### *Plant.*

Many of the original wooden buildings, which were on the grounds when taken by the State have been destroyed by fire and have been replaced by frame and brick structures. At the present time there are fifty-two frame and brick buildings. Ten of the brick structures have been completed under the present administration. The two new ward buildings will house three hundred patients, leaving some seventy-five or eighty patients in wooden buildings.

### *Appropriations.*

	1921-22	1922-23
Salaries .....	\$ 55,690.00	\$ 56,200.00
Maintenance .....	128,925.00	124,125.00

### *Patient Population.*

	M.	F.	T.
Patients on books of institution, July 1, 1921	336	202	538
Admissions during year:			
(a) First admissions	78	46	124
(b) Re-admissions	4	7	11
Total admissions	82	53	135
Total under treatment during year	418	255	673



Discharged from books during year:

	M.	F.	T.
(a) As recovered .....	8	8	16
(b) As improved .....	18	9	27
(c) As Unimproved .....	9	8	17
(d) Died during year.....	26	16	42
	<hr/>	<hr/>	<hr/>
Total discharged from books during year	61	41	102
Patients on parole .....	21	7	28
Patients remaining on books of institution June 30, 1922 .....	372	223	595
Average number of patients during year July 1, 1921, to June 30, 1922.....	553		
Per capita cost of maintenance, per day, \$.82.			
Per capita cost of maintenance, per year, \$297.88.			

### EASTERN OKLAHOMA SCHOOL.

The East Oklahoma Hospital was located near Vinita by legislative act in 1909. The first buildings were erected the following year.

#### *Plant.*

The plant consists of 35 buildings of various character, all ward buildings being absolutely fireproof. The farm consists of 1,050 acres of land, of which 600 acres is being cultivated. Feed crops and small grains are chiefly raised. Inmates of the institution are utilized in farming, stock raising, and dairy work. One of the largest divisions of the farm is that devoted to poultry.

The hospital has facilities for 1,150 patients.

Value of all property and equipment is \$949,464.52.

Maintenance appropriation for 1922-23, including salaries, \$250,648.

### WESTERN OKLAHOMA STATE TUBERCULOSIS SANITORIUM.

This institution, located at Clinton, Oklahoma was opened for tubercular patients April 3, 1922. Dr. J. R. McLaughlin was appointed superintendent January 1, 1922, at a salary of \$2,400.

#### *Plant.*

1. Administration Building. Brick two-story and basement. In the basement of which is the dining room for employes and patients, kitchen, cold storage facilities and heating system. On the second story is a dormitory for female employes. On the first floor are the administration rooms with laboratory and x-ray equipment, emergency dressing room and treatment room.

2. Large open air pavilion in which are housed the seriously ill.

3. Two smaller open air pavilions in which are housed the convalescent patients.

4. One laundry building, one story, electrically equipped.

5. Three small cottages, in which are housed a part of the employes.

6. One five-room cottage, built for farm house, but is used for the superintendent's home.

7. One dairy barn, will accommodate 12 head of cows.



8. One brick and one tile silo, of about 75-ton capacity.
9. One Garage.
10. One Chicken House.
11. One Horse Barn.

*Operation.*

During the three months of operation reported upon, forty-nine patients having pulmonary tuberculosis were admitted. The majority of these cases were very far advanced, but in every case it seemed necessary that these patients should be cared for in the hospital, in order to prevent the spread of the disease. Of this number of cases, six died within a short time after admission, and six were discharged. Judging from the number of admissions and the number of inquiries for admission, it is probably only a matter of a short time until the hospital will be filled to its capacity.

*Appropriations.*

The total appropriation for this institution was \$30,000 for salaries and maintenance.

EASTERN OKLAHOMA STATE TUBERCULOSIS  
SANATORIUM.

This institution is known as the Eastern Oklahoma State Tuberculosis Sanatorium, and is located in the southeast corner of Latimer County, two miles west, and one mile north of the town of Talihina in LeFlore County, Oklahoma. It was established under House Bill No. 380, 1919, for the purpose of giving care and treatment to patients afflicted with the disease of tuberculosis.

The Superintendent of the institution is Dr. D. Long, who was appointed July 1, 1921, at a salary of \$2,400 per year.

### *Plant.*

1. Administration Building. This is a two-story building of brick and concrete construction. In this building are located the offices, operating rooms, drug room, X-Ray room, dining room for both patients and employees; kitchen, and refrigerating room; and on the second floor are store rooms and sleeping quarters for the female employees.

2. Ward Building. This is a frame structure, one-story, and accommodates 42 beds. This building has a living room in the center for female patients, and a sun parlor has been built during the past year at the south end for the male patients. The patients' rooms in this building open out onto wide screened porches, facing east and west.

3. There are four one-story frame cottages on the grounds; one for the Superintendent and his family; one for the resident physician and his family; and two for the accommodation of patients. The two patients' cottages will accommodate four patients each.

4. Just north of the ward building is located the power house, which is of brick and concrete construction, and in this building are located the boiler, light plant, laundry and garage.

The land on which the institution is located consists of 640 acres; which are donated to the State of Oklahoma by the Town of Talihina.

### *Population.*

From November 1, 1921, when the institution was opened, to June 20, 1922, seventy patients were accommodated; and



there were 27 at the institution on June 30. During the past winter the institution for several months was operating at full capacity, and during this winter will be full again and turning applicants away.

*Financial.*

Under the act establishing this institution, \$100,000 was appropriated for construction of the administration building and the ward building, and for equipment for the tuberculosis sanatoria about \$35,000 was used for the purchase of equipment for this institution.

For the fiscal year ending June 30, 1922, the following appropriations were made by the Legislature:

For maintenance and salaries-----	\$15,000	
Superintendent's cottage -----	2,500	
Three other cottages -----	10,000	
Laundry and power plant-----	5,000	
Water system -----	10,000	
Sewer system -----	10,000	\$52,500

For the fiscal year ending June 30, 1923, \$25,000 was appropriated for maintenance and salaries.

Under the same act making these appropriations provision was made that all the earnings and profits of this institution should be used for the employment of help and for the general maintenance.

The total earnings of the institution for the eight months since opening were \$8,994.07. Of this amount, \$3,952.58 had been collected from the various counties and pay patients; and \$3,842.64 was used for the maintenance of the institution. This leaves a reserve in the revolving fund, when all collected, of \$5,151.43 for the year ending June 30, 1922. Of the \$52,500

appropriated by the Legislature for purposes shown above, all was used, except 2.31.

### SULPHUR TUBERCULAR SANITORIUM.

This institution was established by the Eighth Legislature in 1921, which created a Soldiers' Relief Commission composed of three members, selected one each by the Senate, the House of Representatives and the Executive Committee of the American Legion of the State of Oklahoma. The act made an appropriation of \$179,700 for the construction of the institution. The sanatorium was dedicated on August 26, 1922, and was ready to receive patients very soon thereafter.

The purpose of the institution is to afford a place where the ex-service persons of the state, suffering from tuberculosis, may be cared for in Oklahoma, where their families and friends reside.

The responsible head of the institution is Dr. Barton H. Watkins, who was appointed by the Soldiers' Relief Commission the 19th day of April, 1922, under an arrangement by which his remuneration was to be \$3,000 a year until December 1, 1922, and thereafter \$3,600 a year.

In addition, the Legislature authorized the construction of a hospital for soldiers at Muskogee at a cost of approximately \$500,000. I am advised that construction is completed, but have no report. The institution is not yet in operation.

#### *Operation.*

From the start the efforts of the Soldiers' Relief Commission, under whose supervision the institution has been placed, was directed towards securing a contract with the Federal Government whereby Oklahoma tubercular patients of the veterans' bureau would be sent to Sulphur. After con-



siderable negotiations, the veterans' bureau sent a Federal inspector, Dr. Yarborough, to Sulphur. He highly praised the institution and its personnel and recommended to the Federal Government the closing of a contract with the Soldiers' Relief Commission, representing the state. By the terms of the contract finally signed, the state receives from the Federal Government \$3.50 a day for each patient of the veterans' bureau hospitalized at Sulphur. This money goes into the state treasury, but the Bartlesville convention of the American Legion recommends that it be utilized as a revolving fund. On October 27, 1922, Dr. Hugh Scott of Oklahoma, acting director of the veterans' bureau, issued orders that all Oklahoma tubercular ex-service men now at the Houston hospital be transferred to Sulphur, if they so desire. It is expected that under these arrangements the bed capacity at Sulphur, to-wit, seventy-five, will soon be fully utilized. On November 8, the number of patients hospitalized there was twenty-six, but this only includes seven patients of the veterans' bureau. As soon as the arrangement with the veterans' bureau comes into full operation, this number will be more than doubled, if not actually trebled.

*Appropriations.*

	Ending 6-30-22	Ending 6-30-23
For general equipment, miscellaneous-----	\$ 2,500	\$ 2,500
For maintenance and salaries-----	75,000	125,000

**TUBERCULOSIS SANATORIUM FOR COLORED  
PEOPLE.**

This institution was authorized by the Legislature in 1919, and opened for the reception of tubercular Negroes on November 1, 1921. It is located three-fourths of a mile south-east of the town of Boley.

The superintendent, J. D. Nelson, M. D., was appointed July 1, 1921, at a salary of \$200 per month. An interne, book-keeper, graduate nurse, matron and electrician constitute the principal help of the institution.

### *Plant.*

The institution, proper, consists of two main buildings, the wards and administration building and the nurses' cottage. The wards and administration building is a frame structure, made in the form of the letter "T", the long side of which is 144 feet by 21 feet. In this part of the building is located the men's ward on the east and the women's ward on the west, the living room, nurses, station and linen closet being in the center. In the brick and cement basement are located the patients' dining room, kitchen, storeroom, refrigerators, lavatory, laundry, heating system and coal room.

The nurses' cottage is a frame structure 30 by 42 feet, located 90 feet from the main building. Other buildings on the place are, one frame garage building, housing two cars; one frame pump house, 9x15, in which is located the electric driven pump, one 7 h. p. gasoline engine, and an eleven hundred gallon tank; one two-story frame barn, 48x16, floored of cement; one chicken house.

### *Population.*

There were on the 30th of June, 25 patients in the institution. It has been difficult to get patients into this institution. The Negroes who are victims of tuberculosis are usually of that class who are unable to finance themselves for treatment in the sanatorium, and there has been a pronounced lack of interest on the part of some of the county commissioners to agree to have the patients in the sanatorium as county wards. Also, the Negro who falls a victim to tuberculosis



usually represents that class to whom the word hospital means certain death. Also, those who do come to it are so far advanced in the disease that the best we can do for them is to afford pleasant and sanitary surroundings in which to die. Further, 75 per cent of those who come to the sanatorium expect to be cured in two or three weeks and are irreconcilable when an attempt is made to show them the error in their thinking.

*Appropriations.*

	1921-22	1922-23
Salaries .....	\$15,605.00	\$15,605.00
Maintenance .....	20,000.00	20,000.00

5. THE PENITENTIARY.

On this important institution I can not do better than to transmit to you in full the letter of Fred P. Switzer, the warden of this institution:

“Prior to Statehood, the prisoners from the eastside of the State (Indian Territory) were handled by the Federal Government in jails and federal prisons, those from Oklahoma Territory were sent to Lansing, Kansas, under a contract between the Territory and the State of Kansas. In the fall of 1908 the first prisoners were moved from Lansing to McAlester under direction of Warden Chas. E. N. Cole, who was the first warden appointed by Governor Haskell. Mr. Cole died suddenly in Guthrie within one month of this first transfer and Hon. R. W. Dick was appointed to the position and it was during his administration that the main prison was built and the work of the institution was organized. There is now only one man with the prison who came under the administration of Warden Cole, and he has remained at his post of duty and has always been faithful to every trust. That man is Assistant Deputy Warden A. J. Jedlicka.

In the beginning all the energies were directed to the building of the prison, clearing land, and installing such industries as were necessary for these operations. From year to year as these things were accomplished, men were available for other activities, and they began to make shoes, clothes, mattresses, brooms, and other things for the use of the prison.

### *Industries.*

“The first industry of consequence was the Twine Factory which was established by appropriation of the Revolving Fund. The first product was turned out in 1917—a very small amount. Since then, each year the output has increased until we now have it to its capacity. Our twine factory is still a growing industry, although it is at a disadvantage on account of the buying of raw material, and selling the product, particularly as it must be sold in the short space of less than two months, and that any delay on the part of the railroads will make the twine late for harvest, for they do not order until the grain is ready to cut. In the years that we have been making twine we have brought the “trust” twine down in price to such an extent that it has meant a saving of millions of dollars to the farmers of Oklahoma. During the years of 1919-1920 the difference in the price per pound of their twine and ours was from five to ten cents; while this year it was two to four cents. Estimating ten million pounds per year for the needs of the State of Oklahoma, a five-cent reduction means a saving to the farmers of \$500,000. This also means that those to whom we sell our output of 3,000,000 pounds or more, get the benefit of a still lower price. We have also proven beyond a doubt, that the State Penitentiary twine is fully up to the standard and as good as any on the market.

“When it became necessary to build a factory building in which to install the twine plant, the brick plant now being operated by the Choctaw Brick Co., in the city of McAlester, was in a very bad state of repairs, and the company who



owned it were in financial straits, and at that time the Penitentiary authorities made an arrangement with the company whereby the Penitentiary took over the plant and with convict labor manufactured the brick for the new building, allowing the company one-fourth of the brick manufactured during that time by prison labor, and these brick were turned over to them were sold in the open market. When the Penitentiary had obtained their requirements in brick they kept a force of convicts there for some months repairing and rebuilding the plant, and it was turned back to them in first class condition. Immediately after this the State bought machinery of modern type and built a plant for the manufacture of brick. This industry has been very successful and is peculiarly adapted to prison labor as it is mostly being done by unskilled common labor. Our natural supply of a fine quality of shale is almost unlimited.

"I took charge of the Penitentiary on July 1, 1919, and it has been my purpose to extend and enlarge the industries by reinvesting the profits so that the output may reach a point that will enable us to run the institution without an appropriation. Under this administration we have established a shirt factory, and are now making about 15,000 dozen work shirts per month. We had to build a building for this factory, which we did with the Revolving Fund. According to the contract that the Board gave the Reliance Manufacturing Co., this company is to install all machinery, furnish the instructors, buy all raw material, and market the products. This factory is one of the very best prison industries that could be installed, for the State is being paid by the dozen each month, and there is no risk on account of treacherous markets in buying raw material, nor do we have to worry with the selling end of it. This industry furnishes good, clean, steady work for the men in a well-lighted and ventilated, steam-heated building, and it seems to me that there could be less objection to it than any industry we have. We have a number of small industries that are necessary for the economical maintenance of the prison,

from which the profit shown in the annual report is merely a showing of savings.

“Contrary to the belief of most people, farming is not profitable to a prison. We have two farms, one located at McAlester, and the other at Aylesworth, in Marshall County. The Aylesworth farm is perhaps one of the best farms in the State of Oklahoma, and yet on account of the heavy overhead expenses, it has never been a profitable industry. We raise on that farm, corn and alfalfa as principal crop, and if we had to sell the surplus—our deficit at that farm each year would be rather staggering, but with the idea that farm products would be marketable on the hoof, we have been buying hogs, cattle and sheep, and feeding them our surplus product, and as a result this fiscal year we have marketed hogs to the amount of \$15,321, steers, \$32,371.58, and sheep \$10,615. On this farm idea, I might call your attention to the condition of the Texas prisons, which at this time show a deficit of \$2,000,000, and this is almost entirely attributable to the fact that their only industry is farming. There has always been a great deal of discussion on the question of prison labor and its relation to free labor.

There is always the selfish class to show the evils of competition between prison and free labor, but when the comparison is made, this competition is so small that it is ridiculous. Allow me to quote from the report of the Committee on Prison Administrations of the American Prison Congress made at their gathering last year at Jacksonville, Florida:

“‘In the first place the competition with free labor is practically negligible. Possibly the number of convict laborers with relation to the laborers outside the walls of one to one thousand. If a thousand sheep are grazing on a ranch how much more clover would be left for the nine hundred and ninety-nine if one should be taken from the herd?

“‘In the second place, the men behind the stockades are our brothers, sons or fathers, but for the benefit of the com-



munity they are excluded from society, but that does not imply restriction from labor. They should be considered under the same obligation to earn their maintenance as before. It is our duty to furnish them employment, as their privilege of choice in their form of employment is greatly restricted.'

"If you restrict the industries to the 'State Use System' whereby the prison can only sell its products for the use of other State institutions, you could not employ the prisoners and the result would be that you would have an idle house. The very thing that makes the county jails of the country such a serious problem is the fact that they have no employment for the prisoners. Quoting from the same report in reference to Pennsylvania:

" 'The State Use System is in vogue in this commonwealth—in the Eastern Penitentiary three-fourths of the prisoners are without employment. However, the building of the Penitentiary in the central part of the State, and the working of a large farm in connection therewith have given employment to a much larger proportion than in the sister prison in Philadelphia. In some counties in the State prisoners have some form of employment, but idleness is the main defect in the prisons of Pennsylvania. Under a recent law providing for the establishment of a Public Welfare Commission which will embrace a bureau with special reference to the management of prison industries, we hope that in the near future we can report great progress in the Keystone State.'

"Statistics show that there are about fifty thousand prisoners in the United States, and counting our population at one hundred million, it means one to every two thousand of population. If half the population work, it follows that one prisoner is in competition with one thousand on the outside. Less than forty per cent of the prisoners work on products that are sold outside, which would bring the proportion down even less than the above. Labor is necessary for the health and morals, not only of the prisoners, but of the men outside, and

the most important reason for prison labor is that the men themselves and their well-being must be considered. The vast majority of the men in prison never worked and must be made to acquire the habit. At least eighty per cent of our prisoners were out of employment at the time they got into trouble, and if they had been employed our population would have been much smaller.

“As for compensation of prisoners, we have, in my opinion, the fairest and best compensation law in the country. Under it we allow two days off the sentence for every week’s work. We also have on our statutes, a law directing the payment of wages to prisoners when the prisoners shall have become self-sustaining. That law will be effective whenever our industries have been extended to that point where our products are bringing in sufficient funds to meet all the needs of the institution.

#### *Appropriations.*

“As a matter of comparison, I will give you some figures on the maintenance appropriations to the institution for the three years I have been here. During the fiscal year ending June 30, 1919, the year just preceding my first; the maintenance appropriation was \$332,000. The Legislature of 1919 appropriated in addition to that \$38,000 as a deficit, and \$32,000 additional to cover the fiscal year, making a total appropriation for maintenance of \$402,000. For that year the average daily population was 1,271 prisoners. The following year we had an appropriation of \$320,000, and the average population was 1,345. We had the same amount—\$320,000 during the fiscal year ending June 30, 1921, with an average daily population of 1,528. Our appropriation for the year ending June 30, 1922 was \$361,000 during these three years, and we have had no deficits whatever during the three years.

#### *Revolving Fund.*

“As to the revolving funds, I wish to say that we have used them freely in the building of necessary buildings, the



buying of new equipment, and the remodeling and bettering of equipment already in. This for the purpose of extending our industries. Among the many things that we have accomplished with the revolving fund are the building of the fireproof factory building 96x208 ft., two stories and with sufficient footing and strength to carry four more stories. The value of this building is estimated by your appraisers, and by architects and contractors at \$250,000. We also built a two-story fireproof building 32x140 ft., underneath which we have a lumber yard and storage with a factory above. Estimated value \$25,000, and in addition to this a warehouse 75x150 ft. Estimated value \$20,000. An addition to the female ward—brick and concrete—36x50 ft. Estimated value \$15,000. Additional kilns and machinery at the brick yard to the amount of \$20,000. A brick mule barn 90x280 ft., with a capacity of 200 mules and storage for forty thousand bushels of grain, and 300 tons of baled hay. Estimated value \$50,000. Additional warehouse 60x90 ft., brick and concrete. Estimated value \$8,000. We have remodeled our power plant throughout. Additions to the equipment in this plant, as well as the changing of the installations, we have spent something like \$15,000. We have laid a brick paving in front of the prison—additional sidewalks, and many other small buildings and improvements that are too numerous to mention. We put into mules an additional \$17,500, trading off all the old worn out mules so that we have no bad stock on hand. We are now building, in conjunction with the city of McAlester, a permanent water supply, which will solve the water problem for the institution for all future years. The benefits of this work will not be shared by the present administration. These are some of the accomplishments from the revolving funds, and in order to show the condition of the funds now and when I took charge I will give you the following figures:

“At the end of the fiscal year of 1919 the cash in the revolving fund was as follows: Revolving fund, \$85,613.85; Twine revolving fund, \$281,748.82, the total of the two funds

being \$367,362.67. The balance at the end of this fiscal year, June 30, 1922, in the revolving fund was \$76,980.73; twine revolving fund \$294,735.10, a total of \$371,715.83, an increase in the two funds of \$4,000 after making all the improvements and a great many more than we have enumerated. This is merely giving the cash conditions of the funds. Our annual statement shows the total revolving fund assets as \$306,675.25, while the total twine revolving fund assets are \$525,580.74 and making a total of \$832,255.99.

“Minnesota State Prison, which is reputed to be the most efficiently conducted prison in the United States, from a business standpoint, shows a revolving fund covering all industries of \$3,995,068.32—this begun with an appropriated revolving fund of \$250,000. This prison is practically self-sustaining as the only appropriations that have been made for several years have been applied to their farming industries and the amounts are from one to eight thousand dollars per year.

#### *Industrial School for Negro Boys.*

“When provisions were made for the establishment of the Industrial School for Negro Boys it was not the idea of the Legislature that it be joined to the prison, nor that it be located in McAlester, but for some reason this was done, and it should by all means be removed. The institution has been a source of considerable expense to the penitentiary ever since its location here, as we have furnished the light, heat, water etc., as well as the building, ground and some equipment. The principle reason, however, for its removal is the fact that these boys should not be under the influence of the penitentiary. The Superintendent fully agrees in this matter, and is very anxious that the school be moved away, as he says, as I do, that the influence of the prisoners around the premises of the reformatory, which is located adjacent to our barn, and where there is more or less contact at all times with prisoners, has a very bad influence on these boys whom he is trying to



educate and reform. I trust you will use your influence to the moving of that school from the vicinity of the penitentiary. Another thing in this connection that I might add, is that if the school is moved away we can use the present building for the housing of our trusty inmates, otherwise, it will be necessary for us to ask the Legislature for an appropriation to build a new cellhouse, which will take \$200,000. The increased population is making this necessary. During the past year we have had from two to three hundred sleeping in the corridors because of the fact that we had insufficient cell room. I intend to request the Legislature to appropriate \$100,000 for a new Women's Building. The present building is inadequate, insanitary, and not properly located, as it is located at the east gate of the prison through which men are constantly passing back and forth, and as you know there are certain types of prisoners who should be removed from the sight and hearing of prisoners of the opposite sex. In their present location they have no recreation grounds whatever. Our idea is to locate this on a different part of the farm, so they may have within their own walls, play grounds, gardens, and other things that will give them freedom as the men have.

*Bureau of Identification.*

“I trust you will urge in your message to the Legislature the establishment of a bureau of identification such as we asked for from the last Legislature. A few illustrations used as examples will serve better than arguments for this law.

“The sheriff in a certain county in the State arrested a man charged with theft. He was kept in jail several months, and although the case was weak, he was given a sentence of one year. When he arrived at the penitentiary he was identified as a life-timer who escaped some years ago, and on whom there was a standing reward. If the sheriff had taken his finger prints when he was arrested and sent them to us, the county would have been saved the court expense, and the sher-

iff would have gotten the reward. I could give dozens of cases like this.

“This is the case of a high class crook, who was well educated, well raised, a smooth talker, but who is a confirmed criminal, and is about forty-five years of age. In his young days he served a term in the Massachusetts reformatory, one term in the house of correction at Deer Island, Boston Harbor, then five separate sentences in the Massachusetts state prison. Then a term in California, and two terms in Oklahoma. He went out March 3, 1919 on the first sentence here and returned November 30, 1919. He was discharged August 26, 1922 on his last sentence.

“The next is a different type of man, being an ignorant degenerate who began his career with five years in the Texas penitentiary, and has served eight terms in Oklahoma, beginning January 7, 1911. Six of these sentences were served here and two at Granite, and ranged from six months to two and a half years. One time he had two sentences of one year each concurrent. His last sentence was from Lincoln County for six months. Now if we had this bureau, and the county officers were compelled to look into the history of men charged with crime, they would have knowledge by which they could judge the criminal and be better able to protect society.

“The last illustration always pleads guilty. In fact, his work is so coarse that they always catch him with the goods. If we had a habitual criminal act it would serve to protect us from the drifting class of professional criminal, who would shun a State having such a law. Our records show that 388 men here have served a previous term in this institution. Our report is somewhat misleading as we only show in that report the terms served here. As a matter of fact sixty-nine per cent of our population have served time in this or some other institution, or have a police record. The most serious disclosure is that 1,257 of the 1,675 are less than thirty years of age, or in other words, almost seventy per cent of them—notwith-



standing the fact that Granite has nearly six hundred under twenty-three. It seems to me that the problem is not so much in prison reform, but of the home and school, and my idea is the segregation of deficient boys and girls in all grades of public schools in order that they may get the education they deserve, and get through school with their self-respect and honor, but, as I say, this is not a problem for the prisons.

*Minimum Sentence.*

“There should also be a law making the minimum penitentiary sentence one year. During the past fiscal year we have received thirty-two prisoners for six months, one for five months, one for four months and thirteen days, and four for four months, five for three months, one for one month, and one for seventy days, with several others with sentences ranging from six months to less than a year. My idea is that if the crime is not of sufficient gravity to warrant a sentence of one year, it certainly is not grave enough to stamp upon a man the brand of a felon, and put upon his family the disgrace and humiliation that is the natural consequence.

*Parole Law.*

“Our parole law should be improved. I would recommend an indeterminate sentence patterned after the Indiana or Illinois law, making a minimum and maximum penalty, and providing supervision of paroled men, by having parole agents keep in touch with the men and assist them in making good. The principal fault with our present system is that we lose sight of those paroled. Every State in the union recognizes the good of the parole, and I notice that the states which have supervision after parole are stronger for it than others, and in these states nearly all first termers are paroled some time before the end of the maximum sentence; usually at the expiration of the minimum.

These laws also provide for the paroling of life prisoners, based largely upon their record in prison after a certain number of years have been served. I think this is a good law, especially as to first termers, as they certainly need the restrictions of a parole to stabilize them and keep them straight until they have gotten settled. Many men commit crime who would, under the right influence and restrictions, never go wrong again. There is no doubt in my mind that paroles have saved many a man from a life of crime. I have no patience with the opposition to the parole law.

#### *Tubercular Patients*

“We need better facilities for the care of tubercular patients, and some different arrangements should be made for them. My idea is to build an additional yard near by and construct a model cottage for the purpose. I think this could be done for about \$5,000.

#### *Criminal Insane.*

“This State should have a criminal insane asylum, and it should be part of the penitentiary, located in a separate inclosure, and such work as they could do provided in order to keep them occupied. Another great need we have here is arrangements for dentistry for the prisoners. Certainly they are as much due this service as medical treatment, and I am asking for \$1,500 per year for a dentist.

#### *Salaries.*

“Our salaries are all set by statute. This is the case of the penitentiary and reformatory. In all the other State institutions the governing board fixes the salaries. I understand that the normal school heads receive \$4,200 and up per



year with a furnished house, the hospital superintendents from \$4,000 to \$5,000 with maintenance, which is fair and right, but the warden of the State penitentiary, the largest business institution and the most difficult problem of all, receives \$3,600 and house. According to the law our foremen cannot draw more pay than the guards, although their responsibilities are much greater, and their preparation for their work necessarily requires more experience. I think these matters should be left to the Board of Control so that the salaries would be more equitably distributed. In my budget I am asking for a raise in certain salaries which have long been too low.

*Emergency Expenditures.*

"In handling emergency expenses it is necessary for the heads of institutions to advance cash in many instances, and there should be a deposit made giving each institution a checking account for emergencies. As to our institution, we very often have stock coming with sight draft attached to bill of lading that runs into thousands of dollars, and it is no unusual thing for me to owe the bank from twenty-five to thirty thousand dollars until the claims can be made out and returned. This applies to sisal as well as to other material. In addition to these industries we must pay cash for freight, express and traveling expenses, cash for transportation, and discharge of prisoners, rewards and many other things.

"Hon. George Mechling, Assistant State Examiner and Inspector, in his report on this matter, suggests that the Legislature should provide what he calls an Imprest Fund, on which we could draw checks for emergencies and then file claims, bringing the money back into the fund. Such funds should be established for each institution of the State which has any business of this nature. The size of the fund, of course, would depend upon the institution's needs."

## 6. REFORMATIVE INSTITUTIONS.

## OKLAHOMA STATE REFORMATORY.

The most far-reaching departure from the long established penal system employed in Oklahoma was the issuance of an executive order changing the scope of the State Reformatory located near Granite, Oklahoma. This order completely transformed the institution into a reformatory in fact as well as name. The removal of long term and hardened criminals from the Reformatory to the main penitentiary at McAlester was accomplished in a single day. A special train conveyed approximately 250 prisoners without incident. A return trip was made conveying approximately a like number of first term convicts and men under 23 years of age. Following this transfer the Reformatory was placed under new management and a school established wherein all prisoners desirous of securing educational advantages were given that opportunity. This has been a marked success. Hundreds of youthful criminals were found to be lacking in the most elementary educational training. They are adapting themselves readily and willingly to this innovation and marked improvement in the morals of the institution has been the result. The purpose now is to give all the inmates a training which will make them self-supporting and to remove the economic motive for crime when they are released. Factories and shops where technical training is given have been installed. Especial attention has been given to scientific agriculture, stock and poultry raising. It is the intention of the prison management to specialize in agriculture and horticulture. The demonstration farms maintained have drawn wide-spread attention throughout southwestern Oklahoma.

This segregation of youthful criminals from the more hardened criminals with its attendant educational advantages I consider one of the most important reforms inaugurated by this administration.



*Plant.*

The Reformatory owns approximately 1,312 acres of land and has leased 640 acres of State school land. Most of this land is cultivated, the principal crops being feed, small grain and vegetables. The value of buildings, land equipment and livestock is \$955,647.98.

*Population and Cost.*

The cost of maintenance for the year ending June 30, 1922, was \$197,447.56 and average daily cost of maintenance per capita for the same period was \$1.05. The average number of inmates for the year was 512. The profit from all sources for the year was \$55,058.46 net. Earnings of the institution were placed into a revolving fund from which expenditure in the sum of \$49,455.69 was made. In addition to this, appropriations for the biennial period of 1922-23 amount to \$175,226. This appropriation covered both maintenance and salaries.

The warden is Dr. G. A. Waters, appointed 1921. His salary is \$3,000.

**STATE INDUSTRIAL SCHOOLS FOR GIRLS.**

The State Industrial School for White Girls is located at Tecumseh, Oklahoma, under the management of Mrs. M. B. Conkling, who was appointed superintendent February 14, 1919, at a salary of \$2,500. This school was formerly known as the Russell Industrial School, located at Oklahoma City. In 1919 the name was changed and provision made for its removal from Oklahoma City; and in September, 1921, it was moved to its present location.

The purpose of the school as set forth by the Legislature was to provide food, clothing, shelter and industrial training

for delinquent white girls who would from time to time be committed by the several county courts to serve sentence for some crime or near-crime.

The actual purpose in its operation is, to provide a clean, wholesome home-life, together with opportunities for education and training in every phase of domestic life, removing so far as possible the effects of their previous unwholesome experience, and preparing them mentally and physically for the reception of new ideals, and new standards of conduct; and to endow them with the ideals of motherhood and citizenship.

### *Plant.*

The plant consists of 158 acres of land, with six one-story brick buildings, grouped around a circular cement driveway, which encloses the main campus.

1. There are three cottages, 97x35; two of these are for girls, each having a dormitory capacity of 40 beds, while the dining room will seat 35. One cottage is for teachers with sleeping room for ten.

2. The Hospital, 66x39, has a 14-bed ward, diet kitchen, treatment room, medicine room, nurse's room, etc., but there is practically no equipment.

3. The School Building, 66x39, containing four classrooms, is modern, fireproof, up-to-date, well ventilated, with standard lighting conditions. Total seating capacity of 80.

The Power Plant, Laundry and Bakery, are located in one building, 69x51.

In addition to these six main buildings there are a number of minor frame additions. The Community House, with a seating capacity of 200 built by the Women's Federated Clubs of the State. Four poultry houses, seven colony, and



one 728 brooder house, with cemented incubator cellar; a five-stall garage, and stable—all of which have been built since the occupation of the plant.

### *Enrollment.*

The construction of the plant has been satisfactory in almost every way except size. The family have taken great pride in moving the sand dunes, clearing away the blackjack, building walks and roadways, and planting trees, shrubs and flowers, which changed a desolate hill into a garden of beauty. It has been possible to adjust the internal operation of the plant as regards feeding and clothing the family, but it has not been possible to stretch the brick walls to accommodate more beds. Of 140 girls enrolled in the school, on September 1, 46 were sleeping on cots, benches or chairs in the living rooms of the cottages. The institution is caring for 100 per cent more than a normal capacity.

On June 30, 1922, 126 girls were enrolled. Between that time and September 1st, 11 girls were paroled, yet on that date there were 140—which shows the impossibility of keeping down the growth of the school. Scarcely a day passes that requests are not received, either by mail or telephone, for admission of one or more girls to the school. When the county judges make the plea that there is no place for the girls except the county jails—there is no alternative—they must be accepted.

### *Appropriations.*

	1921-22	1922-23
Salaries .....	\$25,000.00	\$25,000.00
Maintenance .....	40,000.00	40,000.00
Equipment .....	15,000.00	7,500.00
	<hr/>	<hr/>
	\$80,000.00	\$72,500.00

## STATE TRAINING SCHOOL FOR BOYS.

Located three and one-half miles south of Pauls Valley, Oklahoma, on 400 acres of upland is the State Training School for Boys. The plant consists of twenty buildings, of which five are used for the housing of inmates. This institution has been inadequately provided for both in the appropriation for maintenance and the buildings and equipment necessary to meet the growing demands. In fact it has been necessary to decline the reception of boys sentenced by the juvenile and county courts of the State owing to the fact that neither funds nor quarters were available.

This institution while providing a good school is lacking in vocational training. Aside from the farm, gardens, orchards, dairy and poultry departments, the advantages offered the inmates are sorely lacking.

During this administration this institution has been completely overhauled and considering the limited financial support given, has made a very satisfactory progress.

The valuation of the plant including buildings, land, live stock and equipment is \$326,668.55.

## STATE TRAINING SCHOOL FOR NEGRO BOYS.

The State Training School for Delinquent Negro Boys, was authorized by the Legislature of 1915. It was established on the prison grounds at McAlester and formally opened for inmates May 15, 1919. J. H. Lilley of Mukogee was appointed Superintendent, effective on the day the school was opened. His salary is \$2,400 per annum.

The object and purposes of the school is to provide training for young colored boys between 10 and 16 years of age who have become delinquent or incorrigible.



*Plant.*

The plant consists of one three-story brick and concrete fireproof building, 75x120 feet. The third floor contains two dormitories of 60 and 20 beds respectively; one reading and study room; one small guests reception room; one office room and the superintendent's and secretary's quarters. On the second floor are the kitchen, dining room and pantry; store-room; school room and manual training room; linen and sewing department, and teachers' quarters. On the first floor are the laundry; shower bath and lavatory; general work shop; storage room; detention room; recreation room and watchman's quarters.

The building is adequate to care for 80 inmates, to which number the school is limited. There were 78 inmates enrolled June 30, 1922.

*Appropriations.*

Appropriations for the fiscal year ending June 30, 1922 and the present year are:

Salaries .....	\$10,000.00
Maintenance .....	12,000.00
Building and equipment .....	2,000.00
<hr/>	
Total for Each Year.....	\$24,000.00

*Operation.*

I transmit the statement of the Superintendent as to the situation in this institution:

"Our chief duty is to make good boys out of bad. Of 108 boys now on parole only four have been in serious trouble since leaving here.

“Our school work consists of the first eight grades. Our vocational work consists of practical agriculture and manual training. In addition, we teach sewing, shoe mending, laundering, cooking and baking. Every boy released is trained in some kind of work and fully able to earn a respectable livelihood.

“We have no land of our own and none is allotted for our use, except a small garden spot. We send half of our number to work on the penitentiary farm each day. We do whatever comes to hand; chiefly planting, cultivating and gathering food stuff, picking cotton, etc.

“If our labor could be turned into something of value for the school it would amount to more than \$20,000 a year. But we are not permitted to produce anything of value. Economically we are absorbed in the greater institution. No enterprise can be thought of that would not duplicate one already in operation at the penitentiary. We have no revolving fund. All of our labor on the farm is credited to the penitentiary.

“We need a plant of our own where we can expand. We need a farm. We need a home of our own away from the penitentiary. We want live stock and a dairy. We are allowed only one gallon of milk a day from the penitentiary dairy, for 80 boys, for which we pay 40 cents.

“Let us have shops where we can make wagons, and furniture, and clothing and shoes. Make this a training school, in fact, as well as in name.

“We suffer immeasurably from our location. This environment is the very worst in the State in which to train delinquent boys. We are situated about 300 feet from the west wall of the penitentiary, adjoining the penitentiary barn. No activity, no degradation or vice peculiar to penal institutions for adults is hidden from our view. There is not a single virtue in this proximity. There is nothing but handrance, retardation and comparative failure in the situation.”



## 7. INSTITUTIONS FOR DEFECTIVES.

### SCHOOL FOR THE BLIND.

The Constitution of Oklahoma having provided for the creation and establishment of a school for the blind, the First Legislature appropriated \$5,000—Act approved May 29, 1908, for the maintenance of the Lura A. Lowrey School for the Blind, which was at that time a private school for the blind, located at Fort Gibson, Oklahoma. This Act provided that the school should be under the control of the State Board of Education. The Fourth Legislature provided for the removal of the school from Fort Gibson to Muskogee and appropriated \$85,000 for buildings. In July, 1914, when the first three buildings of the institution were completed, the school was moved to its permanent home. During the eight years between the time when the institution was opened at Muskogee and this date legislatures have appropriated money for buildings, grounds, and equipment with the result that we now have in all fifteen buildings and forty acres belonging to the school. The construction cost of the buildings has been \$311,740. The cost of lands with miscellaneous betterments thereon has been \$47,000. The equipment of buildings has been at a cost of approximately \$100,000.

The present Superintendent, O. W. Stewart, began his connection with the institution as Superintendent July 1, 1911, and has been in that capacity during the period of its reconstruction at Muskogee. His salary is \$3,000 per annum.

#### *Plant.*

The appropriation for buildings made in the Act which permanently located the school at Muskogee was used to provide a main or Administration building, a cottage dormitory, and a combination power house and laundry. These buildings were planned and placed with regards to structures to be

erected later. The grounds were landscaped, sewer and water lines were run in both sizes and locations to be utilized years after for the benefit of future buildings. The fifteen buildings to be seen on the campus today are described as follows:

Superintendent's residence, Main or Administration building, four dormitories or cottages, Industrial building, Hospital, Power House, Laundry, Carpenter Shop, Store House, Pump House, Dairy and Horse Barn. These buildings are of brick and re-enforced concrete construction except the hospital, which is of wood, it being a temporary building erected out of money gladly contributed by citizens of Muskogee. Of the fifteen buildings, seven have been erected during the past four years.

#### *Enrollment.*

For the fiscal year ending June 30, 1922 there were enrolled one hundred thirty-four pupils in age between six and twenty-one years. The completion of a dormitory for girls makes it possible to receive this year one hundred and forty students.

#### *Appropriations.*

	1921-22	1922-23
Salaries .....	\$36,700.00	\$36,700.00
Maintenance .....	50,000.00	50,000.00
Equipment .....	17,500.00	10,000.00
Girls' Dormitory .....	50,000.00	
Dormitory Equipment .....	10,000.00	
Dairy .....	10,000.00	

#### COMMISSION FOR THE ADULT BLIND.

This is a Commission of five members, Charles W. Dawson, President. W. J. Moore is Secretary and Field Worker,



the only salaried person connected with the Commission. His salary is \$1,500 per year.

The objects, or purposes of this Commission are to gather information concerning the blind of the State, to ascertain their conditions and needs; to aid them in every possible way; to secure employment for those who can render service of any kind; and to secure help from county commissioners for those who are unable, physically, mentally or financially, to care for themselves.

Information on file with the Commission shows some interesting facts as follows:

Average age of the blind is 53 years.

Lost eyesight at the average age of 29 years.

Loss of sight occurred by cataract, 4 per cent.

Loss of sight by fever, 2 per cent.

Loss of sight neuralgia, 2 per cent.

Loss of sight, accidents of various sorts, 12 per cent.

Loss of sight, sore eyes, 2 per cent.

Born blind, not one in a 100.

Attended school for the blind, 32 per cent.

Could read print before blindness, 18 per cent.

Learned a trade, 8 per cent.

Self-supporting by service, 16 per cent.

Income for support, 18 per cent.

Relatives able to support them, 26 per cent.

Owning real estate, 28 per cent.

Dependent on charity, 66 per cent.

There are more blind people in the State than have been recorded by any census. In a previous report the number was estimated at 1,000. Dr. A. R. Lewis, State Health Officer, makes the estimate at 3,000 in the State. There are 80,000 in the United States, and 3,000,000 in the world.

The Secretary has been making a survey of the State by counties. He finds from two to four times as many blind persons in each county as are shown by the records. He has visited 32 counties.

He finds these blind people exceptionally responsive. They plead for instructions in literature, in vocations and in other things. They are anxious to be self-supporting and independent. They are sitting in darkness, and are holding out their hands imploringly for help. They do not want to beg. They would be glad to work.

The Commission has secured compensation for about 25 dependents since the present secretary took charge of the work about seven months ago. Such amounts are set apart for the support or help of the dependents including the blind in each county, that no adequate sum can be appropriated. In most cases such help amounts to but five or ten dollars per month. The field man sees every commissioner he can and urges co-operation.

The Commissioner is endeavoring to put every adult in some sort of business, if he shows any capability. One man was put in business with a borrowed capital of \$175. He repaid the money in three months. Of course, the kinds of work that the blind can do are necessarily limited.

#### *Appropriations.*

The appropriation for all purposes has been \$4,000 per year. There was set apart for the salary of the Secretary the sum of \$1,500. All of this salary fund has been spent each



year. For other purposes, \$2,500 was appropriated, of which \$881.30 was used, turning back to the State \$1,618.70.

### SCHOOL FOR THE DEAF.

This school was established at Sulphur by the First Legislature of Oklahoma in 1908, for the care and education, mental, moral and industrial, of the deaf children of the State. The school occupied rented building in the city of Sulphur until October, 1914, when it moved into the present plant. There have been three superintendents, A. A. Stewart, who served five years; Frank Reed, who served two years; and the incumbent, J. W. Blattner, who was appointed in July, 1915. The present salary is \$2,500 per annum.

#### *Plant.*

Entire acreage belonging to the school, 74.

Acres in campus, 14.

Number of buildings, 9.

1. Administration and School Building, front 52x158 feet, three stories; two lateral extensions, 38x46 feet, three stories—reinforced concrete and brick.

2. Two Dormitory Buildings, 48x90 feet each, three stories—reinforced concrete and brick.

3. One Dormitory Building, 46x95 feet, three stories—reinforced concrete and brick.

4. Dining Hall, Kitchen and Dormitory Building, 50x100 feet, three stories—reinforced concrete and brick.

5. Industrial Building, 50x95 feet, two stories—reinforced concrete and brick.

6. Hospital Building, 40x46 feet, two stories—reinforced concrete and brick.

7. Laundry and Heating Plant Building, 50x72 feet, and coal shed extension, 13x35 feet, one story—brick with frame and tin roof.

Storage House (formerly kitchen and dining hall) 36x77 feet, one story—frame.

The total value of buildings is \$288,376.20. The total estimated value of equipment is \$49,591.79.

### *Enrollment.*

Following is the enrollment for the two years of the biennial period:

	Male	Female	Total
Fiscal year ending June 30, 1921....	148	158	306
Fiscal year ending June 30, 1922....	139	163	302

### *Teachers, Officers and Employes.*

Teachers—	Male	Female	Total
Fiscal year ending June 30, 1921....	10	18	28
Fiscal year ending June 30, 1922....	10	20	30

Officers and Employes—	Male	Female	Total
Fiscal year ending June 30, 1921....	11	14	25
Fiscal year ending June 30, 1922....	12	17	29

There are still many deaf children of school age in the State who never find their way into this or any other school. Reports from the educational department, letters from county and city officials, from humane societies and friends, together with computations based upon the usually accepted ratio of deaf persons to population, lead to the conclusion that there



are over two hundred deaf children of school age in Oklahoma not receiving the inestimable benefits of an education. Our compulsory attendance law is not being enforced as applied to these unfortunates. It should be amended and made more drastic to the end that every deaf child in the State may be brought into school and placed under competent instruction. This institution at present has not the capacity to take care of all these additional children, but you should consider a sufficient appropriation to supply the required capacity as speedily as possible.

*Appropriations.*

	1921-22	1922-23
Salaries .....	\$53,000.00	\$53,000.00
Maintenance .....	38,250.00	38,250.00
For purchase of land .....	1,000.00	
For equipment and library .....	15,000.00	
For repairs and betterments .....	10,000.00	
For revolving fund .....	500.00	

INSTITUTION FOR FEEBLE-MINDED.

Adjoining the city of Enid is located the State Institute for Feeble Minded Children. The plant consists of 640 acres of land and twenty-two buildings of various sizes. The demand for accommodations is much greater than present housing facilities will permit. A long waiting list is ever present.

The population of about 387 consists largely of children. These are given instruction in a splendid school with a course of study extending up to the eighth grade. Instruction in arts of various kinds is given where mental conditions warrant. Recreation is afforded in play grounds with light work in the gardens and farms for the older boys and men.

The value of buildings, grounds and equipment is \$549,929.92. Appropriation for maintenance for 1922-23 \$90,000; for salaries \$38,400.

The present Superintendent is Charles C. Childers, appointed January, 1919. Salary, \$3,000.

## 8. DEPARTMENTS AND INSTITUTIONS FOR CARE OF DEPENDENTS.

### EAST OKLAHOMA STATE HOME.

This institution is successor to the Whitaker Orphans Home, taken over by the First Legislature. It is located at Pryor, Oklahoma, under the direct control of the State Board of Public Affairs. The Superintendent is Neil B. Gardner, who was appointed August, 1915, and whose salary is \$3,600 per year.

#### *Plant.*

The institution is located on a forty-acre campus with a 510-acre farm. It has 32 buildings, as follows

Eight cottages and dormitories.

One school building.

One hospital building.

One administration building.

One power house.

One laundry.

One garage.

One commissary.

One old hospital, old laundry, old commissary, bakery, detention cottage, smoke house, old barn, farm residence, new dairy barn, old dairy barn, horse barn, implement shed.

Five chicken houses.



Administration building is three stories, of stone. Six cottages, the detention cottage, hospital, power house, garage, laundry, commissary, dairy barn, school building, are all of brick. All other buildings enumerated above are frame buildings.

The total value of the buildings is \$277,337.48. The total value of the equipment is \$43,130.39.

*Enrollment.*

Total number in the Home July 1, 1920.....	231	
Total number received from July 1, 1920, to July 1, 1921 .....	138	
Total number of children placed in private homes during the past year.....	105	...
Total number of children in the Home July 1, 1921	264	...
	<hr/> 369	<hr/> 369
Total number in the Home July 1, 1921.....	...	264
Total number received from July 1, 1921 to July 1, 1922 .....	...	102
Total number of children placed in private homes during the past year .....	83	...
Total number of children in the Home July 1, 1922	283	...
	<hr/> 366	<hr/> 366

*Appropriations.*

	1921-22	1922-23
Salaries .....	\$ 80,648.00	\$82,648.00
Maintenance .....	160,000.00	168,000.00

## WEST OKLAHOMA HOME FOR WHITE CHILDREN.

This institution is situated on eighty acres of land adjoining the city of Helena, Oklahoma, County of Alfalfa. This institution is to provide a temporary home for dependent and neglected children, until such time as they may be placed in private homes, either by contract or adoption.

W. F. Gilmer is at present Superintendent. His salary is \$1,800 per annum.

Children are committed to this institution by the respective county judges from that part of the State of Oklahoma which was formerly included in the boundaries of Oklahoma Territory, together with three counties that were in the original Indian Territory viz. Grady, Stephens and Jefferson.

### *Plant.*

Five buildings comprise this institution.

1. The Administration Building, which is a two-story frame building with basement, one hundred feet in length and fifty feet wide, was constructed in 1907 and has been utilized as a dormitory, both by the Cornell School of Agriculture and the West Oklahoma Home for White Children since that date; at the present time it is being used to house the employees, as a dormitory for the girls, as a store house and commissary, kitchen and dining room for all employees and wards and also the offices.

2. The Boys Dormitory, a two-story brick structure, eighty feet long and thirty-five feet wide.

3. The Power House, which is a one-story brick, fifty-five feet in length and thirty-five feet in width.

4. The Barn, is a two-story frame building, sixty feet long and forty feet wide.



5. Implement Shed, a frame building, forty-eight feet long and twenty-four feet wide.

*Enrollment.*

One June 30, 1922 this institution had charge of seventy-six wards.

*Appropriations.*

The Legislature appropriated for the past year and the present fiscal year a total of \$75,900; for 1921-22 there was appropriated for salaries, \$12,000, and for maintenance \$21,950; for 1922-23, \$12,000 for salaries and \$29,950 for maintenance.

THE OKLAHOMA CONFEDERATE HOME.

The Oklahoma Confederate Home was erected in 1910. It is situated on an attractive tract of land, a half mile from the city of Ardmore, Oklahoma, on land donated by Mrs. Lutie Hailey Walcott, of the United Daughters of the Confederacy. The objects of the Home were set forth in a resolution by M. L. Nix, in a meeting of D. H. Hammon Camp No. 277 U. C. V. (of Oklahoma City) in 1909, to provide an Oklahoma Confederate Home for indigent and disabled Confederate soldiers, their wives, and widows. On February 20, 1909, Dr. John Threadgill, R. A. Sneed, and others, formed "The Confederate Veterans Home Association of Oklahoma" and a State charter was granted to them on March 4, 1909.

Primarily, it was intended to raise the necessary funds for building the Home by private donations, but owing to the failure of crops in 1910 and 1911, and the financial depression all over the State, the subscriptions were insufficient to build a creditable, substantial home. It was proposed to turn over the land and funds secured to the State and make it a State

charitable institution. Governor C. N. Haskell approved the plan and the following Legislature passed a bill which provided for taking over and erecting the Oklahoma Confederate Home, to be a home for indigent and disabled Confederate soldiers and sailors, their wives and widows. This was amended by the next Legislature. As completed this magnificent home is one of the finest of its kind in the land.

The present Superintendent and Matron of the Home, Mr. and Mrs. Geo. W. Lewis, were appointed by the board of trustees of the Home on April 29, 1922. The Superintendent receives \$150 per month. The Matron receives \$50 per month. The physician, Dr. McNees of Ardmore, receives \$50 per month.

### *Plant.*

The Home consists of six buildings, and some smaller wooden structures.

1. The Main Building, is a two-story brick structure, 133x84 feet, containing 27 rooms on the first floor and 30 on the second floor. In 1922, the Board of Trustees ordered a wooden addition attached to the rear, or westward side, of the main building, which gave five additional rooms, thus accommodating ten more applicants.

2. The Hospital, is a two-story, fireproof brick building, 38x74 feet, with twenty-eight rooms all modern in equipment.

3. The Annex, is a two-story, fireproof brick building, 32x79 feet, has sixteen rooms including a large room used for a commissary, and is modernly equipped in every respect. It is occupied by veterans as an overflow from the main building and hospital is full to capacity.

4. The Power House, recently built, houses a small boiler which supplies all buildings with hot water and heat. It is a brick structure and was erected at a cost of \$30,000.



5. The Cow Barn, is a substantial wooden building, 30x40 feet, one-story.

6. The Dairy Barn, is an up-to-date wooden structure in fine repair. It has a concrete floor and foundation, is a one-story.

6. The Dairy Barn, is an up-to-date wooden structure in fine repair. It has a concrete floor and foundation, is a one-story building and is modernly equipped for its purposes.

7. The Horse Barn, is a well-built wooden structure, which cost about \$3,000.

In addition to these there are some minor wooden structures for various uses.

The main building is valued at \$60,000; the hospital at \$36,000; the annex at \$25,000; the power house at \$30,000; the cow barn at \$2,000; the horse barn at \$3,000; the dairy barn at \$6,000. Total as per appraised value for 1921-22, \$161,000. This does not include the real estate, horses, cows, hogs, wagon, harness, farm tools, Ford touring car, and Reo truck.

#### *Inmates.*

The Home is sheltering of date June 30, 1922, 104 veterans, wives and widows. The institution is crowded beyond its proper capacity.

#### *Appropriation.*

	1921-22	1922-23
Salaries -----	\$14,100.00	\$14,100.00
Maintenance -----	27,200.00	27,200.00
For septic tank -----	7,500.00	
Heating plant -----	30,000.00	

## THE PENSION DEPARTMENT.

In accordance with a law passed in 1915 the State pays pensions to Confederate soldiers who are residents of Oklahoma.

As the law now reads, these pensions are payable quarterly in amounts of \$15, \$30 and \$45 per quarter, the \$15 quarterly payments being made to all soldiers and widows who are inmates of the Confederate Home at Ardmore, while \$30 per quarter is paid to veterans and widows outside of the Home who are not totally disabled. The \$45 quarterly payments are paid only to veterans and widows outside of the Home who are totally disabled.

The appropriation for this purpose is administered by the Pension Commissioner. Richard A. Sneed, at present holds this position, with a salary of \$2,000 per annum.

*Appropriations.*

The total appropriation for the last two fiscal years is shown below:

Account No.	(Fiscal Year 1920-21)
1. Salary of Pension Commissioner.....	\$ 2,000.00
2. Salary of Secretary .....	1,500.00
3. Office supplies, traveling expenses, clerical help, stationery, stamps, etc.....	1,600.00
4. Pensions .....	300,000.00
5. Pensions (deficiency) .....	60,000.00
	(Fiscal Year 1921-22)
1. Salary of Pension Commissioner.....	\$ 2,000.00
2. Salary of Secretary .....	1,500.00
3. Wages for extra help .....	1,250.00
4. Contingent—B, C. and E .....	1,315.00
5. Pensions .....	375,000.00



The Legislature appropriated a larger fund for the payment of pensions in the regular appropriation for the fiscal year ended June 30, 1922 than had been provided for the previous year in both the regular and deficiency appropriations; but funds were still insufficient to pay the full amount allowable to each pensioner under the law. On the appeal of the Commissioner, I granted a deficiency certificate for \$16,000 to cover the full amount required.

*Operation of the Department.*

Since the enactment of the original pensions law in 1915, there have been filed in the office 5,051 applications for pensions. Of this number 4,136 have at this date been granted. The present Commissioners have distributed to the pensioners on the Oklahoma rolls a total of \$1,086,000.

In the three years and two months during which he has served, the Commissioner reports that 555 pensioners have died. As he has granted 1,311 new pensions during that time, it can readily be seen that the pension roll is increasing rather than decreasing, more than twice as many new pensioners having been added to the roll as have died. At this date there are actively on the roll 1,422 soldiers and 1,291 widows, more than half of them now drawing the increased pension of \$45 per quarter. There are 73 soldiers and six widows now drawing the \$15 quarterly payment in the Confederate Home at Ardmore. There are 30 women altogether in the Home, but under the law only soldiers and widows may draw the pension.

UNION SOLDIERS' HOME.

The Union Soldiers' Home was created by an Act of the Sixth Legislature, and located at Oklahoma City. It is an asylum for indigent Union ex-soldiers. The first buildings were opened for the reception of inmates November 18, 1918.

The present Superintendent is Col. Jacob Amberg, appointed June 1, 1919, with a salary of \$2,500.

*Plant.*

On June 1, 1919 there were two buildings, the main building and a hospital, neither of them finished. Since that time these buildings have been completed and the following new buildings erected:

A double garage, large enough to accommodate two cars; a cow stable, one-story and a half, and cement floor, feed room; blacksmith and general workshop, with equipment for carpenter and blacksmith work; a large two-story barn, with sheds on east and west sides, one used for the storage of tools, and the other for a horse stable; one hog house, for breeding purposes; one powder magazine. All these buildings with the exception of the powder house, are frame, and all have cement floors.

*Inmates.*

June 30, 1922, there were 64 men, 49 women, total, 113 inmates of the institution.

*Appropriations.*

	1921-22	1922-23
Salaries -----	\$13,190.00	\$14,380.00
Maintenance -----	23,388.00	28,013.00
For equipment and repairs-----	8,536.00	2,668.00

STATE COMMISSION OF CHARITIES AND  
CORRECTIONS.

This office, established to assure proper supervision of the jails, hospitals and sanitariums of the State, both public



and private and made by law the next friend of all minor orphan children in the State, is occupied by W. D. Matthews. He reports 562 inspections, county and city jails and poor farms; 309 inspections of private hospitals and sanitariums. His report shows that three counties have no jails, and only 26 counties have poor farms. The Legislature appropriated for the department for each of the last two years \$8,325.

### INSTITUTE FOR THE COLORED DEAF, BLIND AND ORPHANS.

This institution is located at Taft, Oklahoma. The Superintendent is J. R. Johnson, appointed.

#### *Plant.*

This institution is located upon 301 acres valued at \$15,000. The buildings, eight in number, are valued at \$124,000 as follows:

1. Girls' Dormitory, valued at -----	\$ 35,000.00
2. Boys' Dormitory, valued at -----	30,000.00
3. Girls' Industrial Home -----	30,000.00
4. Hospital, valued at -----	3,500.00
5. Superintendent's residence, valued at -----	2,500.00
6. Water, light and power, valued at -----	13,000.00
7. Dairy barn, valued at -----	5,000.00
8. Horse barn, valued at -----	5,000.00
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TOTAL -----	\$124,000.00

#### *Enrollment.*

There is a total of 215 inmates of whom 101 are boys and 114 are girls.

*Appropriations.*

Maintenance -----	\$37,775.00
Salaries -----	16,350.00
Artificial limbs -----	300.00
Water works -----	4,912.00
	<hr/>
	\$59,337.00

## 9. AGENCIES FOR THE SUPERVISION AND DEVELOPMENT OF NATURAL RESOURCES.

### STATE BOARD OF AGRICULTURE.

The State Board of Agriculture has charge of the governmental operations affecting agriculture in all its phases, and acts as a Board of Regents for the Agricultural Schools. It is composed of the elected President of the Board and four members appointed by the Governor. This Board has the following personnel: J. A. Whitehurst, President, A. T. Whitworth, J. J. Savage, Treasurer, J. N. Roach, Wm. H. Crume, and Ed L. Speairs, Secretary.

*Department of Feed Inspection.*

The present Feed Stuffs Law, was enacted by the Second Legislature. In order to carry out the provisions of this Act, the Board of Agriculture established the Department of Feed Inspection.

The Department of Feed Inspection now has on file 2,514 registrations of feeding stuffs, which represents that number of different brands or kinds of feeding stuff. About 60 per cent of the registrations on file with the department are registrations of Oklahoma manufacturers and 40 per cent of that number are the registrations of manufacturers located in other states. This department during the past year end-



ing June 30, 1922, has sold 6,688,390 inspection tax tags and received therefore the sum of \$31,716.24, as license tax collected and turned into the State Treasury. In addition thereto, this department has issued twenty-seven permits for the sale of commercial fertilizers within the State and collected license tax therefor, the sum of \$540, which has been turned into the State Treasury as required by law.

The personnel of the Feed Inspection Department now consists of a Chief Inspector, a Stenographer, a Shipping Clerk and Chemist.

The last session of the Oklahoma Legislature provided for this department by appropriation, a contingent fund of \$9,925, which could be used for the purchase of inspection tax tags, office supplies, etc., which amount of funds was required to purchase the necessary tags and supplies to maintain the office during the fiscal year, without the payment of any traveling expenses or other expenses for inspection service from this Department. The Chief Inspector of this department receives \$2,000 per annum.

#### *Orchards and Nursery.*

Mr. T. B. Gordon, an entomologist, is at the head of the Orchard and Nursery Department and has one assistant. Salary for each is \$1,800 per annum. The last Legislature made an appropriation of \$5,100 to cover the salaries and expenses of these two men. To make the proper inspection as required now by law of all nursery stock at least once a year and to inspect all city parks, the trees and shrubbery in cemeteries, as well as lawns, which are more or less infested with scale, bag worm, borers, web worm and other pests it will require larger appropriation.

#### *Dairy Department.*

This department is comprised of a dairy commissioner, two dairy inspectors and one clerk. The salary of the dairy

commissioner is \$1,800 a year, two inspectors at \$1,500 and clerk, \$1,200.

The object of this department is the inspection of all creameries, public dairies, milk plants, ice cream factories or any place where dairy products are sold or manufactured. It is the purpose of this department to improve the milk supply of the State and to promote dairying.

The total appropriation for all purposes for salaries, traveling expenses and all other expenses was \$7,000. We have in the State for inspection about 850 cream receiving stations, 53 ice cream factories, 22 creameries and 14 combination plants that manufacture butter and ice cream.

From July 1, 1921 to June 30, 1922, receipts show \$2,371, which was covered into the State Treasury with about 600 inspections for the year. This department has calls every day from all over the State for inspections but on account of funds it is impossible to comply with all the requests.

#### *Veterinary Department.*

This department has tested 36,858 head of cattle for tuberculosis, slaughtered out of that number 1,047 head of reactors and placed in segregation 263 head of segregated cattle. These segregated herds require a personal inspection every three months. For a year a campaign was conducted for cleaning dairy herds and assisting different cities in dairy ordinances, compelling tuberculin testing and furnishing them veterinarians for the tuberculin work. At present less dairy work is being done and attention is given to the herds in process of accreditation. There are now 200 officially accredited, tubercular-free herds in this State. There have been tested on retests of cattle coming in to the State 976 head and out of that number have had 86 reactors which were not subject to appraisalment.



There have been two very serious outbreaks of anthrax during the last two years. This department had all its available forces in the field and promptly checked the further advance of this disease. Texas has had anthrax this season adjoining Oklahoma along Red River. The department held a rigid quarantine and has had a number of deputies prohibiting the movement of cattle across the infected counties in Texas into Oklahoma.

There has been less glanders the past year than in other years. Twenty-one head of horses and mules have been condemned and killed.

The State veterinarian received \$2,400 per annum. The four deputies receive each \$2,100. There was appropriated other than for salaries, the sum of \$56,000 to pay the owners of tubercular animals when said animals were condemned or segregated as provided by law.

#### *Sheep and Cattle Scab Department.*

The last Legislature appropriated \$500 for each fiscal year. Cattle scab is prevalent in the northwestern part of the State, especially along the Kansas and Colorado borders. Those states are not doing systematic scab eradication work and diseased cattle drift across the line and infect other cattle. Two men are now employed in this work. The Federal government is co-operating and keeps a man constantly employed in this work. Unless close inspection and dipping are maintained this disease would spread rapidly over the entire State.

#### *Tick Eradication.*

At this time there are three whole counties and part of two counties below the Federal quarantine line and there is no prospect of this territory being placed above the line before the fall of 1923. There has been placed above the Federal

quarantine line since Statehood about 48,000 square miles, leaving about 4,900 square miles yet to be released. The Federal government is spending about \$45,000 yearly in Oklahoma co-operating with the Board in this work. The Superintendent is paid \$1,800 per annum and has a clerk at \$1,200. About 25 or 30 inspectors are employed at \$4.00 each per day and actual expenses during the summer months and about 10 or 12 during the winter and early spring. Last year there were inspected and dipped for fever ticks, 1,374,878 head of cattle. These were dipped during the months between March 15th and November 15th.

#### *Statistical Department.*

This department has issued during the past year a total of 275,000 copies of four pieces of literature. In addition it has issued 40,000 copies each of a wheat letter and a cotton letter mailed to producers of these staples. The department issues a weekly publication under the name of Oklahoma Crop Notes of which 67,600 copies were mailed during the year; a monthly publication issued eleven months in the year under the name of "Crop Reports" of which 168,000 copies are mailed each year; approximately 25,000 copies of reports upon special crops and cotton reports giving information on this crop, monthly from June to September inclusive.

The salary of the statistician is \$1,620 per annum.

#### *Appropriations.*

Total appropriations for this department for each of the last two years was \$185,335.

The salary of the President of the Board is \$2,500; the Secretary of the Board receives \$2,100 per annum; the Financial Secretary, \$1,800 per annum; the State Veterinarian, \$2,400 per annum; the Livestock Superintendent, \$1,800 per



annum; four assistant State Veterinarians, \$2,100 per annum each; the Chief Feed Inspector, \$2,000 per annum; the Chemist and Minute Clerk, \$1,500 per annum each.

### GEOLOGICAL SURVEY.

The Geological Survey is housed in the Geological Building of the State University, with an auxiliary office in the Capitol. The director of this survey is C. W. Shaamon, appointed in 1914.

#### *Purpose.*

The chief purpose of the Survey is to investigate the mineral resources of the State. Field work is carried on by members of the staff and field assistants, and upon the completion of a particular piece of field work, a bulletin or circular is prepared setting forth the results of the investigation. In its proper scope the work of the Survey includes certain features which may be classed as educational. The several parties of the Survey on geological investigations readily obtain a vast amount of other valuable information which no one else in the State is in a position to secure. This information belongs to the State. The field man who is interested in geological studies usually is interested in other nature studies. Therefore, in connection with his regular duties he is able to collect much valuable information along other lines. This interest may be along the line of special research in geology, or in the study of the flora or fauna in the region where he works. In fact the relation of nature or wild-life to surface geology is a very important one.

These datas collected may be given out to the public through lectures, brief papers published, special reports on the birds, insects, trees and shrubs, flowering plants, and many other special subjects. When it is found that a large amount of such information can be secured on a subject some one is appointed to make special investigation along that line.

At the present time there is scarcely any available source of information on the mineral resources and natural history of the State, except such as can be furnished by the Survey.

*Classes of Work Performed by the Geological Survey.*

The work of the Oklahoma Geological Survey is divided into the following classes or functions:

- (1) Administrative.
- (2) Geological Investigation.
- (3) Mineral Investigation.
- (4) Structural Investigation.
- (5) Geological Research.
- (6) Geographic and Natural History Survey.

*Summary of Work Completed Since July 1, 1921.*

1. Completion of numerous state and county maps.
2. A new base map of the State, 7 feet by 11 feet, scale one-fourth inch per mile. This map will be available in blue line prints, original size and a reduced half inch scale, published for general distribution, about January 1, 1923.
3. Special topographic and mining development map of lead and zinc district, including about 130 square miles, compiled in co-operation with the lead and zinc operators association. (In preparation for publication.)
4. Mapping of Ouachita Mountain region of southeastern Oklahoma.
5. Detailed report on Love County.
6. Chemical analysis of Oklahoma minerals. (Ready for the press.)
7. Report on Hewitt oil field.
8. Detailed report on Cimarron County.



9. Detailed report of Youngstown oil field.
10. Detailed report on portion of Bristow Quadrangle.
11. Detailed report on Garber oil field.
12. Detailed report on Tonkawa oil field.
13. Detailed report on shallow oil fields of Oklahoma.  
(Covering several counties.)
14. Revision of reports on 100 oil fields of the State.
15. Two issues oil field map showing from 175 to 200  
separate or distinct oil and gas fields or pools.
16. Field investigations of Oklahoma coal and coal  
mining.
17. Report on the Robberson oil field..

*Appropriation.*

Greater demands have been made upon the Oklahoma Geological Survey during the past two years than at any time in the history of the department. The Survey has not been able to meet all work which should have been done. However, the co-operation of various State departments, the U. S. Geological Survey, the U. S. Bureau of Mines, and the American Zinc Institute, oil and mineral companies, individuals, and Chambers of Commerce of the State have assisted greatly in carrying on successfully the work of the Survey. This co-operation has not only added in a financial way but has greatly enlarged the scope of the work. In addition to the assistance given by the above organizations the sale of special maps prepared through the drafting department and the funds received through well log service have materially aided the carrying on of the work required from the Oklahoma Geological Survey.

During the present biennium, \$45,000 per year has been available from appropriations, which is approximately \$17,000

less on appropriations than was available for the previous biennium. This appropriation was supplemented by funds from the sources above named to the extent of approximately \$10,000 for the year ending July 1, 1921 and \$19,000 for the year ending July 1, 1922.

The regular number of employees of the Geological Survey is from fifteen to twenty, and during the field season, running from five to six months each year, several additional employees are used over the State in the field parties.

#### PETROLEUM EXPERIMENT STATION.

The Petroleum Experiment Station of the Bureau of Mines at Bartlesville, Oklahoma, receives equal financial support from the State of Oklahoma and the Federal government. During the fiscal year 1921-1922 the State was under the direction of H. H. Hill as Superintendent.

Due to the increased appropriation from the Legislature at the last session it has been possible to increase the personnel of the Bartlesville station and to start several important investigations. The Station now receives \$37,500 annually from the State of Oklahoma and approximately \$38,000 from the Federal government. There are now twenty-four people employed at the Bartlesville Station working on problems relating to practically all phases of the oil and gas industry.

The work of this Station is exclusively technical and scientific investigation of problems incident to the oil industry. During the year studies upon the following subjects were completed and made available for all interested persons:

The Use of Low Pressure Burners in Oil Field Boilers.

Development Problems in the Deane Oil Field.

Hazards Involved in the Transportation of Natural Gas Gasoline.



Development Problems in the Slick Oil Field.

Water Problems in Oklahoma Oil Fields.

Evaporation Losses.

Study of Skimming Plant Operations.

Seperation of War from Wax Distillates.

Transmission Losses of Natural Gas.

Study of Oil Field Emulsions.

Effect of Back Pressure on Oil Production.

The Use of the Diamond Drill for Drilling Oil Wells.

Oil Well Pumping Problems.

A number of miscellaneous analyses of crude oils, refined products and oil field waters.

Investigations to determine the value of gas in the Osage Nation and an investigation to determine a fair differential between the price of crude oil from the Salt Creek Wyoming field and crude oil from the Mid-Continent Field.

### *Financial.*

The appropriation of the State of Oklahoma in the amount of \$37,500 for the year July 1, 1921, to June 30, 1922, was expended as follows:

For salaries .....	\$22,862.64
For travel .....	4,967.47
For printing .....	47.50
For sundries .....	2,095.51
For stores and supplies .....	1,840.78
For equipment .....	2,212.70
Balance unexpended .....	3,473.40
Total appropriation for fiscal year ending June 30, 1922 .....	\$37,500.00

## FISH AND GAME DEPARTMENT.

The activities of this Department are controlled by the State Game and Fish Commission, consisting of the Governor, Secretary of State and the State Game and Fish Warden.

Mr. Ben Watt is the State Game and Fish Warden with a salary of \$2,500 per year. There is an Assistant at a salary of \$1,800 per year and a stenographer at \$1,200.

This is a department whose objects and purposes, while generally known and understood, are but little appreciated by the people and the value of the work transacted and the importance of the same are but little recognized. I cannot do better than to include in this message a portion of a letter from the State Fish and Game Warden, under date of December 20th:

“You will recall that my appointment dated from February 13, 1919. The funds for that fiscal year had run very low; the Legislature was in session for weeks after my appointment; there were some members of that body antagonistic to the department and I had little to do with until July 1, 1919, and did not get this until the last night of the Legislature.

“The hatcheries and game farms were in poor condition, the season was too far advanced to do much good and I have really had but three years in which to work out my own ideas and plans, with money sufficient to do with.

“Please bear in mind that I do not want more than a fair share of whatever credit is due the department for what has been done. I fully realize that I have gathered around me a capable set of men and women to aid me and they have not only had the ability but the nerve and heart to “go to it” and the greater the obstacles to be overcome the more earnestly have they put their shoulders to the wheel to overcome them. With only one or two exceptions the force I have about me have been in every way capable and loyal and to them as much



as to me should go the credit for any improvements to be found now in the various departments from what they were almost four years ago.

“In running over this report you will bear in mind that this department has never asked or received one dollar of appropriation from the general revenue fund, but has been sustained solely from the receipts from hunting licenses and from fines and forfeitures for violations of the fish and game laws.

“It was argued against the department when it was put into existence that it could not be made self-sustaining; that in less than two years it would be asking appropriations from the general revenue fund. Instead of that, the department by good management, and by good investments, is now worth close around a million dollars in money and property and this is being added to yearly by fifty thousand dollars per year and this can be greatly augmented by a few changes in the laws which I am submitting to you, most of them passed by the “late lamented” Legislature, but which body adjourned before the bills could be properly signed and enrolled.

#### *Fish Hatcheries.*

“Our two fish hatcheries, one at Medicine Park, in Comanche County, C. K. McDonald, Superintendent, and the one in Bryan County, Guy C. Wallace, Superintendent, are now in excellent condition and have made records for the past two years said by the United States Bureau of Fisheries never to have been equalled or approached by fish hatcheries, hatching fish naturally, of anything like similar capacities. For the year 1919 we put out about seventy thousand game fish; in 1920 we put out 250,000 game fish; in 1921 we put out two million nine hundred thousand game fish and this year we have put out in game fish alone in round numbers four million fish,—in fact about four million two hundred thousand.

“These fish if secured from commercial hatcheries would cost, delivered by messenger, as they would have to be, \$30.00 per thousand or about \$125,000.00; two and one-half times more than the total expenditures from the game protection fund for this year.

“These fish have been delivered into every county in the State, have not cost the applicants a penny, and practically all applications have been filled that came in before the seasons ended, unless it was in some isolated case, where messenger delivery was impossible or where the applicant failed for some reason to meet the fish, when notified.

“The hatcheries are in good condition, new ponds have been made and others worked over; the brood stock is better than for any previous year, and I have every reason to believe that with any sort of an even break in luck, 1923 will see our wonderful records of 1922 broken.

### *The Game Farms.*

“In McCurtain County we have a body of land surveying out about sixteen thousand, eight hundred acres, well filled with deer and turkey and with an abundance of smaller game.

“This preserve has been fenced during my administration, a six-room hewn log house has been erected, big rooms, well built and roomy; outhouses have been put up; barns have been built; garden fences and cross fences have been made; cross fences have been put in; a well has been dug; an orchard set out and various other improvements made. It can be said to the credit of the two men I have there, J. E. Beavers and J. W. Henry, an outside and an inside man, that it is not believed by any one that a single shot has ever been fired at a deer or turkey within this enclosure.



*Ellis County Game Farm.*

"In Ellis County we have a lease for five years, almost four years longer, on a body of land comprising one hundred and thirty-five thousand acres, which did not cost the State a single cent. On this preserve we have sent some eight or ten buffalo, which are fat and fine, and quail and prairie chickens are breeding there by the thousands. Also there is a frontage of thirty-five miles on this body of land of the South Canadian River and this is the breeding place for thousands of wild ducks. There are about a dozen deer on this preserve and they are increasing year by year. One man looks after this and with a small appropriation from the Legislature, we can soon begin to trap both quail and chickens and place them in depleted covers, where parties will arrange to care for them and furnish cover for their hiding and nesting places.

*Osage County Farm.*

"In Osage County we have a quarter section of land, which was purchased for some reason before I went into office. This is found to be unsuitable for game or fish purposes and it should be sold, and the proceeds invested elsewhere.

*Cherokee County.*

"In connection with the State Normal at Tahlequah we have fenced about a forty-acre tract of land and placed a number of Gambel Quail there which have done well. We also have seven deer there, having begun two years ago with a single pair.

*Want Combined License.*

"By the time the legislature meets we will have in the neighborhood of two hundred thousand dollars in cash. This

fund should be used in the establishment of game preserves in other sections of Oklahoma and in other fish hatcheries, provided a law is passed requiring a license to fish as well as to hunt. I do not want another and different license, nor do I ask an increase in price, but I do ask in common fairness to the hunters of Oklahoma that the license shall read: "To hunt and fish in Oklahoma." This would bring in many thousands of dollars, would more evenly distribute the sale of license over the year, giving our men more time to work out the cases for failures to purchase license. We are now spending more money for fish than for game, and persons who fish and do not hunt do not contribute one cent to the fund.

"In the past few months I have addressed many hunting and fishing clubs, a number of chambers of commerce and various civic organizations, Kiwanis, Lions and Rotary Clubs, and in every case these organizations have agreed that this provision should be in the law and have also passed resolutions promising to aid us in every way possible in the protection and propagation of game and fish.

"We only have thirteen rangers who draw salaries, and this is inadequate, but with one for each county, which would be impossible, we could not have game and fish protection without a strong sentiment behind our laws, which we are gradually securing.

"With an open season on rabbits and squirrels at all times, it is impossible for our men to follow the hunters up, and it would be if we had one for each county, five times as many as we have now.

#### *Improvements and Suggestions.*

"I think the crowning achievement of our administration has been securing the 135,000 acres in Ellis County, and it would be wise for the Legislature to appropriate funds to



purchase at least five thousand acres in this county which the department would own, so that with the other bodies of land secured by lease, we would always have a home for the game in case anything should happen to this lease. This land if secured at a rental for the purposes for which we use it, the propagation of quail and chicken, would cost at least 10 cents per acre, or \$13,500.00 per year, or a total of more than \$65,000.00 for the five years.

"I think our next greatest achievement has been in the purchase of 2,880 acres of land in McCurtain County adjoining the old game preserve, which was not sufficiently watered for a game preserve. In securing this tract of land for \$5.00 per acre, a total of \$14,400, we not only secured the land, but secured a mile and a half of Mountain Fork River front, which makes it one of the best watered and best located game preserves in the country. This tract has considerable farm lands, a number of good bottoms, and is well covered with virgin timber, both pine and hard wood, and was purchased for \$1.15 per acre less than was paid for the old tract of not nearly such good land and not well watered. I could sell the timber of this land for \$10 per acre, or twice as much as we gave for it, and keep the land, or make a clear profit of \$14,400.

"At the Bryan County Hatchery and Game Farm we have built without any cost, except for material, doing the work with the hands under the appropriation for the department, a good four-room house for one of the hands, have put in and furnished with tools a good blacksmith shop; have put in another good breeding pond or tank; have made fences and cross fences; have set out orchards; cleared land; put in electric lights and have improved and beautified the grounds for a total in improvements alone of \$10,000.

"At Medicine Park, besides beautifying the grounds and fencing and cross fencing them, we have built two four-room tenant houses, cost only of materials; put in three pergolas;

gardens and a sunken garden; put in steps of concrete leading to the house; have put in a green house, heated in such a way as to be of no cost to the state, and have made what is said by the thousands who visited Medicine Park last summer, to be the most beautiful spot in the State of Oklahoma.

“I think these improvements, all within the appropriations and no greater than for former years, would cost not less than \$10,000.

#### *Changes in Game Laws.*

“I am submitting to you some changes in the game laws which should be made and which will not serve as hardship on any one. Most of these changes, which would yield the department not less than \$50,000 per year, were made by the last Legislature, but as I have said, the Legislature adjourned before the bills could be signed up and properly enrolled.

“That a combined hunting and fishing license to cost the same as the present hunting license, \$1.25, be authorized. Those who fish will be compelled to secure a license, as is now required of hunters. As it is now those who fish and do not hunt contribute nothing to the game protection fund. The combined license would bring considerable money to the fund, and would more evenly distribute the sales of licenses over the year.

“That there be no closed season for fishing with rod and line, but that all other methods of fishing be outlawed.

“That a big game hunting license for non-residents be authorized. This license should be in addition to the present hunting license and should not be less than \$25 a year.

“That all non-residents who come into Oklahoma to fish be required to secure a license. At present residents of other states can come into Oklahoma and fish without payment of



one cent, while Oklahoma fishermen, going into other states must pay for the privilege of fishing there.

“That the quail shooting season begin Thanksgiving day and continue to January 2. This would permit quail hunting on three holidays, affording practically all of those who care to hunt an opportunity to do so.

“That a season for turkey hunting be authorized, limiting each hunter to one turkey gobbler.

“That the deer season, in which one buck deer with horns may be killed, be made the same as the quail season, and not begin November 15, as is now the case.

“That the interest on moneys accruing from the sale of hunting licenses come back to the game fund, and not go into the general revenue fund, as at present.

“That a provision be made permitting selling off of surplus males and re-investing of the funds thus derived in females.

“That an appropriation be made for the trapping of quail and prairie chickens and distributing them over sections of the state where they once abounded but are now depleted.

“That the words ‘adjacent to’ should be stricken from the provision allowing the leasing of land for game preserves and permit the fish and game department to block considerable bodies of land anywhere in the state and place them under the present law for game preserves.”

#### 10. OFFICERS AND DEPARTMENTS FOR THE SUPERVISION OF BUSINESS.

##### INSURANCE COMMISSIONER.

The Insurance Department has for its head E. W. Hardin, appointed February 1, 1921, with a salary of \$2,500. The

Assistant Commissioner is F. E. Young, appointed November 1, 1919, at a salary of \$2,250.

### *Operation.*

This department controls the licensing of life insurance companies and agents, requires reports of companies doing business in the state and approves policy forms in use by the various companies. The office is a large revenue producer from the collection of the gross premium tax upon the insurance companies and of license fees from agents. The total collection from these sources for the year ending December 31, 1921, was \$751,352.27. The total amount collected by this department since statehood up to January 1, 1922, was \$4,332,421.22.

More than 25,000 agents' licenses were issued in 1921.

### *Appropriations.*

Total appropriations for this department for all purposes is \$20,450 per annum for each of the years 1921-22 and 1922-23.

## STATE INSURANCE BOARD.

The board consists of its secretary, with ex-officio members, State Fire Marshal, Insurance Commissioner, three constituting the board when a hearing is held, though two of these members can conduct a hearing.

The executive officer of the State Insurance Board is J. W. Hamill, appointed December, 1922, salary \$3,000 per annum.

The other officials connected with this department are J. H. McElroy, Fire Insurance Actuary, appointed September,



1920, \$3,000 salary; Alice Jordan, General Clerk and Stenographer, appointed July 1922, \$1,200 salary.

*Purpose of the Department.*

The purpose of the department is the regulation and control of rates of premiums on insurance, and preventing discrimination therein, and the granting and revoking of insurance agents' licenses; the prosecution of fraudulent advertising, and the control of unfair methods on rebates, etc. The State Insurance Board has jurisdiction and control over reciprocal and inter-insurance exchanges and foreign mutual associations writing fire and casualty lines in this State. The license for each one of these must be obtained annually through the board upon payment of the required fees and taxes.

The secretary of the State Insurance Board takes care of all cancellations of licenses of all agents, and grants licenses to them to transact business within the State of Oklahoma. .

*Operation.*

This department collected and turned over to the State Treasury \$92,230.32 during the year 1921, making revenue less appropriation of \$8,700, or \$83,530.32.

The number of hearings held by the board were.....	117
The number of claims settled outside of hearings before the board and by correspondence were.....	574
The number of claims settled through the board.....	53
The number of claims settled by actuary were.....	300
The number of claims filed and not settled.....	97

*Appropriations.*

The appropriation for all purposes was as follows, for each of the past two years.

Salary of Secretary .....	\$3,000.00
Salary of Insurance Rate Expert.....	3,000.00
Salary of Clerk and Stenographer.....	1,200.00
Contigent Fund .....	1,500.00
	<hr/>
	\$8,700.00

## STATE INDUSTRIAL COMMISSION.

The Industrial Commission is composed of three commissioners. the personnel at the present time is Mrs. Fay L. Roblin, H. C. Myers and Baxter Taylor, chairman. The Secretary is Mrs. E. F. Riggins. The salary of each commissioner is \$3,000 per year, the term of each member, as fixed by statute, is six years. Mrs. Roblin's term will expire in 1925, and that of Judge Myers in 1927, Judge Taylor's term will expire in 1923.

The object and purpose of the Industrial Commission is to administer the Workmen's Compensation Law. Unlike many industrial commissions, this one has to do exclusively with the Compensation Act and does not fix rates of insurance.

The law provides that all contested cases be promptly heard and a decision rendered within thirty days. At the present time there are approximately two hundred cases in various parts of the state that should be heard. In the event of a contest it is necessary that a member of the commission go to the county where the injured person lives and take testimony. Under this system a great deal of time of the commissioners is taken. The statute provides that the inspector, whose duty is primarily to see that all hazardous industry



carries insurance, may conduct hearings, but this duty has never been required for the reason that the one inspector that the law now authorizes, is physically unable to do more than to attend to his duties of inspection. The Industrial Commission in its annual report of the fiscal year ending September 1, 1922, and in the budget submitted, asks two additional inspectors. Their recommendations are entitled to much consideration. It is shown in this report that there are 7,493 employers who are carrying casualty insurance, or have permission to carry their own risks. The commission estimates that there are 2,000 or possibly more employers at the present time who are amenable to the Compensation Statute, but who are disregarding the insurance provisions.

The reports of this department show a gradual, and in some respects, a large increase in the volume of business conducted. There were 25,636 cases reported during the fiscal year ending September 1, 1922. One thousand one hundred thirty-six formal hearings, or an average of nearly three and one-half cases per day were conducted. The sum of \$1,458,081.74 was paid as compensation during the fiscal year to injured workmen. In addition to this, these industrial casualties received medical benefits; that is, treatment by physician, hospital attention, and such like—to the cost of respondents and insurance carriers of \$649,540.24. Three thousand one hundred thirty-four orders and awards, or an average of about fifteen per working day, were issued by the commission. In addition to this the remaining 21,000 cases have been reviewed by the commission and payment of compensation approved. So that, with contested cases, or those which were adjudicated without special hearings, the commission disposed of a little more than eighty-two cases per day.

#### *Appropriation and Cost of Administration.*

The appropriation for this department by the last legislature for the ensuing two years was \$39,519.04 annually. It

therefore, cost the State the sum of \$1.54 for each of the 25,636 accidents to administer the law. The average amount of compensation paid to each claimant was \$56.88, plus an average medical expense of \$25.34, or an average benefit to each workman of \$82.22. Or, to put it in another light, to pro rate among the several counties the appropriation, it will be seen that for each accident coming under the law, it cost each county \$0.02, and procured a benefit to the injured workman of more than \$82.00.

The medical expense of \$649,540.24 represents forty-four and one-fourth per cent of the compensation paid.

There were 2,271 more accidents reported to the Commission during the fiscal year ending September 1, 1922, than reported during the previous year. There was an increase in compensation paid to injured workmen over the previous year of \$373,044.82.

It is noted in the report of the Commission that there were twelve and twenty-one hundredths per cent more accidents and thirty-four and thirty-eight one-hundredths per cent more compensation paid to claimants in the last fiscal year than in the previous year, notwithstanding the very serious handicap of a stinted appropriation which was six and ninety-seven one-hundredths per cent less than the appropriation by the previous Legislature.

In view of the foregoing statement which discloses a growth in the work of the Industrial Commission, the need for an increased appropriation to meet the demands by reason of a large body of unfortunate citizens, is manifest.

#### THE STATE ISSUES COMMISSION.

The State Issues Commission was created by Chapter 49, Session Laws of Oklahoma, 1919, and is composed of the Bank Commissioner, State Auditor and Secretary and Secretary of



State. The Commission is authorized by the Act creating it to appoint, with the approval of the Governor, a secretary at a salary of \$2,500 per annum, which position is held by Lewis Terry.

The Commission was created to prevent unfairness, imposition or fraud in the sale or disposition of speculative securities by requiring the inspection, supervision and regulation of the business of any person, firm or corporation engaged or intending to engage in the sale of such securities.

### *Operations.*

During the three years the department has operated, there were three hundred and ninety-three applications filed, with an aggregate capitalization of \$578,670,520 and during the same period the Commission authorized the sale of securities to the amount of \$21,244,647. This appears to be a very small amount of securities approved for sale compared with the figures given above, and more especially when the number of applications chartered and licensed to do business in this State is considered. However, the Commission has scrutinized very carefully all applications for permits and the annual reports filed by the companies permitted, fully justifies the very careful manner of disposing of applications which the Commission has at all times followed.

As a result of this policy, the number of applications filed for the last two years is considerably smaller than that for the first year. It is also apparent from the large number of applications actually filed that "get-rich-quick" schemes have not been attempted or carried out by unscrupulous promoters that would have been if no regulatory law had been in force.

All but three of the United States now, in some way regulate the sale and issuance of speculative securities. Also a number of the provinces of Canada have adopted a regulatory law, and it is only reasonable to believe that if we had no Blue

Sky law in Oklahoma, many of the unscrupulous promoters of the country would come to our State to dispose of their worthless stocks and bonds. It appears that the laws of other states are very satisfactory and will no doubt remain in force.

### *Appropriations.*

The Legislature that created the Commission appropriated to its use for each of the years ending June 30, 1920, and June 30, 1921, for secretary's salary and contingent expenses, including extra help, the sum of \$12,500 while the last Legislature appropriated only \$5,500 for each of the two appropriation years, beginning July 1, 1921, and ending June 30, 1923, for secretary's salary and all other expenses.

## DEPARTMENT OF LABOR.

This department is made up of the Administrative Office and four divisions as follows: Bureau of Labor Statistics; Bureau of Factory Inspection; Bureau of Free Employment; and Board of Arbitration and Conciliation.

The responsible officers are: Claude E. Connally, Commissioner, elected in January, 1919, salary, \$2,000; W. A. Murphy, Assistant Commissioner, elected in January, 1919, salary, \$1,800; D. L. Easterly, State Factory Inspector, elected January, 1919, salary \$1,620; O. L. Hudson, Superintendent Employment Bureau, elected January, 1919, salary \$1,500.

### *Purposes.*

There are in effect at the present time, more than forty different statutes dealing with the employment of men, women and children in mills, factories and on public works throughout the State. The enforcement of all these laws comes under the jurisdiction of the Bureau of Factory Inspec-



tion through the Commissioner of Labor. Added to these are the various rules and regulations adopted by the department for the purpose of carrying out the intent of the general laws for the protection of the health and safety of workers.

Among the general labor laws coming under the department for enforcement, are those restricting employment on public works to an eight-hour day, and the current rate of wages law on public work; requiring guards for dangerous machinery prohibiting the locking of doors or blocking the exits to fire escapes; providing for the inspection of steam boilers; safe scaffolding law; providing for the collection and publication of an annual report of surplus products and labor statistics; enforcing semi-monthly pay law in certain occupations; providing for the payment of wages to be made in lawful money of the United States; the law relating to false statements as to conditions of employment; the hiring of guards without a permit from the Governor; the law requiring public service corporations to issue service letter to employees leaving the service; the law against blacklisting; requiring railroad repair tracks to be sheltered; the law requiring transportation and transmission companies to have two pay days each month; giving advice concerning the mechanics and laborers lien laws and prohibiting the sending of claims out of the State for collection; requiring certain kinds of headlights on yard locomotives; requiring transportation companies to maintain repair shops in the State; the law giving employees of common carriers, free choice of surety companies; and the law prohibiting the contracting of convict labor, and others.

#### *Laws Regarding Health of Workers.*

Statutes under the jurisdiction of the department intended to conserve the health of employees, are those requiring adequate provisions for lighting, ventilation, and sanitation of industrial establishments; providing for the removal of dust,

fumes and poisonous gases, and the installation of proper exhaust systems in factories and workshops; and providing for the sanitation of bakeries.

### *Laws Affecting Women and Children.*

An important body of laws which it is made the duty of the department to enforce, are those dealing specifically with the protection of women and children in industry. The statutes limit their employment in factories, workshops, mercantile, manufacturing and mechanical establishments, hotels, restaurants and other occupations. Women can be employed only to a maximum of nine hours in one day, and fifty-four hours in one week; requiring that suitable seats shall be provided for both women and children; and fixing a minimum time for noonday meals; prohibiting the employment of children under fourteen in factories and workshops; and restricting the employment of children under the age of sixteen on or around dangerous machinery; and restricting the employment of children under the age of sixteen years in any occupation except agriculture or domestic service to not more than eight hours in any one day, nor more than forty-eight hours in any one week.

### *Bureau of Free Employment.*

From January 1, 1921, to December 31, 1921, employers' orders for help in the offices at Ardmore, Enid, Lawton, Muskogee, Oklahoma City and Tulsa, amounted to 43,614. The records of those offices show that 38,892 persons were given employment during the time; this did not include harvest hands, cotton pickers and broomcorn pickers. Harvest hands were requested to the number of 11,296 and the records show that 8,136 were placed. Cotton pickers were wanted to the number of 3,325, and 2,314 were furnished. Broom corn pickers were wanted to the number of 1,475, and 1,025 were



supplied. The total help wanted for the above period was 59,710; the records showing that 50,367 were placed.

The total cost incident to operating the employment service for the year 1921 was \$12,433.15, divided as follows: Ardmore \$873.54, Enid \$1,553.53, Muskogee, \$1,803.85, Oklahoma City \$4,562.67 of which amount \$300 was contributed by the city commissioners of Oklahoma City for the payment on rental quarters from July 1 to December 31, Tulsa \$235.80. The average cost for each placement made was 25c.

#### *Appropriations.*

The total appropriated for this department for each year of the last biennium was \$42,120.

### STATE MINE INSPECTOR.

This department was created for the purpose of enforcing the mining laws of the State, for the better protection of the life and health of the miner, and to improve the general conditions under which he is compelled to labor; also for the protection of the mining properties.

It is also its duty to see that the excavations in the mining of coal, be so conducted as to avoid the leaving of unnecessary amount of coal in the ground which may not later be retrieved.

The State is divided by law into three mining districts so in addition to the Chief Mine Inspector, there are three district inspectors. Each must reside in the district from which he is elected.

It is the duty of the inspectors to thoroughly examine every mine in the State, not less than four times a year, and as often as it is deemed necessary, either by the Inspector, the miners or the operator.

The Chief Inspector, has general supervision over all the mining operations in the State, and may of his own volition, visit the mines for the purpose of inspecting the same. He is frequently called into conference to try to settle the many disputes which arise between the district inspector, the operator and the miners.

#### *Organization.*

This department is composed of the Chief Mine Inspector, three district inspectors, one clerk, and one stenographer; the stenographer has charge of a branch office at McAlester, for which the State pays twenty-five dollars a month rent.

#### *Operations.*

The inspectors are called on to visit the mines several hundred times in the course of the year, for the purpose of correcting some unlawful, or unnecessary dangerous conditions, which arise almost daily in some of the mines. This work has been confined at this time to the coal mines, as with the present force of inspectors, it has been impossible to give the Lead and Zinc Mines which are located in northeastern corner of the State, the attention to which they are entitled. It has been necessary to order the mines closed in some cases, until the operator decided to obey the law, and in a few cases the department has prosecuted, and obtained convictions for gross violations of the law.

#### *Appropriations.*

The appropriation for this department for the fiscal year ending June 30, 1922, was \$13,462.50.

### CORPORATION COMMISSION.

This department issues a complete printed report, which is available for your information.



11. BOARDS FOR SUPERVISION OF PROFESSIONS.

BOARD OF MEDICAL EXAMINERS.

The Board of Medical Examiners, at the beginning of this fiscal year, consisted of seven members.

W. T. Ray, M. D., Gould, President.

W. E. Sanderson, M. D., Altus, Vice-President.

J. M. Byrum, M. D., Shawnee, Secretary.

D. W. Miller, M. D., Blackwell.

E. E. Farber, M. D., Cordell.

L. E. Emanuel, M. D., Chickasha.

O. N. Windle, M. D., Sayre.

These represent the Regular, the Homeopathic, the Eclectic and the Physio-Medic schools of practice.

*Business Transacted—Income.*

During this fiscal year licenses were issued as follows:

Examinations .....	37
Reciprocity .....	53
Re-registration, Act 1908 .....	10
Duplicate .....	6
	<hr/>
	106

Endorsements of credentials of reciprocity  
to other states ..... 14

The fees charged by this Board on the above items are as follows:

Examination .....	\$25.00
Reciprocity .....	50.00
Re-registration, Act 1908 .....	10.00
Duplicate license .....	10.00
Endorsement of credentials .....	10.00

The total income from these sources amounted to \$3,875 for this fiscal year.

### *Expenditures.*

The expense of the Board for this fiscal year are itemized as follows:

Per diem .....	\$3,624.95
Traveling expenses .....	1,246.18
Furniture and equipment .....	172.75
Sundries .....	137.73
Printing .....	44.00
Telephone .....	22.65
Office rent .....	195.00
	<hr/>
	\$5,443.26

Excess of expenditures over income for this fiscal year .....	\$1,568.26
Amount remaining in fund, June 30, 1922.....	\$2,621.21

### STATE BAR COMMISSION.

In 1910 the State Bar Commission was created by law, to be appointed by the Supreme Court. There are eleven members of the Commission. They receive \$10 per day when they are actually employed in the discharge of their duties as such Commissioners.

The office of Secretary of the above Commission was created by law in 1910 and the Clerk of the Supreme Court was designated to act as such Secretary, as a part of his duties



as clerk of said Court. No additional salary is paid the clerk nor any of his employees for this additional work.

The personnel of the Commission at present is as follows :

Ben F. Williams, Chairman, Norman; W. J. Horton, McAlester; H. C. Potterf, Ardmore; D. A. McDougal, Sapulpa; Frank Dale, Guthrie; F. W. Cowgill, Dacoma; J. F. Curran, Enid; F. B. Chambers, Oklahoma City; Edgar A. DeMeules, Muskogee; R. P. White, Poteau; D. B. Madden, Walters; W. M. Franklin, Secretary.

### *Appropriations*

The total appropriation for the last year was:

Per diem of Commissioners.....	\$3,300.00
For expenses of holding examinations, etc.....	2,500.00
For investigations relative to disbarment.....	1,700.00

The expenses of this department are limited to payment of per diem, traveling expenses and hotel bills of the Commissioners while holding examinations at the State Capitol. The examinations and resulting labors cover a period of substantially one week, twice a year.

All fees collected from applicants for admission to practice law in Oklahoma are, when earned, turned into the State Treasury, and under the law, are kept in a separate fund, known as the "Bar Commission Fund" by the State Treasurer.

The State Bar Commission has always been more than self sustaining. In no instance have they exhausted the amount of money appropriated for their use by the Legislature; neither has there ever been a deficiency created by this Commission. The Commission is made up of high class lawyers from every section of the State, and they make great sacrifices in time spent from their offices and money, in order to keep the profession upon a high plane.

## STATE MINING BOARD.

This Board is composed of five members:

One Coal Operator.

One Mining Engineer.

One Hoisting Engineer and two Miners.

Each member receives a per diem of \$6.50 for not over 80 days in one year except the secretary, who receives \$6.50 per diem for not over 100 days in one year.

The Board at present is constituted as follows:

P. R. Allen, McAlester, Coal Operator, President.

T. W. McLaughlin, McAlester, Mining Engineer, Secretary.

Jas. Redpath, Wilburton, Hoisting Engineer, Member.

D. C. McAlpine, Haileyville, Miner, Member.

Martin Clark, Wilburton, Miner, Member.

The above Board was appointed May 19, 1920.

Term expires May 19, 1924.

The object of the Board is to weed out those who hold positions they are not competent to fill and to place in official positions in and around mines men capable of guarding life and property.

*Operations.*

During the 14 years of the existence of the Board it has examined:

Hoisting Engineer	1740	596	741	403
Fire Bosses . . . . .	1191	561	433	197
Pit Bosses . . . . .	1171	527	433	217
Superintendents . .	323	197	84	42
	<hr/>	<hr/>	<hr/>	<hr/>
	4431	1881	1691	859



*Appropriations.*

Appropriations for each of the fiscal years ending June 30, 1922 and June 30, 1923, \$3,443.

The needs of the Board for the fiscal years ending June 30, 1924 and 1925:

Secretary's salary .....	\$ 650.00
Salary of four members, 80 days each.....	2,080.00
Salary, Stenographer .....	100.00
Salary, Janitor .....	60.00
Contingent traveling expenses, rent, office equip- ment .....	1,000.00
	<hr/>
For each year .....	\$3,890.00

## LIBRARIES.

## STATE LIBRARY.

The Library was founded in all probability when in 1889 the first Governor, Geo. W. Steele, wrote on the fly leaf of Volume 26 Nebraska (Leese) Report, the following words:

“This is the property of the Territorial Library, contributed by the State Librarian of Nebraska and is the first from any State.” (Signed) Geo. W. Steele, Governor. Acting Librarian, 1889.

Although the formal Act creating the State Library was not enacted until March 10, 1893, when the Judges of the Supreme Court were made a Board of Directors and vested with powers of government, supervision and control.

The officers are, E. G. Spilman, Librarian, salary \$1,800, appointed July 12, 1915; Miles W. Judge, Assistant Librarian, salary, \$1,200, appointed January 1, 1917; Imogene Moore, Reference Librarian, salary, \$1,200, appointed March 2, 1921.

The Library occupies three floors and is equipped with metal stacks. The basement is used as a store room for civil and criminal reports of the State and there are in stock 19,486 Civil Reports valued at \$33,297, and 7,910 Criminal Reports, valued at \$11,865. These books are sold or exchanged for other books as provided by law governing the subject. State documents from 47 states and libraries are also on this floor and number 10,226 volumes.

Our first floor contains the main law libraries which consist of 24,000 volumes at \$480,000, consisting of text books, State and United States reports, complete reporter system, statutes and session laws of 48 states, English, Irish, Scotch, Canadian, Australian and New Zealand reports and other British possessions as well.

On the second floor the State possesses a complete set of United States documents consisting of Congressional Records, departmental and other reports dating from the foundation of the government. This is an exceedingly valuable feature of the library and numbers 7,500 volumes, which it would be hard if not impossible to duplicate.

The monetary value placed on the books of the library does not represent its real value even on the basis of replacement values. Its true value is in excess of a million dollars. The standard used herein in estimating values is purely commercial.

#### *Appropriations.*

The appropriation for 1921-22 was \$11,945.42, for 1923, \$11,889.40.

#### OKLAHOMA LIBRARY COMMISSION.

Mrs. J. R. Dale is Secretary of the Commission, appointed September 15, 1919.



Appropriation, 1921-1922 .....	\$21,334.00
Appropriation, 1922-1923 .....	17,334.00

Through the Traveling Libraries of the Oklahoma Library Commission, villages and rural communities are being placed on an equal library basis with the city.

Library development in the State is also largely centered in the work of the Library Commission. As a central bureau of information and help this Commission strengthens libraries already in existence and assists in establishing new ones.

By training thirty-two librarians at its last two sessions the Summer Library School, created through the co-operation and support of the Commission, has been an effective means of helping the small libraries.

The demand is very great. When traveling library activity was at its height, last winter, the library shelves were empty and 50 applicants were on the waiting list.

The Library Commission has redeemed the State from the Carnegie "black list," thus securing two library buildings for the State; it has raised the national library standing of Oklahoma five places, aided in establishing eleven new libraries, visited thirty-five cities in the interest of library extension and development, and prepared and distributed a variety of material relating to library work. With its traveling libraries it has reached approximately 75,000 people representing every county in the State, and it is interesting to note that in nearly every instance when a library has been returned another has been asked for.

In addition the Commission has made a library survey of the State; prepared, published and distributed 10,000 copies of an eight page Traveling Library Pamphlet; published the catalog, "1200 Books for Boys and Girls of Oklahoma"; and further acquainted the people with its service through exhibits at the State fairs and through Traveling Library demon-

strations at State schools and before numerous community organizations.

### STATE HISTORICAL SOCIETY.

The Oklahoma Historical Society was organized by members of the Territorial Press Association, at Kingfisher, May 27, 1893. In 1895, the Third Territorial Legislative Assembly designated the Society as a trustee of the Territory, making a small appropriation for its maintenance and locating it at the University at Norman. Similar appropriations were made by successive legislative sessions until 1901, when provision was made for its removal from the University. A few months later, the collections were removed to Oklahoma City and installed in the Carnegie Library building.

In 1904, Mr. W. P. Campbell, who had been largely instrumental in its organization and who had served as the Society's first custodian, returned to it to resume the duties of that position, in which he has continued to the present. The real growth of the Society's collections dates from that time. It was removed to the new Capitol, in December, 1917. It was then believed that it would have ample room for expansion for at least six or eight years, whereas in less than five years, it is already badly crowded.

The Historical Society is a corporation duly organized under the laws of the State. Its membership includes all publishers of periodicals in Oklahoma who furnish files of their publications for preservation in the Society's archives and of voluntary members who pay a annual membership fee or who have paid a life membership fee. The elected officers of the State are ex officio members of the Society. It is governed by a Board of twenty-five directors, five of whom are elected at each annual meeting to hold for five-year terms.

The purposes of the Society are to preserve and perpetuate the history of Oklahoma and its people, to stimulate pop-



ular interest in historical study and research and to promote historical knowledge generally and that of locality and State in particular. To further these ends, it maintains a public library and museum in which it is aimed to accumulate books, pamphlets and other documentary data and relics and other items of historical interests from Oklahoma and elsewhere.

*Appropriations.*

The total appropriation made by the last Legislature for the Historical Society was nine thousand eight hundred and twenty-five dollars (\$9,825) for each of the two fiscal years. Of this amount, the sum of four thousand six hundred and fifty dollars (\$4,650) was specifically appropriated for salaries and wages and the sum of \$5,175 was specifically appropriated for contingent expenses.

CONCLUSION.

The foregoing, in a very brief and unsatisfactory manner, states the conditions prevailing in the State government and its various subdivisions.

I trust that the recitation of the foregoing facts may prove of interest and be instructive to the membership of this body to the end that they may thereby be better qualified to pass upon the many important questions and to assist in the solution of the vexing problems that are bound to appear during the session.

It is my earnest wish that the deliberations of the two houses may be animated by patriotic motives and that you may endeavor to so serve the people of this State that the result of your labors may be beneficial, not only for the purpose of advancing the material development of the State, but also in the making of a better citizenship.

Respectfully submitted,

J. B. A. ROBERTSON,  
Governor.

The Joint Assembly then proceeded with the canvassing of the election returns and declaring the results thereof.

FOR JUSTICE SUPREME COURT,  
FOURTH (4) DISTRICT.

Jno. B. Harrison, Democrat .....	267,504
R. M. Chase, Republican .....	170,307

Jno. B. Harrison having received the highest number of votes cast for Justice Supreme Court, Fourth (4) District, was declared elected.

FOR JUSTICE SUPREME COURT,  
SEVENTH (7) DISTRICT.

Fred P. Branson, Democrat .....	267,835
John R. Miller, Republican .....	171,205

Fred P. Branson having received the highest number of votes cast for Justice Supreme Court, Seventh (7) District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,  
FIRST (1) DISTRICT.

E. B. Howard, Democrat .....	39,233
T. A. Chandler, Republican .....	32,478

E. B. Howard having received the highest number of votes cast for Representative in Congress, First (1) District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,  
SECOND (2) DISTRICT.

W. W. Hastings, Democrat .....	30,418
Alice M. Robertson, Republican .....	21,973
S. M. Gipson, Socialist .....	339



W. W. Hastings having received the highest number of votes cast for Representative in Congress, Second (2) District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,  
THIRD (3) DISTRICT.

Charles D. Carter, Democrat .....	44,964
Philas S. Jones, Republican .....	15,022
M. L. Misenheimer, Independent .....	632

Charles D. Carter having received the highest number of votes cast for Representative in Congress, Third (3) District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,  
FOURTH (4) DISTRICT.

Tom D. McKeown, Democrat .....	39,247
Joseph C. Pringey, Republican .....	20,568
L. A. Stanwood, Socialist .....	400

Tom D. McKeown having received the highest number of votes cast for Representative in Congress, Fourth (4) District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,  
FIFTH (5) DISTRICT.

F. B. Swank, Democrat .....	46,120
U. S. Stone, Republican .....	26,893
Leonard Johnson, Socialist .....	517

F. B. Swank having received the highest number of votes cast for Representative in Congress, Fifth (5) District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,  
SIXTH (6) DISTRICT.

Elmer Thomas, Democrat .....	30,532
L. M. Gensman, Republican .....	22,757
J. V. Kolachny, Socialist .....	579
Alonzo Turner, Independent .....	40

Elmer Thomas having received the highest number of votes cast for Representative in Congress, Sixth (6) District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,  
SEVENTH (7) DISTRICT.

Jim McClintic, Democrat .....	28,956
W. G. Roe, Republican .....	11,444
William Henry Conley, Socialist .....	822

Jim McClintic having received the highest number of votes cast for Representative in Congress, Seventh (7) District, was declared elected.

FOR REPRESENTATIVE IN CONGRESS,  
EIGHTH (8) DISTRICT.

Zach A. Harris, Democrat .....	26,111
M. C. Garber, Republican .....	29,068
H. C. Geist, Socialist .....	629
Thomas P. Hopley, Independent .....	85

M. C. Garber having received the highest number of votes cast for Representative in Congress, Eighth (8) District, was declared elected.



FOR DISTRICT JUDGE, DISTRICT ONE.

J. H. Jarman, Democrat .....	8,772
Bruce L. Keenan, Republican .....	6,464

J. H. Jarman having received the highest number of votes cast for District Judge, First District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT TWO.

Charles Walter Mason, Democrat .....	6,477
Wm. S. Hamilton, Republican .....	2,924

Charles Walter Mason having received the highest number of votes cast for District Judge, Second District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT THREE.

(Three Judges)

E. A. Summers, Democrat .....	10,446
Enloe V. Vernor, Democrat .....	10,279
Guy F. Nelson, Democrat .....	10,386
Myron White, Republican .....	5,440
J. L. Haner, Republican .....	5,046
John G. Lieber, Republican .....	4,842

E. A. Summers, Enloe V. Vernor and Guy F. Nelson having received the highest number of votes cast for District Judge, Third District, were declared elected.

FOR DISTRICT JUDGE, DISTRICT FOUR.

Harve L. Melton, Democrat .....	10,862
Allen Wright, Republican .....	4,297

Harve L. Melton having received the highest number of votes cast for District Judge Fourth District was declared elected.

## FOR DISTRICT JUDGE, DISTRICT FIVE.

E. F. Lester, Democrat .....	10,435
A. U. Davidson, Republican .....	5,656

E. F. Lester having received the highest number of votes cast for District Judge, Fifth District, was declared elected.

## FOR DISTRICT JUDGE, DISTRICT SIX.

Porter Newman, Democrat .....	8,635
A. A. Kelley, Republican .....	1,901

Porter Newman having received the highest number of votes cast for District Judge, Sixth District, was declared elected.

## FOR DISTRICT JUDGE, DISTRICT SEVEN.

J. W. Bolen, Democrat .....	4,564
Chas. T. Barney, Republican .....	2,455

J. W. Bolen having received the highest number of votes cast for District Judge, Seventh District, was declared elected.

## FOR DISTRICT JUDGE, DISTRICT EIGHT.

(Two Judges)

B. C. Logsdon, Democrat .....	8,309
W. F. Freeman, Democrat .....	8,381
Hugh W. McGill, Republican .....	2,609

B. C. Logsdon and W. F. Freeman having received the highest number of votes cast for District Judge, Eighth District, were declared elected.

## FOR DISTRICT JUDGE, DISTRICT NINE.

Geo. C. Crump, Democrat .....	7,057
Frank L. Warren, Republican .....	4,099



Geo. C. Crump having received the highest number of votes cast for District Judge, Ninth District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT TEN.

M. L. Hankins, Democrat .....	9,087
Hal Johnson, Republican .....	9,131

Hal Johnson having received the highest number of votes cast for District Judge, Tenth District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT ELEVEN

Charles C. Smith, Democrat .....	9,039
Thos. A. Higgins, Republican .....	7,287

Charles C. Smith having received the highest number of votes cast for District Judge, Eleventh District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT TWELVE.

Claude Duval, Democrat .....	9,105
H. S. Burke, Republican .....	8,936

Claude Duval having received the highest number of votes cast for District Judge, Twelfth District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT THIRTEEN.

(Three Judges)

William W. Zwick, Democrat .....	28,743
Geo. W. Clark, Democrat .....	29,417
James I. Phelps, Democrat .....	30,095
Wm. P. Harper, Republican .....	16,525
H. A. Kroeger, Republican .....	15,983

William W. Zwick, Geo. W. Clark and James I. Phelps having received the highest number of votes for District Judge, Thirteenth District, were declared elected.

#### DISTRICT JUDGE, DISTRICT FOURTEEN.

W. L. Eagleton, Democrat .....	12,738
John A. Haste, Republican .....	4,125

W. L. Eagleton having received the highest number of votes cast for District Judge, Fourteenth District, was declared elected.

#### FOR DISTRICT JUDGE, DISTRICT FIFTEEN.

(Two Judges)

Will Linn, Democrat .....	17,279
Cham Jones, Democrat .....	17,191
W. Y. Dilley, Republican .....	8,069

Will Linn and Cham Jones having received the highest number of votes cast for District Judge, Fifteenth District, were declared elected.

#### FOR DISTRICT JUDGE, DISTRICT SIXTEEN.

A. S. Wells, Democrat .....	6,477
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A. S. Wells having received the highest number of votes cast for District Judge, Sixteenth District, was declared elected.

#### FOR DISTRICT JUDGE, DISTRICT SEVENTEEN.

Thomas A. Edwards, Democrat .....	11,858
Luther Morten Keys, Republican .....	6,982



Thomas A. Edwards having received the highest number of votes cast for District Judge, Seventeenth District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT EIGHTEEN.

T. P. Clay, Democrat ..... 9,564

T. P. Clay having received the highest number of votes cast for District Judge Eighteenth District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT NINETEEN

Albert S. Dickerson, Democrat .....6,038  
Arthur G. Sutton, Republican .....7,887

Arthur G. Sutton having received the highest number of votes cast for District Judge, Nineteenth District was declared elected.

FOR DISTRICT JUDGE, DISTRICT TWENTY.

(Two Judges)

George J. Meehling, Democrat .....10,687  
Guy D. Talbot, Democrat .....11,124  
J. C. Robberts, Republican .....15,551  
James B. Cullison, Republican .....15,101

J. C. Robberts and James B. Cullison having received the highest number of votes cast for District Judge, Twentieth District, were declared elected.

FOR DISTRICT JUDGE, DISTRICT TWENTY-ONE.

(Four Judges)

Redmond S. Cole, Democrat .....18,596  
W. B. Williams, Democrat .....16,232  
Albert C. Hunt, Democrat .....16,481

Z. I. J. Holt, Democrat .....	16,061
W. F. Seaver, Republican .....	9,808
Joseph A. Gill, Republican .....	10,854
M. C. Spradling, Republican .....	10,763

Redmond S. Cole, W. B. Williams, Albert C. Hunt and Z. I. J. Holt having received the highest number of votes cast for district Judge, Twenty-first District, were declared elected.

**FOR DISTRICT JUDGE, DISTRICT TWENTY-TWO.**  
(Three Judges)

John L. Norman, Democrat .....	16,596
Fred A. Speakman, Democrat .....	17,868
James M. Hays, Democrat .....	13,664
James Hepburn, Republican .....	13,894
R. B. Thompson, Republican .....	10,084
Martin L. Frerichs, Republican .....	9,956

Representative Cunningham moved that a committee be appointed to investigate the election returns in Creek County, as to Mr. James Hepburn and Mr. J. M. Hayes, candidates for District Judge in the Twenty-second Judicial District of Oklahoma.

Upon this motion the roll was called and the President Pro Tempore of the Senate declared the motion adopted.

Senator Horner moved that a committee be appointed to investigate the election returns as to the other candidates for District Judge in the Twenty-second Judicial District.

Representative Miller (Hughes) moved that the motion be tabled, which motion prevailed.

Representative Cunningham moved that a committee of three from each body be appointed to make such investigation, which motion carried.



The President Pro Tempore of the Senate appointed as such Committee, Senators McPherren, Cordell and Lillard; Representatives Tolbert, Stewart and Cunningham.

Senator Gulager moved that said Committee be directed to report within fifteen days.

Senator McPherren asked to be excused from serving on such Committee.

The President Pro Tempore of the Senate appointed Senator Holloway in lieu of Senator McPherren.

Senator Ratliff moved that the motion of Senator Gulager be amended to read "ten o'clock, a. m., tomorrow," which amendment was accepted.

Representative Boyer moved to table the motion.

Vote was taken and motion lost.

The vote recurring on the motion of Senator Gulager, the same was adopted.

Representative Boyer moved to reconsider the motion to table the motion of Senator Gulager, as amended.

The President Pro Tempore of the Senate ruled the motion out of order.

Representative Tolbert asked to be relieved from serving on the Committee, which request was granted and in his stead Representative Sigler was appointed.

Senator Holloway asked to be relieved from serving on the Committee, which was granted, and Senator Monk was appointed in his stead.

John L. Norman and Fred A. Speakman having received the highest number of votes cast for District Judge, Twenty-second District, were declared elected.

## FOR DISTRICT JUDGE, DISTRICT TWENTY-THREE

A. C. Brewster, Democrat .....	7,626
E. M. Probasco, Republican .....	5,609

A. C. Brewster having received the highest number of votes cast for District Judge, Twenty-third District, was declared elected.

## FOR DISTRICT JUDGE, DISTRICT TWENTY-FOUR.

Chas. B. Wilson, Jr., Democrat.....	4,913
John L. Arrington, Republican .....	3,263

Chas. B. Wilson, Jr. having received the largest number of votes cast for District Judge, Twenty-fourth District, was declared elected.

## FOR DISTRICT JUDGE, DISTRICT TWENTY-FIVE.

Frank Matthews, Democrat .....	7,565
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Frank Matthews having received the highest number of votes cast for District Judge, Twenty-fifth District, was declared elected.

## FOR DISTRICT JUDGE, DISTRICT TWENTY-SIX.

J. H. Linebaugh, Democrat .....	8,027
J. M. Humphreys, Republican .....	5,191

J. H. Linebaugh having received the highest number of votes cast for District Judge, Twenty-sixth District, was declared elected.

## FOR DISTRICT JUDGE, DISTRICT TWENTY-SEVEN.

G. M. Barrett, Democrat .....	8,845
John Cocke, Republican .....	3,665



G. M. Barrett having received the highest number of votes cast for District Judge, Twenty-seventh District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT TWENTY-EIGHT.

J. J. Smith, Democrat .....	4,318
Dennis H. Wilson, Republican .....	3,454

J. J. Smith having received the highest number of votes cast for District Judge, Twenty-eighth District, was declared elected.

FOR DISTRICT JUDGE, DISTRICT THIRTY.

H. C. Farrell, Democrat .....	3,530
B. B. Foster, Republican .....	2,460

H. C. Farrell having received the highest number of votes cast for District Judge, Thirtieth District, was declared elected.

FOR JUDGE OF SUPERIOR COURT.  
CREEK COUNTY.

J. Harvey Smith, Democrat .....	6,627
Ray McElHinney, Republican .....	6,100

Senator Horner moved that the Joint Assembly do not canvass the returns for Superior Judge in Creek County, at this time, but that a Committee be appointed to investigate the returns as between J. Harvey Smith and Ray McElHinney.  
Motion lost.

J. Harvey Smith having received the highest number of votes cast for Judge of Superior Court, Creek County, was declared elected.

FOR JUDGE OF SUPERIOR COURT.  
OKMULGEE COUNTY.

J. H. Swan, Democrat .....	6,715
I. H. Cox, Republican .....	3,990

J. H. Swan having received the highest number of votes cast for Judge of Superior Court, Okmulgee County, was declared elected.

FOR JUDGE OF SUPERIOR COURT.  
POTTAWATOMIE COUNTY.

Leander G. Pitman, Democrat .....	6,674
Paul Cooper, Republican .....	3,468

Leander G. Pitman having received the highest number of votes cast for Judge of Superior Court, Pottawatomie County, was declared elected.

The Joint Session of the Senate and House of Representatives in the exercise of its Constitutional authority, having canvassed the vote of the General Election held throughout the State on November 7th, 1922, for the purpose of electing State Officers, the Speaker of the House of Representatives directed that certificates of election issue to such as had been formally declared elected.

The President Pro Tempore of the Senate appointed Senator Wells, Representatives Brice and Stovall as a committee to correct the Journals of the Joint Session.

Senator Reed moved that the Joint Session be dissolved, which motion was adopted.

The Senate reconvened, the President Pro Tempore presiding.

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



Senate Bill No. 1, by Nichols—A bill to be entitled, An Act fixing the salaries of all elective state officers, except Judges of the Supreme Court and the Criminal Court of Appeals, after the second Monday in January, 1923, and declaring an emergency.

Senate Bill No. 2, by Cordell—An Act relating to stills, distilleries, mash, wort, wash fit for distillation or for the manufacture of beer, wine, distilled spirits or other alcoholic liquor; fixing the penalty for the violation thereof and declaring an emergency.

Senate Bill No. 3, by Cordell—An Act making the selling giving away, or otherwise furnishing any liquor, preparation or compound, for beverage purposes, which results in death murder, and declaring an emergency.

Senator Feuquay made the point of order that the introduction of bills and further business, until after the organization of the Senate, was out of order.

The President Pro Tempore held the point of order not well taken.

Senators Ratliff, Holloway and Feuquay were excused from tomorrow's session.

Senator Lillard moved that the Senate stand adjourned until 1:00 o'clock, p. m., on Wednesday.

## SECOND LEGISLATIVE DAY.

Wednesday, January 3, 1922

The Senate met at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President.

On roll call the following Senators were present: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Reed, Wells, West, Woods. Total 42.

Absent: None.

Excused: Holloway, Ratliff. Total 2.

The President announced a quorum present.

Prayer by the Chaplain.

By unanimous consent, the reading of the Journal of the previous day's session was dispensed with, temporarily.

Senator Monk introduced the following Resolution:

## SENATE CONCURRENT RESOLUTION No. 2

By Monk.

A Resolution fixing the time for the convening of the Joint Assembly, of the Senate and House of Representatives,



for completing the canvass of the returns of the General Election held throughout the State on November 7, 1922.

On motion of Senator Monk, the Rules of the Senate were suspended and the resolution taken up for immediate consideration, and read by the Clerk, as follows:

SENATE CONCURRENT RESOLUTION No. 2.

By Monk.

WHEREAS, the Joint Session of the Senate and House of Representatives, held on the first legislative day, was dissolved before completing the canvass of the returns of the General Election, held throughout the State on November 7, 1922.

NOW, THEREFORE, BE IT RESOLVED by the Senate, the House of Representatives concurring, that the hour of 2:30 p. m. be fixed as the time for convening a Joint Session of the Senate and House of Representatives, for completing the canvass of the election returns and for the transaction of such other business as may properly come before the Joint Session.

Senator Monk moved the adoption of the Resolution, which motion prevailed.

The President signed Engrossed copy of Senate Concurrent Resolution No. 2 and ordered same transmitted to the Honorable House of Representatives.

Senator Carlock asked the unanimous consent of the Senate to introduce the following Resolution:

## SENATE CONCURRENT RESOLUTION No. 3

By Glasser, Cordell, Johnson, Frye, Cornett, Hill, Golobie,  
Brown (Love), Hughes, Memminger, Carlock, Woods,  
Horner, Bobo, West, Luttrell, Gulager, Calvert,  
Reed, Johns, Wells, Monk, Durant, Brown  
(Blaine), Land, Lewis, Cline, Leedy  
and Hughey.

A Resolution requesting the Governor to countermand his order, relative to the services of the National Guard during the inauguration of the incoming Governor, and other State officials.

On motion of Senator Carlock, the Rules of the Senate were suspended and the resolution taken up for immediate consideration, and read by the Clerk as follows:

## SENATE CONCURRENT RESOLUTION No. 3.

By Glasser, Cordell, Johnson, Frye, Cornett, Hill, Golobie,  
Brown (Love), Hughes, Memminger, Carlock, Woods,  
Horner, Bobo, West, Luttrell, Gulager, Calvert  
Reed, Johns, Wells, Monk, Durant, Brown  
(Blaine), Land, Lewis, Cline, Leedy  
and Hughey.

WHEREAS, The inauguration of the incoming Governor is fixed by law for January 8, 1923, and

WHEREAS, By order of Governor J. B. A. Robertson, the "entire National Guard of the State is placed on duty for that occasion, and

WHEREAS, it does not appear that such emergency exists as to warrant such expense to the State, and

WHEREAS, Such order is without precedent in this or any neighboring state, and



WHEREAS, A great many of the citizens of this State, by reason of economic depression are unable to meet their financial obligations, and in many counties, unable to pay any part of their taxes, and in many instances throughout the western half of the State, do not have the necessities of life,

NOW, THEREFORE, BE IT RESOLVED, That it be the sense of the Senate, the House concurring therein, that the order of the Governor heretofore issued on December Sixth, 1922, should be by the Governor countermanded before the National Guard are entrained, and the Governor is hereby respectfully requested that said order be countermanded.

Senator Carlock moved the adoption of the Resolution.

Upon this motion, the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Reed, Wells, West, Woods. Total 35.

Nays: Anglin, Barker, Darnell, Hudson, Lillard. Total 5.

Excused: Holloway, Ratliff. Total 2.

Not Voting: Harvey, Nichols. Total 2.

The following message was received from the Governor, which was read at length:

TO THE HONORABLE, THE PRESIDENT AND MEMBERS OF THE SENATE:

I deem it my duty to call your attention to the relationship existing between the State and Federal government relative to construction and maintenance of highways. Section 10, of the Federal Highway Act, reads as follows:

“Section 10. That when any State shall have met the requirements of this Act, the Secretary of the Treasury, upon receipt of certificate from the Governor of such State to such effect, approved by the Secretary of Agriculture, shall immediately make available to such State, for the purpose set forth in this Act, the sum apportioned to each State as herein provided.”

Both the Seventh and Eighth Legislature refused to make appropriations for State aid for highways and, as a matter of law, we were not eligible to qualify for federal aid because of this failure to provide funds to meet federal allotments. This defect was early pointed out to us by the Secretary of Agriculture and at the time, we were of opinion that Oklahoma would not participate in federal aid for highway construction. The Highway Department, however, made the best showing to the Federal government it could and, while said showing did not comply with the requirements of the federal law, yet we have been able to function and, up to this date, have been able to obtain federal aid on the promise that the defects in our State Highway law would be corrected and the proper appropriations would be made that would enable our Highway Department to comply with the federal requirements.

Notwithstanding the handicap that was placed on our Highway Department, it has been able to take advantage of as much federal aid as the various counties of the State have required up to within the last few months.

Upon date of December 24th, the Secretary of Agriculture in a letter addressed to me, reminded me of the defects in our State Highway law and called attention to the fact that the certificate submitted by the Highway Department did not comply with federal requirements and also, in a manner, indicated that if the State expected to participate further in federal aid for highway construction, it would be necessary for the present legislature to enact the necessary statutes that would meet fully the requirements of the federal law. I can



state his position no better than by setting out and making a part of this communication the letter of the Secretary of Agriculture above referred to:

December 26, 1922.

Hon. J. B. A. Robertson,  
Governor of Oklahoma,  
Oklahoma City, Oklahoma.

Dear Governor Robertson:

The certificate executed by you to comply with Section 10 of the Federal Highway Act was duly received by this Department through the Commissioner of Highways of the State of Oklahoma, Section 10, of the Federal Highway Act reads as follows:

"Sec. 10. That when any State shall have met the requirements of this Act the Secretary of the Treasury upon receipt of certification from the Governor of such State to such effect, approved by the Secretary of Agriculture, shall immediately make available to such State, for the purpose set forth in this Act, the sum apportioned to such State as herein provided."

Very careful consideration was given the certificate by the Department, in conjunction with the State laws cited therein, and it appears that while the State has a Department of Highways suitably equipped and organized, in so far as its authorized personnel is concerned, to discharge to the satisfaction of the Secretary of Agriculture the duties required under the Federal Highway Act, yet there is serious doubt as to the sufficiency of the powers and authority vested in the Department of Highways in the matter of selecting and designating State Roads, in determining which of such roads shall be improved, and in the matter of maintaining such roads after improvement. There is also a serious question concerning the adequacy of the existing provisions of the State Law rela-

tive to funds for the construction and maintenance of roads to be improved with Federal aid.

In the matter of the selection and designation of State Roads, which shall consist of not less than ten per cent nor more than fifteen per cent of the total road mileage of each county, it appears that full authority is vested in the County Boards of Commissioners and that it is only when they shall fail to act that the Department of Highways is authorized to intervene and make the selection or designation. The question becomes very important in view of Section 6 of the Federal Highway Act which requires that each State, through its State Highway Department, shall select or designate a system of highways not to exceed 7 per centum of the total highway mileage of the State and that upon this system all Federal Aid apportionments shall be expended. The Secretary of Agriculture is authorized to approve in whole or in part the systems as designated by the Highway Departments, or to require modifications or revisions thereof, and the question naturally arises as to whether the Department of Highways, independently of action by the County Boards of Commissioners, is vested with full legal authority to change, alter, or amend any designated State Road selected as a part of the 7 per cent system of Federal aid highways if such change, alteration, or amendment should be required in order to secure the approval of the Secretary of Agriculture.

Relative to funds for the construction and maintenance of roads to be improved with Federal aid, it is noted that while Section 7, Chapter 30, Oklahoma laws of 1916, provides an ad valorem tax of  $\frac{1}{4}$  of a mill upon all the taxable property in the State, the proceeds of which shall go into the "State Highway Construction Fund," all monies derived from this source are required to be paid by the State Treasurer to the Treasurers of the several counties in proportion to the amounts collected in each county. This is true also of the "gross production tax," levied on certain minerals, oils, and gas by Section 7464, Revised Laws of Oklahoma, as



amended by Chapter 39, laws of 1916, 1/6 of which tax is to be used for the construction of permanent roads and bridges in the counties wherein the commodities taxed are produced. In like manner, all but ten per cent of the proceeds of the motor vehicle license fees are paid back to the several counties from which the fees were collected (Ch. 173, Session Laws of 1915, as amended.) It clearly appears, therefore, that no funds derived from State Revenues are available to the Department of Highways for the purpose of matching the federal funds apportioned to the State, and that the Department of Highways has to arrange with the counties to provide funds for that purpose.

Section 7, of the Federal Highway Act reads, as follows:

Sec. 7. That before any project shall be approved by the Secretary of Agriculture for any State such State shall make provisions for State funds required each year of such States by this Act for construction, reconstruction, and maintenance of all Federal aid highways within the State, which funds shall be under the direct control of the State Highway Department."

The term "State Funds" is defined by Section 2 (last paragraph) of the Federal Highway Act, as follows:

"The term "State Funds" includes for the purposes of this Act funds raised under the authority of the State, or any political or any other subdivision thereof, and made available for expenditure under the direct control of the State Highway Department."

While it is the authorized practice in Oklahoma to deposit county funds for constructing Federal aid road projects in the State Depository to the credit of the Commissioner of Highways, which places the funds under the control of the State Highway Department, it is evident that the fact that the Department of Highways must look to the counties to provide such funds places the Department in an unfortunate

position of dependence upon the counties in determining when funds to match Federal aid will be available and in deciding the character of improvements that shall be made and when the improvement of any particular road may be undertaken. The Department of Highways cannot operate as efficiently as it should until it is relieved from this condition of dependence upon the counties.

As will be observed from reading Section 7 of the Federal Highway Act, above quoted, the State is required to make provision also for maintenance funds each year, under the direct control of the State Highway Department. In addition, Section 14 of the Federal Highway Act reads, in part, as follows:

“Sec. 14. That should any State fail to maintain any highway within its boundaries after construction or reconstruction under the provisions of this Act, the Secretary of Agriculture shall then serve notice upon the State Highway Department of that fact, and if within ninety days after receipt of such notice said highway has not been placed in proper condition of maintenance, the Secretary of Agriculture shall proceed immediately to have such highway placed in a proper condition of maintenance and charge the cost thereof against the Federal funds allotted to such State, and shall refuse to approve any other project in such State, except as hereinafter provided.

“Upon the reimbursement by the State of the amount expended by the Federal Government for such maintenance, said amount shall be paid into the Federal Highway fund for reapportionment among all the States for the construction of roads under this Act, and the Secretary of Agriculture shall then approve further projects submitted by the State as in this Act provided.”

It is plain, therefore, that the Federal law contemplates that the duty of maintaining the roads constructed with Federal aid shall rest primarily on the State. We have found



no law giving the Department of Highways any definite authority to maintain highways improved with Federal aid in Oklahoma, unless perhaps the provisions of Section 1, of the Act approved March 24, 1917 (H. B. 620, Session Laws, 1917), should apply in the event the County Boards fail to properly perform the duty of maintenance. On the contrary, it appears that this duty is placed entirely upon the Boards of County Commissioners (Art. 2, Sec. 12, par. 1, Ch. 173, Session Laws, 1915; and Sec. 11, Ch. 290, Session Laws, 1919). It is not believed that satisfactory maintenance of roads improved with Federal aid can be secured under the existing laws of the State.

In view of the foregoing, this Department felt that it could not improve the certificate submitted by you. However, it is believed that Congress, anticipating that the laws of some States might prevent full compliance with the Federal Highway Act in some respects, made provision, by the enactment of Section 24, of the Federal Highway Act, for Federal cooperation with such States for a limited period during which the necessary changes in their laws might be effected. Section 24, as it was in effect, when the Oklahoma certificate was under consideration, reads as follows:

“Sec. 24. That in any State where the existing constitution or laws will not permit the State to provide revenues for the construction, reconstruction or maintenance of highways, the Secretary of Agriculture shall continue to approve projects for said State until three years after the passage of this Act, if he shall find that said State has complied with the provisions of this Act insofar as its existing constitution and laws will permit.”

Applying the provisions of the above section to conditions as they exist in Oklahoma, it appeared to this Department that while the certificate, for the reasons above given, could not be accepted and approved for transmittal to the Secretary of the Treasury, a finding might be made that the State of

Oklahoma has complied with the provisions of the Federal Highway Act "in so far as its existing constitution and laws will permit," and that this Department, therefore, might continue to approve projects for the period provided by law. Accordingly, on June 19, 1922, such a finding was made and immediately communicated to the Secretary of the Treasury, with request that the Federal aid funds allotted to the State of Oklahoma be made available to the State for the period specified from November 9, 1921.

On June 19, 1922, Section 24 of the Federal Highway Act, above quoted, was amended by changing the three year period from November 9, 1921, to a five year period. While the period under which the Department may continue to approve Oklahoma Federal aid projects is thus extended, it is believed that steps should be taken promptly to have the existing laws of the State changed so as to enable it to meet the requirements of the Federal Highway Act on or before the expiration of the five-year period, thus insuring a continuance of the Federal aid co-operation thereafter.

Sincerely yours,

(Signed) HENRY C. WALLACE,  
Secretary.

In this connection, I also call your attention to a letter from the State Highway Engineer, under date of January 2, 1923, on the same subject:

Hon. J. B. A. Robertson,  
Governor of Oklahoma,  
Building.

Dear Sir:

I am returning herewith your letter of Secretary of Agriculture, Wallace, addressed to you, and dated Dec. 26, in



which reference is made to the weakness of the Highway Laws of the State of Oklahoma. The first part of this letter, taking up as it does a literal reading of our statutes, calls attention to the weak spots in the designation of roads for improvement which has been so interpreted by the Attorney as to meet the objections of the Secretary in that we are allowed to change locations of State Highways on our own motion for economic reasons.

That portion of his letter referring to the fact that Oklahoma has no adequate provision for funds for meeting Federal appropriations is unfortunately true and his comment on the fact that the Department is both influenced and hampered by the fact that County funds are used to offset Federal appropriations is particularly pertinent because of the fact that numerous counties have dictated unwise policies when the good of the State is considered because of the fact that funds were being spent for the benefit of that county alone as the county furnished the funds.

Nothing could be more unfortunate that the lack of maintenance, organization and funds for this Department. It would weary you were I to make any effort whatever to tell you of the absolute failure of all counties except one in this State to do any organized maintenance work whatever. We are in almost daily danger of losing Federal aid because of this lack and while the laws might be so interpreted as to allow us to maintain roads at the county's expense, such interpretation has been refused by all departments.

When the Secretary called your attention to the fact that the recent Highway Laws required participation by the State in all work where Federal aid was granted and also required maintenance by the State of all such projects, he stated the truth only and it will be necessary for Oklahoma to prepare for such participation if we wish to continue the work al-

ready started. Tentative appropriations for the fiscal years now provided for are as follows:

For 1923 -----	\$1,168,226.00
For 1924 -----	1,518,693.00
For 1925 -----	1,752,339.00

I would also call your attention to the fact that in passing the above mentioned law, Congress instead of participating at the former rate of 50% of expenditures up to a gross amount of \$20,000 per mile has reduced Federal participation to the rate of \$16,500.00 per mile for 1923; \$15,000 per mile for 1924 and \$12,500.00 per mile for 1925. We have found that maintenance expense on low class roads runs so high that we are compelled to build roads of better class and it will be absolutely necessary to have State appropriations to help out Federal money if we continue the work we have started.

We have also found that it is necessary, in order to complete a system of highways, to secure money to help in construction where counties are unable to finance any extended operations. This is mandatory if we wish to get roads through the poor counties as it is always possible to finance county systems but the State must help finance state roads for connections.

Means must be found to meet the requirements of the Government for maintenance of Federal aid roads and in case of many miles of roads now built, extensive reconstruction must be done before a great deal of mileage is in proper shape for maintenance. As pointed above and in Secretary Wallace's letter, maintenance is really more important than construction.

I would say for your information that the letter of the Secretary points out the fact that this department is inadequately staffed and financed which is true and unless something is done along this line and a maintenance organization



provided, your Highway Department will not be in shape to co-operate with Washington.

Yours truly,  
(Signed) MAX CUNNINGHAM.

I therefore most respectfully urge upon your honorable body the necessity of immediate compliance with the requirements of the Federal statutes, so that our Highway Department may be qualified to seek and obtain a continuance of Federal aid for Highway construction in this State.

The Commissioner of Highways and the State Engineer will gladly furnish you all the necessary information relative to the above subject.

Respectfully,

January 3, 1923. J. B. A. ROBERTSON,  
Governor.

The President ordered the Message of the Governor referred to the Committee on Roads and Highways for their consideration.

A Committee from the Honorable House of Representatives was received, which advised that the House of Representatives was ready to meet the Senate in a Joint Assembly, at their convenience.

The President advised the Committee from the Honorable House of Representatives that the Senate had passed a Concurrent Resolution, covering the same matter as outlined in the report of the Committee of the House of Representatives and that said Resolution was, at that time, in the hands of the Honorable House of Representatives for consideration.

The President signed the Engrossed copy of Senate Concurrent Resolution No. 3, and ordered the same transmitted to the Honorable House of Representatives.

## FIRST READING

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

Senate Bill No. 4, by Cordell—An Act relating to materials used in highway improvements and in the construction of bridges, culverts and public buildings, and providing a penalty for a violation thereof.

Senate Bill No. 5, by Cordell—An Act making an appropriation for the purpose of aiding union graded and consolidated school districts; providing for the distribution of such money and declaring an emergency.

Senate Bill No. 6, by Cordell—An Act validating contracts heretofore entered into by Boards of Education in cities of first class in counties having a population of not less than 22,432 and not more than 22,500, according to the next preceding federal decennial census, and declaring an emergency.

Senate Bill No. 7, by Cordell—An Act making an appropriation for the purpose of aiding union graded and consolidated schools; providing for the distribution of such money and declaring an emergency.

Senate Joint Resolution No. 1, by Woods, Johnson and Calvert—A Resolution authorizing an extension of the time of payment of the first half of the 1922 ad valorem taxes until April 1, 1923, and providing that the last half of the 1922 ad valorem taxes shall not become due until the first day of June, 1923, and relieving the tax payer of all penalty on such taxes if the first half of such taxes is paid on or before March 15, 1923, and refunding to the tax payer two-thirds of the penalty paid on the 1921 ad valorem taxes.

## SECOND READING

The following bills were read for the second time and referred to the standing committees, indicated:



Senate Bill No. 1, by Nichols.

Senator Nichols moved that the bill be placed on the calendar without reference to a committee. The motion prevailed.

Senate Bill No. 2, by Cordell, to Committee on Prohibition Enforcement.

Senate Bill No. 3, by Cordell, to Committee on Prohibition Enforcement.

The hour of 2:30 o'clock, P. M., having arrived, the President directed the members of the Senate to proceed to the House Chamber for a Joint Session with the Honorable House of Representatives.

### JOINT SESSION

The Senate and House of Representatives of the State of Oklahoma assembled in joint session in the hall of the House of Representatives at 2:30 o'clock, p. m., for the purpose of receiving the report of the special committee of three from each body of the Legislature, appointed to investigate the election returns, as to Mr. James Hepburn and Mr. J. M. Hayes, candidates for District Judge in the Twenty-second Judicial District of Oklahoma, the President of the Senate presiding.

The roll of the Senate was called, as follows:

Present: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Luttrell, Memminger, Monk, Reed, Wells, Woods. Total 34.

Absent: Glasser, Hughes, Johnson, Lillard, Looney (Pontotoc), McPherrren, Nichols, Ratliff, West. Total 9.

Excused: Holloway. Total 1.

The President of the Senate announced a quorum present.

The roll of the House was called, as follows:

Present: Acton, Adams, Anderson, Baskin, Bayless, Berry, Beum, Bell, Boyer, Bremer, Brice, Brumley, Brydia, Burger, Burleson, Callahan, Case, Clothier, Cloud, Comfort, Coover, Culp, Cunningham, Davis, Disney, Dixon, Dyer, East-ridge, Edwards, Elam, Everhart, Ferrell, Finley, Franks, Funkhouser, Gray, Garner, Goodrich, Gulager, Harper, Head-rick, Hines, Howe, Hutson, Johnson, Jones, King, Laskey, Lewis, Lightner, Long, Lowry, Mabou, McBee, Miller (Tulsa), Miller (Hughes), Mitchell, Montgomery, Moothart, Nance, O'Brien, Otjen, Phillips, Pollock, Pullen, Ray, Robert-son, Rossiter, Salter, Sanders, Sigler, Simpson, Singletary, Smith, Stewart, Stovall, Street, Taylor (Lincoln), Taylor (Pittsburg), Thompson (Garvin), Thompson (Canadian), Thornsborough, Thornley, Ticer, Tolbert, Treadway, Van Dall, Varnum, Vernon, Voorhees, Watson (Pottawatomie), Watson (Lincoln), Watson (Sequoyah), Watkins, White, Williams, Wooten, Windle, Wren, Mr. Speaker. Total 100.

Absent: Hansen, Harlin, Kidd, Lindsey, Miller (Mus-kogee), Payne, Saltsman. Total 7.

The Speaker of the House of Representatives announced a majority of all members elected to and constituting the House of Representatives present.

The President of the Senate announced a quorum present of the joint bodies.

Boyer arose to a question of personal privilege and stated that it seemed the members of the Assembly misunderstood him. He was not making a fight upon Mr. Hepburn, but merely seeking information.

Senator Monk submitted the following special committee report:



To the Presiding Officer of the Joint Assembly of the Senate and House of Representatives:

We, your Committee, appointed by the Joint Session of the Senate and House of Representatives, for the purpose of investigating the declaration of election returns in the 22nd Judicial District of Oklahoma, beg leave to report that we have had the same under consideration and, without prejudice to any pending or future contest in the said matter and without investigating any of the facts or merits of the same, make the following recommendation:

We recommend that this Joint Assembly decline to investigate or take any action in said contest, for the reason that it is wholly without jurisdiction in the matter of opening and publishing the results of said election and declaring the results thereof.

We further recommend that the Speaker of the House of Representatives proceed to declare the results, thereof, without going behind the returns, as certified by the returning officers.

Upon investigation, we find that this act is not a legislative act, but is purely ministerial upon the part of the Speaker of the House of Representatives; that Section 5, Article 6, of our Constitution, is identical in this respect with the Constitution of the State of Nebraska, and that the Supreme Court of Nebraska, in construing the Constitution of Nebraska, has held according to the findings herein made.

Respectfully submitted,

GUY H. SIGLER,

PAUL STEWART,

W. I. CUNNINGHAM,

(House Committee.)

CARL MONK,

HARRY B. CORDELL,

ROSS N. LILLARD,

(Senate Committee.)

Senator Monk moved the adoption of the report of the special committee, which was seconded by Representative Cunningham. The motion carried.

Thereupon the speaker of the House of Representatives proceeded to open the returns of said election, as certified by the Secretary of the State Election Board, and published the same in the presence of a majority of each branch of the Legislature, so assembled, as follows:

FOR DISTRICT JUDGE, DISTRICT TWENTY-TWO.

James M. Hays, Democrat-----	13,664
James Hepburn, Republican-----	13,894

James Hepburn having received the highest number of votes cast for District Judge in the Twenty-second Judicial District and under the direction and authority of the Joint Assembly, I declare James Hepburn the duly elected District Judge in the Twenty-second Judicial District of the State of Oklahoma, and hereby direct that certificate issue to James Hepburn.

Senator Bobo moved that the Joint Assembly be dissolved. Motion carried.

The Senate reconvened, the President presiding.

Senator Glasser moved that each member of the Senate be furnished with \$1.00 worth of postage stamps.

Senator Horner moved to amend the motion, by making the allotment \$5.00 worth of stamps for each Senator, which motion prevailed.

The President ordered the Sergeant-at-Arms to procure the necessary stamps and make proper distribution.

Senator Nichols moved that Senate Bill No. 1 be taken up for consideration, which motion prevailed.



Senator Glasser moved that Senate Bill No. 1 be indefinitely postponed.

President Pro Tempore Anglin presiding.

Senator Lillard moved that Senate Bill No. 1 be referred to a special committee of five, to be appointed by the President.

Senator Cline made the point of order that there was already a motion before the Senate and that the motion by Senator Lillard was out of order.

The President Pro Tempore ruled that the point of order was not well taken.

The vote recurring on the Motion of Senator Lillard, the same was lost.

The vote recurring on the motion by Senator Glasser, to indefinitely postpone Senate Bill No. 1, the same prevailed.

Senator Nichols served notice that, upon the next legislative day, he would move to reconsider the vote by which the motion of Senator Glasser was carried.

The President presiding.

Senator Looney (Pontotoc), submitted the following Committee report:

Oklahoma City, Oklahoma  
January 3, 1923

Mr. President:

We, the Senate Committee on Committees, recommend the following membership for the following standing committees of the Senate, and that the Senators hereinafter named be elected to membership on said committees as hereinafter assigned, to-wit:

## AGRICULTURE

Cordell, Chairman

West	Anglin
Barker	Looney, J. C.
Bobo	Memminger
Johns	Nichols
Hughey	Jones
Reed	Land

## APPROPRIATIONS

Carlock, Chairman

Looney, J. C.	Jones
McPherren	Darnell
Luttrell	Hughey
Johns	Bobo
Lillard	Memminger
Langley	Cline
Monk	Calvert
Ratliff	Durant
Hughes	Golobie
Gulager	

## BANKS AND BANKING

Johns, Chairman

Jones	Lillard
Cline	Luttrell
Hughes	Calvert
Lewis	Harvey
Johnson	Durant
Nichols	Land



CODE REVISION

Horner, Chairman

Calvert  
Lewis  
Johnson  
Brown, E. A.

Woods  
Leedy  
Frye  
Cornett

COMMERCE AND LABOR

Bobo, Chairman

West  
Cordell  
Memminger  
Barker  
Nichols

McPherren  
Looney, J. C.  
Darnell  
Cornett  
Leedy

CONSTITUTION AND CONSTITUTIONAL  
AMENDMENTS

Calvert, Chairman

Ratliff  
McPherren  
Hughes

Darnell  
Glasser  
Wells

DRUGS AND PURE FOOD

Land, Chairman

Feuquay  
Woods  
Looney, Mrs. Lamar

Brown, E. A.  
Hill  
Frye

## EDUCATION

Holloway, Chairman

Looney, J. C.	Langley
Monk	Memminger
Luttrell	Lillard
Anglin	Golobie
Calvert	Leedy

## ENROLLED AND ENGROSSED BILLS

Lewis, Chairman

Leedy	Brown, H.
Brown, E. A.	Woods

## FEES AND SALARIES

West, Chairman

Holloway	Gulager
Looney, Mrs. Lamar	Reed
Darnell	Wells
Jones	Durant

## FEDERAL RELATIONS

Brown, E. A., Chairman

Johnson	Brown, H.
Feuquay	Hill

## FISH AND GAME

Hughey, Chairman

Holloway	Gulager
Hughes	Frye
Reed	Horner



HOSPITALS AND CHARITIES

Langley, Chairman

Nichols	Brown, E. A.
Holloway	Ratliff
Looney, Mrs. Lamar	Hill
West	Leedy

INDIAN AFFAIRS

Feuquay, Chairman

Cline	Harvey
Gulager	Frye

INSURANCE

Jones, Chairman

Lillard	Gulager
Nichols	Hughes
Holloway	Brown, H.
West	Wells
McPherran	Harvey

IRRIGATION, DRAINAGE AND GEOLOGICAL SURVEY

Johnson, Chairman

Reed	Calvert
Feuquay	Frye
Wells	

JUDICIARY NO. 1

Lillard, Chairman

Hughes	McPherran
Holloway	Wells
Woods	Glasser
Darnell	

## JUDICIARY NO. 2

Ratliff, Chairman

Calvert  
Brown, E. A.  
JohnsonLewis  
Cornett  
Hill

## LEGAL ADVISORY

Darnell, Chairman

Langley  
Monk  
AnglinLooney, J. C.  
Glasser  
Frye

## LEGISLATIVE AND JUDICIAL APPORTIONMENT

Luttrell, Chairman

Anglin  
Calvert  
Gulager  
Lillard  
Looney, J. C.  
Jones  
HughesBobo  
Monk  
McPherrren  
Glasser  
Leedy  
Wells

## MILITARY AFFAIRS

McPherrren, Chairman

Holloway  
Nichols  
JohnsonLooney, J. C.  
Lewis  
Hill

## MINES AND MANUFACTURING

Memminger, Chairman

Monk  
Bobo  
HollowayBarker  
Cornett  
Durant



MUNICIPAL CORPORATIONS

Cline, Chairman

Luttrell	Gulager
Hudson	Glasser
Woods	Cornett
Feuquay	Golobie

OIL AND GAS

Hudson, Chairman

Calvert	Langley
Carlock	Lewis
Jones	Cline
Cornett	Horner
Johns	Harvey
Gulager	

PENAL INSTITUTIONS

Monk, Chairman

Nichols	Luttrell
Anglin	Bobo
Looney, Mrs. Lamar	Glasser
McPherren	Brown, H.

PRIVATE CORPORATIONS

Glasser, Chairman

Ratliff	Reed
Johnson	Cornett

## PRIVILEGES AND ELECTIONS

Nichols, Chairman

Anglin	Looney, J. C.
Langley	Lillard
McPherren	Hughes
Holloway	Durant
Monk	Cornett

## PROHIBITION ENFORCEMENT

Looney, Mrs. Lamar, Chairman

Brown, E. A.	Bobo
Cordell	Johnson
Hughes	Hill
Langley	Wells

## PUBLIC HEALTH

Leedy, Chairman

Johnson	Johns
Feuquay	Land
Woods	

## PUBLIC BUILDINGS

Golobie, Chairman

Johns	Barker
Hughey	Hill

## PUBLIC PRINTING

Barker, Chairman

Bobo	Memminger
Darnell	Monk
Cordell	Cornett



PUBLIC SERVICE CORPORATIONS

Monk, Chairman

Gulager	Lillard
Jones	Harvey
Hudson	Cornett
Looney, Mrs. Lamar	Golobie

REVENUE AND TAXATION

Hughes, Chairman

Gulager	Jones
Ratliff	Johns
Looney, J. C.	McPherren
Cline	Durant
West	Horner

ROADS AND HIGHWAYS

Nichols, Chairman

Bobo	Memminger
McPherren	Holloway
Anglin	Hughey
Monk	Looney, J. C.
Looney, Mrs. Lamar	Hudson
Ratliff	Durant
Calvert	Horner
West	Hill
Cordell	Golobie
Woods	

RULES AND PROCEDURE

Anglin, Chairman

Hudson	Holloway
Monk	Wells
Luttrell	

## SCHOOL LANDS

Reed, Chairman

Hughes	Cordell
Hughey	Hill
Johns	Golobie
Darnell	

## SENATE AND LEGISLATIVE AFFAIRS

Woods, Chairman

Feuquay	Leedy
Johnson	Land

## STATE AND COUNTY AFFAIRS

Gulager, Chairman

Looney, Mrs. Lamar	Woods
West	Calvert
Memminger	Durant
Darnell	Glasser
Holloway	Land

## WAYS AND MEANS

Wells, Chairman

Luttrell	Brown, E. A.
Cordell	Hughey
Hudson	Barker
Cline	Horner
Langley	Cornett
Lewis	Land



LIVE STOCK AND TENANT FARMING

Barker, Chairman

Cordell  
Reed  
Hughey

Land  
Harvey  
Brown, H.

Respectfully submitted,

JOSEPH C. LOONEY,  
Chairman.

On motion of Senator Looney (Pontotoc), the report was adopted, as submitted.

Senator Hudson moved that the personnel of the Committees, as detailed in the report of the Committee on Committees, be elected and that the names thus submitted become the members of the several standing committees, which motion carried.

Senator Anglin moved that the Senate stand adjourned under the rules.

## THIRD LEGISLATIVE DAY.

Thursday, January 4, 1923.

The Senate met at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President.

On roll call the following Senators were present: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 43.

Excused: Glasser. Total, 1.

The President announced a quorum present.

Prayer by the chaplain.

Senator Anglin moved that the Senate dispense with the reading of the Journal for the previous day. Motion prevailed.

Senator Hudson moved that the president appoint a committee of three to correct the Senate Journals, and thus dispense with that order of business. Motion carried.

The President announced that the matter would be taken under advisement and a committee of three appointed at a later date.

Senator Hudson moved that the Senate recess for 15 minutes, majority members to meet in the room of the President of the Senate.



Senator Cordell, on behalf of the Committee on Employment, made the following report:

Mr. President:

We, the Committee on Employment, submit the following report:

Two stenographers for the minority:

Miss Cecilia Miller

Miss Ethel Wagner

One page: Carroll Brown

One stenographer for Judiciary No. 1:

Miss Edna Talbot, and also recommend W. S. Key for janitor in place of E. C. Albert; and for assistant elevator operator Robert Green at a salary of \$4.00 a day.

CORDELL, Chairman.

Senator Cordell moved the adoption of the report. Motion carried.

An invitation was read, inviting Senators and their wives to stand in the receiving line with Governor and Mrs. Walton, Tuesday afternoon from 2:30 until 5:00 o'clock, p. m., in the Automobile Building at the Fair Grounds.

A communication was read from the Southwestern Bell Telephone Company, requesting each Senator to fill out a short questionnaire, which would enable the company to furnish a comprehensive directory of members of the Legislature, giving home address and telephone numbers.

#### FIRST READING.

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

Senate Bill No. 8, by Woods—An Act providing for fees for jurors and witnesses and amending Section 3236 of the Revised Laws of Oklahoma 1910, and declaring an emergency.

Senate Bill No. 9, by Jones—An Act amending Section 6441 of the Compiled Statutes of Oklahoma 1921 relating to juror's fees, and declaring an emergency.

Senate Bill No. 10, By Harvey—An Act to protect the State or any county, city or township or school district therein, from loss in the letting of contracts, sale or purchase of property or negligence or dishonesty of public officials or employees, fixing the penalty therefor, and declaring an emergency.

Senate Bill No. 11, by Committee on Appropriations—An Act making appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Ninth Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.

Senate Bill No. 12, by Harvey—An Act to prevent architects and civil engineers in the service of the state, county, city, township or school district from over estimating the construction cost of public improvements, providing a penalty therefor, and declaring an emergency.

Senate Bill No. 13, by Harvey—An Act to prevent conspiracy for fraudulent conduct against the interest of the state or any county, city, township, school district or other subdivision thereof, in the letting of contracts or transaction of public business, fixing a penalty therefor, and declaring an emergency.

Senate Bill No. 14, by Johnson, of the Senate, and Davis and Gray of the House—An Act authorizing the appointment of two field deputies for the sheriffs, in all counties having a population of not less than 33,925 nor more than 33,950, fixing the compensation and providing for the payment thereof; re-



pealing all laws in conflict herewith, and declaring an emergency.

Senate Bill No. 15, by Johnson—An Act providing for an emergency appropriation of \$100,000.00 for the aid of sick, wounded and disabled soldiers, sailors and marines, their destitute wives, widows and minor children, and declaring an emergency.

Senate Bill No. 16, By Feuquay of the Senate and Watson of the House—An Act authorizing county commissioners of any county in Oklahoma, with a population not less than 33,400 or more than 33,500 to make a special levy for the purpose of erecting buildings for the free fair association upon real estate owned by the said county or any municipal corporation therein under contract or lease, for use as exhibit grounds for free fairs.

Senate Bill No. 17, by Cordell and Bobo—An Act for the promotion of thrift and savings, to provide loans for farmers and workers, and to authorize the organization of co-operative banks.

## SECOND READING.

The following bills and resolutions were read for the second time and referred to the standing committee indicated:

Senate Bill No. 4, by Cordell, to Committee on Roads and Highways.

Senate Bill No. 5, by Cordell, to Committee on Appropriations.

Senate Bill No. 6, by Cordell, to Judiciary Committee No. 1.

Senate Bill No. 7, by Cordell, to Committee on Appropriations.

Senate Joint Resolution No. 1, by Woods, Johnson and Calvert, to Committee on Revenue and Taxation.

The following messages from the Governor were received and read at length:

Oklahoma City, Okla.

January 3, 1923.

To the Honorable, the President and Members of the Senate: .

Herewith I am transmitting reports for the fiscal years ending June 30th, 1921 and June 30th, 1922, for the following state departments:

Charities and Corrections,  
State Issues Commission,  
Industrial Commission,  
Board of Education and State Superintendent,  
Adjutant General,  
Governor,  
Commission for Adult Blind,  
Fire Marshal,  
Board of Health,  
Secretary of State,  
Supreme Court,  
Criminal Court of Appeals,  
Clerk of Supreme Court,  
State Bar Commission,  
State Insurance Department,  
State Insurance Board,  
Corporation Commission,  
Board of Vocational Education,  
Oklahoma Geological Survey,  
Banking Department,  
Oklahoma Library Commission,  
Mining Board,  
State Librarian,  
Land Office,  
Department of Labor,



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State Examiner and Inspector,  
Attorney General,  
State Treasurer,  
Board of Agriculture,  
Game and Fish Warden,  
Board of Affairs,  
Highway Department,  
Pension Department,  
Election Board,  
Lieutenant-Governor,  
Historical Society.

Respectfully,

J. B. A. ROBERTSON,  
Governor.

Oklahoma City, Okla.

January 4, 1923.

To the Honorable, the President and Members of the Senate:

Herewith I am transmitting reports for the fiscal years ending June 30, 1921 and June 30, 1922, for the following state institutions:

Connors State School of Agriculture,  
Murray State School of Agriculture,  
Cameron State School of Agriculture,  
Panhandle State School of Agriculture,  
Colored Agricultural & Normal University,  
A. & M. College,  
State University,  
East Central State Teachers College,  
Southwestern State Teachers College,  
Central State Teachers College,  
Southeastern State Teachers College,  
Northwestern State Teachers College,

Oklahoma College for Women,  
Oklahoma School of Mines—Wilburton,  
Miami School of Mines,  
University Preparatory School,  
Oklahoma Military Academy,  
Oklahoma School for the Deaf,  
Deaf, Blind and Colored Orphans Home,  
Oklahoma School for the Blind,  
Eastern Oklahoma Hospital,  
Central State Hospital,  
Western Oklahoma Hospital,  
Union Soldiers Home,  
Confederate Home,  
East Oklahoma State Home,  
State Reformatory,  
State Penitentiary,  
Oklahoma Institute for the Feeble Minded,  
State Industrial School for Girls,  
West Oklahoma Home.

Respectfully,

J. B. A. ROBERTSON,  
Governor.

The President announced that the reports accompanying the messages were on file with the Secretary of the Senate and subject to examination by any Senator.

Senator Barker, on behalf of the Committee on Printing, made the following report:

Mr. President:

We, your Committee on Printing, beg to report that in answer to our request for competitive bids for printing the Senate Calendars, Bills and Resolutions and Journal, five bids were submitted as follows:



“To the Honorable Chairman,  
Printing Committee,  
Oklahoma Senate,  
City.

Dear Sir:

We herewith submit to your committee our bid for the printing of the various requirements of your honorable body as follows:

100 Calendars, per page .....	\$1.15
100 Bills and Resolutions, per page.....	1.15
100 Daily Journals, per page .....	1.90
250 Permanent Journals, half paper and half leather binding, per page .....	2.15
Extra copies of Daily Journal, Bills, Resolu- tions, Calendar, each .....	9 cents

We are equipped to handle this work for you in a work-  
manlike and expeditious manner, and hope that our bid will  
have due consideration.

Yours truly,

Oklahoma Leader,  
By John Hagel, Business Manager.”

“To Chairman and Members Printing Committee,  
Senate of the State of Oklahoma.

We respectfully submit the following bid on Senate print-  
ing:

Senate Bills, per page (100 copies).....	\$1.18
Resolutions, per page (100 copies).....	1.18
Senate Calendar, per page (100 copies).....	1.18
Daily Journal, per page (100 copies).....	1.86
Permanent Journal, per page (250 copies)....	2.12
Extra copies Bills, Resolutions and Calendars, each .....	.10

Phelps Printing Co.,  
By Glen Smith.”

“To the Honorable Printing Committee of the State Senate,  
State of Oklahoma:

Gentlemen:

We herewith submit the following bid on the printing to  
be used for your body:

100 copies Calendar, daily, per page.....	\$1.17
100 copies Journal, daily, per page.....	1.87
100 copies Bills and Resolutions, per page.....	1.17
250 copies Permanent Journal, per page.....	2.10
Extra copies Bills, Calendars, Resolutions, each	.10

Roll calls, motion blanks and other miscellaneous printing, Schedule Prices Franklin Price List as adopted by the State Board of Affairs.

Beals & Morrison,  
By Ollie S. Wilson.”

“To the House Printing Committee of the Ninth Legislature:

Gentlemen:

Below are our prices for printing your Bills, Calendar,  
Daily Journal and Permanent Journal, per page:

Bills .....	\$1.15
Calendar .....	1.15
Daily Journal .....	1.85
Permanent Journal .....	2.65
Extra Bills and Calendars, each copy .....	.13

Respectfully,

Great Western Printing Co.

Nat Bond, Manager.”



“Chrm. and Members Printing Committee,  
Senate of the State of Oklahoma:

Gentlemen:

We respectfully submit the following bid on Senate printing:

Senate Bills, per page, 100 copies.....	\$1.05
Resolutions, per page, 100 copies.....	1.05
Senate Calendar, per page, 100 copies.....	1.05
Daily Journal, per page, 100 copies.....	1.75
Permanent Journal, per page, 250 copies.....	2.00
Extra copies, Bills, Resolutions, Calendar, each	.09

(Pencil notation) 125 bound in leather; 125 bound in cloth.

Respectfully submitted,

Novak & Walker,

By Joseph H. Novak.”

Upon opening these bids it was found that the firm of Novak & Walker was the low bidder on each and every item.

Your Committee therefore begs to report that it awarded the contract to this firm tentatively, on the condition that it demonstrates its capacity to render such service as the Senate may require.

Respectfully submitted,

BARKER, Chairman.

Senator Barker moved that the report be adopted. Motion carried.

Senator Anglin, on behalf of the Special Committee appointed to select a Journal Clerk for the Senate, made the following report:

Mr. President:

We, your Special Committee, appointed to select a Journal Clerk for the State Senate, having had the same under advisement and having fully investigated the qualifications of all applicants, find that every applicant applying or mentioned is well qualified, yet being forced to decide upon one of them, we select and now recommend that the Senate employ Miss Mary B. McClanahan to at least act for the present as Journal Clerk of this Senate.

Respectfully submitted,

TOM ANGLIN, Chairman.

Senator Anglin moved that the report be adopted. Motion carried.

Senator McPherren moved that the Senate go into executive session for the purpose of receiving matters upon the President's desk of a confidential nature. Motion carried.

Senator Hudson moved that the executive session be dissolved. Motion carried.

The Senate reconvened in open session, the President presiding.

The following messages from the House were received and read at length.

Secretary of the Senate,  
State of Oklahoma.

Sir:

I am directed by the House of Representatives to return herewith:

Engrossed copy of Senate Concurrent Resolution No. 1.

Engrossed copy of Senate Concurrent Resolution No. 2.



Engrossed copy of Senate Concurrent Resolution No. 3, and to inform you and through you the Honorable Senate that the same have been adopted by the House of Representatives and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President ordered engrossed copies of Senate Concurrent Resolutions Nos. 1, 2 and 3, referred to the Enrolling and Engrossing Department for enrollment.

Senator Feuquay asked that he be excused from Monday's session.

Senator Hudson moved that the President appoint a committee of five to confer with a like committee from the House of Representatives, for the purpose of arranging a joint session of the Senate and the Honorable House of Representatives and to take care of such matters, with relation thereto, as may come up before the joint session.

Motion carried, and the President appointed Senators Hudson, Holloway, Calvert, Anglin and Glasser.

Senator Hudson moved that the Senate adjourn until ten o'clock, A. M., Monday, January 8th, which motion prevailed. vailed.

## FOURTH LEGISLATIVE DAY.

Friday, January 5, 1923.

No Session.



*Fifth Day, Thursday, Jan. 6, 1923*

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FIFTH LEGISLATIVE DAY.

Saturday, January 6, 1923.

No Session.

## SIXTH LEGISLATIVE DAY.

Monday, January 8, 1923.

The Senate convened at 10:00 o'clock a. m., pursuant to adjournment and was called to order by the President.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Absent: Glasser. Total, 1.

Excused: Cornett, Fenquay. Total, 2.

The President announced a quorum present, and the regular order of business was proceeded with.

Prayer by the chaplain.

Senator Looney noted the following corrections in the second day's Journal: Add the name of Cordell to the Committee on Irrigation, Drainage and Geological Survey. Strike the name of Cornett from Committee on Oil and Gas.

Senator Cline introduced Senate Concurrent Resolution No. 4, which was read by the Clerk, as follows:

Senate Concurrent Resolution by Cline, Cordell, Looney (Harmon):



WHEREAS, thousands of citizens are now gathering in this, the capitol city of this State; and

WHEREAS, a streamer across the main street of this city is advertising a ring or prize fight to take place in this city at 8:30 p. m. this date; and

WHEREAS, such exhibition is in open violation of Section 2015, Compiled Statute of Oklahoma, 1921; and

WHEREAS, one of the urgent needs of the present day is law enforcement; and

WHEREAS, the capitol city of the State is a good place to set an example of compliance with and enforcement of the law,

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Ninth Legislature, the House concurring therein, that the Governor of Oklahoma is hereby requested to instruct the Attorney General of this State to see that the violation of the law aforementioned is not perpetrated.

Senator Cline moved a suspension of the rules for the immediate consideration of the resolution. Motion carried.

Senator Cline moved the resolution be adopted. Motion carried.

#### FIRST READING.

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

Senate Bill No. 18, by Jones—An Act relating to the office of county attorney, amending Section 1557 of Revised Statutes of Oklahoma, 1910, and declaring an emergency.

Senate Bill No. 19, by Langley, Nichols, Brown (Love), Looney (Harmon), and Hill—An Act making appropri-

ation for grading and landscaping and insurance purposes relating to the Oklahoma Soldiers' Memorial Hospital, located at Muskogee, Oklahoma, and declaring an emergency.

Senator Brown of Love, asked consent to be included as joint author of Bills No. 19 and 20. Consent was granted by the authors of the bills.

Senate Bill No. 20, by Langley, Looney (Pontotoc), Looney (Harmon), Brown (Love), and Hill—An Act conferring on the Soldiers' Relief Commission of the State of Oklahoma authority to sell to the United States of America the Oklahoma Soldiers' Memorial hospital located at Muskogee, Oklahoma, and declaring an emergency.

Senate Bill No. 21, by Durant—An Act amending Section 9002 of the Compiled Statutes of 1921 relating to vital statistics, providing for registration districts and registrars of births, deaths, and marriages; prescribing the duties of registrars and health officers, providing penalties for violation thereof, and declaring an emergency.

Senate Bill No. 22, by Woods and Hughes—An Act creating a Board of Pardon and Paroles, prescribing its duty, providing for the conduct and the expenses thereof, and declaring an emergency.

Senate Bill No. 23, by Looney (Harmon)—An Act amending Sections 8172 and 8175 of Chapter 72, Compiled Statutes of Oklahoma, Annotated, 1921, relating to Confederate pensions, and declaring an emergency.

A letter from W. H. Johns-Manville incorporated, relative to correcting acoustical defects in the Senate and House Chambers, was read, and on motion of Senator Nichols the matter was referred to the Committee on Senate and Legislative Affairs with instructions to thoroughly investigate the proposition.



SECOND READING.

The following bills and resolutions were read for the second time and referred to the standing committee indicated:

Senate Bill No. 8, by Woods, to Committee on Fees and Salaries.

Senate Bill No. 9, by Jones, to Committee on Fees and Salaries.

Senate Bill No. 10, by Harvey, to Committee on Municipal corporations.

Senate Bill No. 11, by Committee on Appropriations.

Senator Carlock moved that Senate Bill No. 11 be placed on the Calendar without reference to committee.

By unanimous consent the bill was placed on the Calendar.

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

Senate Bill No. 13, by Harvey, to Judiciary Committee No. 2.

Senate Bill No. 14, by Johnson of the Senate, and Davis and Gray of the House, to Committee on State and County Affairs.

Senate Bill No. 15, by Johnson, to Committee on Appropriations.

Senate Bill No. 16, by Feuquay of the Senate and Watson of the House, to Committee on Revenue and Taxation.

Senate Bill No. 17, by Bobo, to Committee on Banks and Banking.

Senator Carlock moved that Senate Bill No. 11 be advanced to engrossment and third reading. Motion carried.

The following messages from the Governor were received and read at length:

To the Honorable, the President and Members of the Senate:

I am submitting herewith printed copy of the budget for each member of your honorable body.

This budget represents the work covering the past four years on which great effort of time and thought has been expended. In addition to being the budget for the ensuing biennium, it reflects the true financial statement of the finances of each and every department, institution, board and commission under the State government and included in this budget and forming a part thereof will be found numerous statistical tables, copious extracts of the laws touching the fiscal affairs of the State, and tables showing the origin and purpose of each fund, together with the name of the department collecting the same and the department disbursing the same.

I trust that each member of your honorable body will find sufficient time to give this budget an honest and impartial inspection and investigation. So far as the figures given by the Governor in recommendations for various items are concerned, they may all be discarded and your own judgment substituted therefor. But even though this is done, you cannot afford to ignore the detailed method of appropriations; by so doing the use of the entire budget will be lost and the law, itself, will become inoperative.

I submit the same in the hope that by proper use of the system, the finances of the State may be safeguarded and the expenditure thereof be simplified.

Respectfully,

J. B. A. ROBERTSON,

January 6, 1923.

Governor.



To the Senate of the Ninth Legislature of the State of Oklahoma:

Chapter 152, Session Laws 1919, created a budget law and provided for the publication of said budget as prepared by the Governor and for the submission of same to the Legislature. An appropriation insufficient to meet the expense of publication made it mandatory to issue a deficiency certificate in order that the budget in printed form might be submitted.

By my direction the State Board of Public Affairs contracted for the publication of the budget and I have issued a deficiency certificate in the sum of eleven thousand one hundred twenty-two dollars (\$11,122.00) payable to the Trave Company, of Oklahoma City, Oklahoma, printing contractors, said sum to cover the entire cost of publication of the budget.

I therefore submit a copy of this deficiency certificate herewith which is to be considered supplemental to the report of all deficiency certificates issued by me, which report has been rendered to the Legislature.

Respectfully submitted,

J. B. A. ROBERTSON,  
Governor, of the State of Oklahoma.

STATE OF OKLAHOMA  
EXECUTIVE DEPARTMENT  
DEFICIENCY CERTIFICATE No. 23-1923.

WHEREAS, Chapter 142, Session Laws of 1919 created the budget law and provided for the publication of said budget to be submitted to the Legislature by the Governor; and

WHEREAS, the budget for the years 1923 to 1925 having been prepared by the State budget officer and its publi-

cation contracted for by the State Board of Public Affairs; and

WHEREAS, the State Board of Public Affairs has this day approved the claim of the contract publisher, the Trave Company of Oklahoma City, Oklahoma, in the sum of eleven thousand one hundred twenty-two dollars (\$11,122.00) and has reported that the claim presented by the Trave Company fully complies with said contract and has recommended that since there is insufficient funds available to pay the expense of publication, that a deficiency certificate be issued for that purpose.

NOW, THEREFORE, I, J. B. A. Robertson, Governor of the State of Oklahoma by virtue of the power and authority vested in me by law, do hereby grant this deficiency certificate No. 23, 1923, in the sum of eleven thousand one hundred twenty-two dollars (\$11,122.00) for the uses and purposes set forth above, said sum to be expended under the contract of the State Board of Public Affairs in paying the claim of the Trave Company of Oklahoma City, Oklahoma, for the publication of the said budget for the years 1923 to 1925. This sum is to draw interest at the rate of six per cent per annum from the date of filing of claims against this deficiency.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the great seal of the State of Oklahoma at Oklahoma City, this the 6th day of January, 1923.

J. B. A. ROBERTSON,  
Governor of the State of Oklahoma.

Attest:

JOE S. MORRIS,  
Secretary of State.

To the Honorable, the President and Members of the Senate:

The Eighth Legislature appropriated only \$3,000.00 for the Governor's contingent fund. This was less than half of



any appropriation theretofore made and it is absolutely impossible to conduct the business of this office on such amount.

As a result, the Governor's contingent fund is now depleted and I ask that, in the first appropriation bill, you make provision for a reasonable contingent fund for the balance of this fiscal year.

Respectfully,

J. B. A. ROBERTSON,

Governor.

January 8, 1923.

Senator Hudson introduced Senate Concurrent Resolution No. 5, as follows:

Senate Concurrent Resolution No. 5, by Anglin and Hudson—A Concurrent Resolution providing for the joint assembly of the State Senate and the House of Representatives of the State of Oklahoma.

WHEREAS, the Constitution of Oklahoma fixes the second Monday in January, after the general election at which the Governor and other State officers have been elected, as the date upon which such officers shall take their oath and be inducted into office.

WHEREAS, it is customary for the two houses to meet in joint session at high noon for the purpose of witnessing the administration of such oaths and for hearing the Governor's message.

NOW, THEREFORE, be it resolved by the Senate, the House concurring, that the hour of 12 o'clock, noon, January 8, 1923, be and the same is hereby designated for the joint session of the Senate and House of Representatives for such purpose and for the transaction of any other business that may come properly before the joint assembly.

Senator Hudson moved that the rules be suspended and the resolution adopted.

Motion carried, and the resolution was referred to the enrolling and engrossing department for engrossment.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 4 correctly engrossed.

The President signed the engrossed copy of Senate Concurrent Resolution No. 4 and ordered the same transmitted to the Honorable House.

The President declared the Senate at ease for thirty minutes.

The President called the Senate to order and appointed Senators Hudson, Woods and Hill as a Senate committee to confer with a like committee from the House of Representatives and arrange for joint assembly of the two bodies.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 5 correctly engrossed.

The President signed the engrossed copy of Senate Concurrent Resolution No. 5 and ordered the same transmitted to the Honorable House.

Senator Woods reported on behalf of the committee appointed to confer with the committee from the Honorable House of Representatives, on arrangement for joint session, that the arrangements had been made for joint assembly of the two Houses at 12:00 o'clock, noon, January 8, 1923.

The Boy Scouts band from Hollis played a selection.

Senator Durant moved that a vote of thanks be extended to the Boy Scouts band. Motion carried.

The Senate proceeded to the House chamber for Joint Assembly as arranged by the committee.



### JOINT SESSION.

The Senate and House of Representatives of the State of Oklahoma assembled in joint session in the hall of the House of Representatives, at 12:00 m., for the purpose of witnessing the administration of the oath of office to the incoming Governor and other State officers elected at the last general election, the President of the Senate presiding.

The roll of the Senate was called, as follows:

Present: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Absent: Glasser. Total, 1.

Excused: Cornett, Feuquay. Total, 2.

The President of the Senate announced a quorum present.

The roll of the House was called as follows:

Present: Acton, Adams, Anderson, Bayless, Berry, Beum, Bell, Boyer, Bremer, Brumley, Brydia, Burger, Burleson, Callahan, Case, Clothier, Cloud, Comfort, Coover, Culp, Cunningham, Davis, Disney, Dixon, Dyer, Eastridge, Edwards, Elam, Everhart, Ferrell, Finley, Franks, Funkhouser, Garner, Goodrich, Gray, Gulager, Hansen, Harper, Headrick, Hines, Howe, Hutson, Johnson, Jones, Kidd, King, Laskey, Lewis, Lightner, Lindsey, Long, Lowry, Mabon, McBee, Miller (Tulsa), Miller (Hughes), Mitchell, Montgomery, Moothart, Nance, O'Brien, Otjen, Payne, Phillips, Pollock, Pullen, Ray, Robertson, Rossiter, Salter, Saltsman, Sanders, Sigler, Simpson, Singletary, Smith, Stewart, Stovall, Street, Taylor (Lincoln), Taylor (Pittsburg), Thompson (Garvin), Thompson

(Canadian), Thornsborough, Thornley, Ticer, Tolbert, Treadway, VanDall, Varnum, Vernon, Voorhees, Watson (Pottawatomie), Watson (Lincoln), Watkins, White, Williams, Wooten, Windle, Wren, Mr. Speaker. Total, 102.

Absent: Baskin, Brice, Miller (Muskogee), Watson (Sequoyah). Total, 4.

The Speaker of the House announced a quorum present.

The President of the Senate announced a quorum present of the joint assembly.

Senator Hudson moved that a committee of five be appointed from the Senate and a like committee from the House to conduct the outgoing Governor and the incoming Governor to the Joint Session. Motion carried.

The President appointed from the Senate: Anglin, Holloway, Hudson, McPherrin and Golobie; from the House: Nance, Anderson, Stovall, Disney, and Sigler.

Justice Johnson, Vice Chief Justice of the Supreme Court was introduced by the President.

The President introduced the retiring Governor, J. B. A. Robertson to the Joint Assembly.

Governor Robertson delivered the following address to the Joint Assembly:

President Trapp, and Members of the Joint Legislative Assembly:

Four years ago, bearing a commission from the sovereign people of this State, I appeared in this chamber and took the prescribed oath as found in the Constitution, to discharge the duties of the office of Governor for the ensuing term. Four years have passed away, and today marks the end



of the administration of State affairs so far as I, personally, am concerned. The people, by reason of the expressed powers in the Constitution, have chosen a successor and it becomes my pleasant duty to bring him here with me today, where he in turn may be inducted into the office of Governor for the next four years.

In performing this duty it is with a mingled feeling of satisfaction and regret. The four years that have recently passed have been the best years of my life and I have devoted these four years to the discharge of the onerous duties of this office, as God knows, with a singleness of purpose to see that all laws were faithfully executed and the rights and liberties of the people protected and preserved. I have no regrets in that respect. I would not change a single act that I performed during this time. By that I do not wish to be understood by you or the people of this State as saying that I have not made mistakes. Nobody knows better than I the mistakes that have been made, yet they were mistakes of the head and not of the heart, and yet, notwithstanding that fact, I call upon you and the people of this State to judge these acts from the standpoint of the average man, and with a reasonable degree of generosity. You, nor any one else, can have the slightest conception of the difficulties and obstacles, which at times seemed almost insurmountable, that I have had to meet in the discharge of these duties.

I would, if time permitted, go into detail and relate to you something of the accomplishments of the last four years, but that is history. You will know, as future generations will know, what has been and what has not been done. These four years have been fraught with many problems of more than ordinary interest and concern. The years that followed the war found us all unsettled and unstable, and they have imposed extra burdens not only upon the Governor but upon all other officers with him. In this administration we have had many times to go ahead without the value or the aid of precedent,

because the problems were new and without in many instances, the aid of statutes or a guide post to point the way, and naturally some have been disappointed. Some have not received what they expected.

Being a Democrat and believing in the principles and doctrines of that party, I have at all times, to the utmost of my ability, and many times when misunderstood by the people, stood for the inalienable rights of the individual citizen against encroachments, no matter from what source or quarter they came, and I think that is one thing that all Democrats can appreciate, for when you take away from the individual citizen these inherent and inalienable rights, guaranteed by the Constitution and the Declaration of Independence, even though the reasons may not be understood or apparent, you are undermining the very foundation stones of our Republic.

There are many other things that I might mention. The program of this administration was interrupted two years ago by the election of a partisan Republican majority in the House, who, not being accustomed to the manner in which things had been conducted in this State by the Democratic party, sought by every means, honorable and dishonorable, to discredit the Democratic party with the people.

It appears to me, and I think it should appear to all reasonable men, that they failed completely in their nefarious designs, although they did many things that handicapped and embarrassed the administration of law and cast a gloom of doubt upon many good people of this State for the time being by reason of their partisan actions in that session of the Legislature. I think it is understood now by everybody that I have no quarrel with the Republican party as such. Some of the best friends I have had on earth are Republicans. But I cannot excuse the actions and conduct of that majority during the last Legislature.



But in spite of that, I have pleasure in saying, that so far as governmental agencies and activities in this State are concerned, they are in a prosperous and happy condition. Harmony prevails among practically all, if not all, departments. All are efficiently and economically conducted. The Treasurer today will turn over to his successor more than 11 millions of dollars cash, \$6,500,000 of which is wholly unencumbered and is in the General Revenue Fund. The public debt has been reduced \$2,000,000. During the past four years the rate of taxes in this State has greatly decreased, until during the last year, there has been no levy for State purposes assessed. The penal, charitable, corrective and other eleemosynary institutions of the State today are all operated under efficient and economical management and I court the closest and most careful investigation of each and every member of this Legislative Assembly and of all the citizens of this State as to their condition. The educational institutions, thanks to the progressive spirit of this commonwealth, are meeting the exacting requirements of all. Their population has doubled and we are just starting upon a campaign that will develop fully the educational system of the State. The educational survey which has just been completed will be of inestimable value to you and to the people of the State in pointing out the defects and suggesting the remedies needed, from kindergarten to the University.

To my appointive officers and those who have worked together with me during the past four years, I return here and now my most sincere thanks. If ever a man has been surrounded by loyal, efficient and painstaking men and women in public office, that man is myself. There have been, perhaps, a few exceptions. My prayer today is that my successor may have the hearty co-operation of the splendid men and women elected upon the Democratic ticket last fall, in order that he may not be disappointed, and thereby disappoint the people, in the performance of his duties.

I want to say now, in behalf of my friends, that no one of them will now or in the future, embarrass to the slightest degree the efforts of my successor and those elected on the ticket with him in the performance of their duty.

I have endeavored during these four years to do the best I could, and I am willing to let the result rest in the hands of the angel of time, who will write the verdict impartially and will state the facts honestly, and who knows and searches the hearts of men, and knows whether or not they have indeed failed. And with this let me express to you and to the people of this State my deep and sincere appreciation for the honor and privilege that has been given me to serve in this capacity, and to present to you, members of the Joint Assembly, my successor, John Calloway Walton.

The President said: Members of the General Assembly: I now present Vice Chief Justice Johnson who will administer the oath to the incoming Governor.

The oath was administered to Governor J. C. Walton by Vice Chief Justice Johnson.

The Speaker of the House of Representatives, Murray F. Gibbons, was recognized by the President:

Mr. President, members of the General Assembly, and fellow citizens of the State of Oklahoma, I have the distinguished honor, the great privilege and pleasant duty, to present to you our Governor, Jack Walton.

Governor Walton delivered the following message to the Joint Assembly:

To the Honorable Members of the Ninth Legislative Assembly of the State of Oklahoma:

In accordance with a custom existing from the time of the foundation of the State, the chief executive, upon taking office, expresses to the Legislature his opinions upon the policy



to be pursued and the reforms to be effected during his term of office.

What I may say can have no force merely because I say it, but only as it appears right and just to the people and to the law making body.

The highest aim of any public servant is the common welfare, and with this end in view, what I now say is respectfully submitted for your consideration.

It is the sub-structure upon which all other groups rest. It is the substructure of civilization.

The incoming administration has been accused of radicalism and fear has been expressed that the State will become bankrupt because of visionary ideas and Utopian theories of government.

Let me say at the outset that so far as the administration is represented by me, there is no thought of destroying the economic structure of your business and industrial life.

And gentlemen, do not think it strange for me to express my individual belief—I believe in the impersonal thing called capital—but it should be the servant and not the master of mankind.

Theoretically and as a rule I do not believe that the State or nation should engage in business.

Exceptions exist.

The postoffice, the school and the highways are exceptions.

When it is apparent that the public welfare demands that another exception should be made we should act with courage and decision, but the ultimate remedy, in my opinion, is voluntary co-operation.

## FARMING.

Farming is the basic industry. It should be the solid concrete pier upon which the superstructure of civilization rests.

A perilous hour has arrived.

The substructure of civilization is crumbling.

If the substructure falls, the superstructure falls, and we are confronted with chaos and darkness.

An examination of the census of 1910 discloses that in that year there were 6,631,502 farmers in the United States. Their investment amounted to \$40,991,499,000. They received for their farm produce on that investment \$5,497,600,000. This means that the average total gross incomes per farm was \$872.21.

Deduct five per cent interest on \$6,181.31—the investment—from \$872.21 and you have \$563.15.

Deduct from this what the farmer paid for hired labor and the value of the seed he put in the ground, and you will then have the amount he received for the labor of himself and his family for twelve months.

If this was the status of the farmer who was worth \$6,181.31, what was the status of the farmer who was worth less than \$6,181.31?

If this was the status of the farmer in 1910, what is his status today?

In the American Economic Review, Volume 6, No. 1, March, 1916, is a diagram and under the diagram the following appears:

“The diagram shows that after all the expenses are paid the average farm family has \$724 of net earnings, of which



\$322 was earned by the capital invested in the farm, and \$402 by the labor of the farmer and his family.

“The \$724 of net earnings were received by the family in the following manner: \$303 in cash, \$35 as feed, \$125 as rent, and \$261 as food furnished by the farm.

“The limitations of these figures on farmers’ earnings should be clearly understood.

“In the first place they are the average figures for the United States as a whole, covering decidedly varied conditions in different parts of the country.”

The publication in the Review caused not only comment, but alarm.

The Department of Agriculture then ordered experts to investigate and report, and in August, 1917, the experts published their report and thus summed up the situation:

“The average income of the farm families of the United States which represents what the farmer gets for his labor and managerial ability, after allowing five per cent on the investment, was shown to be, by an intensive investigation by the Department of Agriculture, \$318.22 for 12 months. This includes what he received toward his living from the farm and therefore represents the total income of the family.”

On September 7, 1915, No. 1 northern wheat was quoted at 92 cents per bushel in Duluth, and \$1.64 at Liverpool, a spread of 72 cents a bushel, and the itemized are incorporated in this message for your perusal.

Here are the figures:

Wheat, American No. 1 Northern Liverpool.....	11s 3d
In our money, per 100 pounds .....	\$2.70
Duluth, same grade, 93 cents per bushel, or per 100 lbs...	1.55
Spread between Duluth and Liverpool .....	1.15

Handling cost, insurance, ocean freight, elevator charges	
2 cents commission for handling, making a total of..	.54
Amount taken over fair profit and all cost of handling..	.61
American oats, Liverpool, 45 pounds.....	4½d
Reduced to our money, for 100 pounds.....	\$2.33
Oats, Duluth, No. 3, for 100 pounds.....	1.03
Spread between Duluth and Liverpool.....	1.30
Cost of handling between Duluth and Liverpool.....	.54
Amount taken above a fair profit, cost of all kinds.....	.76

These figures disclose that of the selling price of wheat 39 per cent is taken, and this after every known charge is deducted, allowing two cents commission to the exporter.

The above is what was taken by the organized market raiders who operate on the great terminal markets of the country.

To this must be added what is taken by the middle-men who operated on the primary markets of the country.

When the wheat harvest of 1920 was at hand, wheat was worth \$2.50 per bushel.

Court houses and all public places were plastered with notices signed by railway attorneys to the effect that on account of the shortage of cars the crop could not be shipped, and notifying the farmers to take the necessary steps to store their grain.

The farmers were compelled to store their wheat and mortgage it to the local banks to pay their living expenses, and the expenses of raising and harvesting and threshing the crop.

Hundreds of miles of box cars were sidetracked in out-of-the-way places. Feverish efforts were then put forth by the railway companies to increase freight rates, resulting in additional tax on producers.



While the farmers were threshing and storing the crop, the great terminal market raiders were disposing of the stock of wheat they had on hand.

Then an order was sent down the line from the great Federal Reserve Banks to the local banks, not to renew farmers' notes secured by wheat, and to push the collection of all other farm paper.

The local banks were compelled to comply with this order, for the reason that if they renewed the notes the Reserve Banks would not receive them, and the local banks would be forced into liquidation.

Box cars now appeared in abundance; the farmer was forced to sell his wheat; the market became glutted, and the price fell to \$1.20 per bushel for wheat that cost the farmer greatly in excess of the selling price—and causing a spread twice as great as the spread between Duluth and Liverpool.

This action on the part of the Reserve Banks caused the bottom to fall out of the market for cattle, horses, hogs, mules, cotton and everything else the farmer produces.

The blow was staggering and as a result from 60 to 70 per cent of the farmers are reeling into bankruptcy.

In this way the volume of Federal bank note currency was enormously decreased. The farmers' indebtedness, incurred when the dollar was worth fifty cents, is now to be paid in dollars worth two hundred cents.

This is not the time or place to discuss what should be done by the national government in behalf of the farmer, but it is the time and place to discuss what should be done in behalf of the farmer, by the State government of Oklahoma.

If it costs a farmer \$1.04 to produce and market a bushel of wheat and he only receives 93 cents therefor, he does not in reality sell any wheat.

be transmitted to his wife and children (if he has a wife, child or children) and if not, it should be paid to him upon his discharge.

The money for the purchase or construction of such Portland cement plant should be acquired by the State by a tax of one per cent per gallon on all oil or gas sold by retailers throughout the State, and from a license to be issued to all retailers, at \$5.00 per year.

If the money so acquired is insufficient to pay for the construction and equipment of said plant, then the products of said plant should not be sold at cost, but enough profit should be added to pay for said plant within a reasonable time.

All other Portland cement sold in the State should be subject to inspection, and each and every sack or container should be tagged by an inspector at a cost of ten cents per hundred pounds, so that the people of the State might be protected from adulterated or inferior cement.

The board of directors or commissioners given power to purchase or construct said plant should be selected as follows: Any non-political farmers' organization having a bona fide dues paying membership of 25,000, may list with the governor three names and the governor shall select one from such list, and for each additional 25,000 actual dues paying members such organization shall have one representative to be selected as stated. The State Federation of Labor may furnish to the governor, a list of five names, and the governor shall select two from such list. The Chambers of Commerce of the State may furnish a list of ten names to the governor and he shall select two names from such list. The Highway Commissioner and the State Engineer shall, ex officio, be members of such board of commissioners.

When said warehouses are erected, warehouse receipts should be issued, and upon such receipts the producing farmer



should be loaned public money, when available, and at a rate of interest not exceeding three per cent per annum; and all private moneys loaned to farmers on such warehouse receipts at a rate of interest not exceeding four and one-half per cent per annum, should be exempt from taxation.

### THE TENANT FARMER.

I am in entire accord with the Democratic platform on this momentous question. I, as Governor, and you as the Legislature of this State, have received a mandate from the people of this State to carry the provisions of that platform into effect.

In my judgment it is one of the wisest, if not the wisest provision ever written into a political platform, and I am proud to say that I belong to the political party that gave it birth.

The greatest menace to a representative form of government is the homeless man, and the tenant farmer is a homeless man.

I know that you have the courage, ability and foresight to formulate and enact a law, which, when put into effect, will reduce farm tenantry in this State to a minimum; and if you do this you will be known for all time as an historic assemblage.

### LABOR.

Believing that the first duty of industry is to provide a living wage and safe and sanitary conditions for the workmen engaged in such industry, I recommend that the Legislature make a comprehensive study of our laws relating to labor.

One of the most striking defects at this time is the fact that death in industry is not covered by the Workmen's Compensation law.

This is due to a provision of our present Constitution, which prohibits the abrogation of the right of action or any limitation on the amount recoverable in such cases.

This constitutional provision does not operate for the protection of labor, but in some instances has prevented those surviving the death of the wage earner, from recovering anything, because of receiverships or bankruptcy of the employer.

I recommend that the proper resolution be passed submitting a constitutional amendment that will permit proper legislation, including death in industry, in the compensation law.

It is recommended that the needs of the Department of Labor and the State Industrial Commission (these departments being charged with the duty of administering the laws relating to labor), be given careful study and consideration, and in general the most advanced legislation of other states, such as Ohio, should be carefully analyzed and whatever is suitable to our conditions should be incorporated in our various labor laws.

### THE FORMER SERVICE MEN.

I caused to be drafted and brought to a vote of the people of the State, question No. 116, initiative petition No. 76, known as the Soldier Bonus Bill.

It was submitted as a constitutional amendment.

It received a majority of some 25,000 votes of those who voted on the proposition, and yet it was defeated by some 4,000 votes because it failed to receive a majority of all the votes cast at the election.

One million two hundred thousand American soldiers fought at the Meuse-Argonne, the greatest battle of all time.



The American casualties were 120,000.

The battle lasted six times as long as the Battles of the Wilderness, and they used ten times as many guns, and fired about 100 times as many rounds of artillery ammunition. The actual weight of the ammunition fired was more than that used by the Union forces during the entire Civil War.

We should not forget these men.

They fought not only for the American flag and American institutions, but for American soil—for every section of land in Oklahoma.

There are sections of land in Oklahoma that have produced fifty millions of dollars.

I am in favor of giving these soldiers the wealth produced by one section of our land, and I recommend that the Bonus Bill be again submitted to the people at a special election, which it is in your power to do by joint resolution.

The only change in the bill that I would recommend, is to eliminate oil refineries from taxation for this purpose as it might cause them to move their plants across the State line.

### ROAD CONSTRUCTION.

The State of Oklahoma in building its roads is largely dependent upon the ability of the various counties throughout the State to vote bonds to build the principal roads in such counties.

Notwithstanding the fact that many of the counties throughout the State are in dire need of the improvement of their roads, yet without large bond issues, and State and federal aid, improvements cannot be carried on, and even in the counties where the principal highways have been improved, no provision now exists for the construction of extensions and laterals to such main highways.

We all agree that roads should be permanently improved, repaired and maintained, and in order to accomplish this result, the owners of lands adjacent to and abutting upon such roads should be granted the privilege of constructing such permanent roads whenever the same may be feasible or desirable, at their own expense, and with such assistance as may be rendered by the county, the State, and the United States government.

I very earnestly recommend legislation by which a system of road construction may be authorized under the direction of the Department of Highways of the State, whereby owners of lands might petition for and cause the construction of permanently improved highways to be paid for by such abutting owners, upon the theory of special assessments as and for benefits derived from such construction.

By the enactment of such a law, a vast amount of improved public roads could be secured, and the same would result in direct benefit to the owners of the land who pay the cost of the same.

This form of public improvement would particularly give to the farmer the same benefits arising from road construction as is enjoyed at present by those who live in the cities and towns, and enable the farmers located distantly from the main roads to obtain the benefit of road improvements.

The increased value of his lands, as well as the ready accessibility to the cities and towns, would more than recompense him for the cost of an improvement of this nature scattered over a period of years.

I would suggest the creation of road improvement districts, and the selection of boards of road commissioners to carry on the work of the improvement, that the district might issue negotiable bonds therefor, payable from assessments



levied against the lands benefitted, with suitable provision for the enforcement of such assessments.

I would recommend, however, that the majority in area of land, or of land owners be permitted at all times to control the question of necessity, and desire for such improvements, all of which could be embodied in proper and suitable legislation to cover such subject.

I suggest to prevent possible graft in road construction that by means of the State cement plants every county and district should be able to procure this most expensive item at actual cost of production, plus a possible small profit to the State; that the State should further develop the rock crusher plants which it now owns, and if necessary change locations to save freight rates and thereby, the second most expensive item could be had at actual cost.

Sand and gravel can be had in our streams plus cost of transportation, and labor is plentiful at prevailing prices, and without any opportunity for monopoly.

I also suggest, the State Highway Commissioner and county authorities be authorized and empowered to employ all labor and construct roads without the intervention of contractors, and thereby local labor will be found.

If built at all, roads must be built cheaply, and with a view to permanency.

### MARKETING.

By means of a bureau or agency, under the Board of Agriculture, provision should be made for the regulation of prices charged by stockyards companies in connection with packing plants, in the sale of hay and grain for live stock; licensing of live stock commission firms; regulation of rates charged as commissions; protecting commission firms and others from loss by estrays and otherwise within such yards;

regulating yardage charges and dockage on defective animals, and providing inspection for all of the same.

Almost fabulous prices are being charged by stockyards companies for hay and grain on such markets, and other abuses are being carried on, all to the detriment of the livestock industry, and the disadvantage of the livestock producer.

I especially urge the enactment of a law covering the grading and marketing of farm products for the protection of the farmer and consumer, including an anti-discrimination law in both buying and selling.

### BANKING.

Without attempting details, I beg to suggest in general, that the bank guaranty law be fully sustained by proper amendments; that provision be made for the immediate payment to the distressed depositors of failed banks by some system of credit based on the assets and resources of said banks and their stockholders; the warrants or whatever the form of such credit, to be made liquid; kept at par, and as stable as may be, by statutory enactment; that the present assessment for the fund be increased and (by the entire plan), adequate time be given for payment by the banks of all certificates of past indebtedness; that all assets of failed banks be speedily liquidated and applied, and summary liquidation be provided for the future; that provision be made, if possible, to enforce the liability of all banks that have left and intend to leave the system; that the fund and the banks be safeguarded from thieves within, by an increased number of examiners adequately paid, and by the most stringent penal provisions; that through comity with the Federal banking system, an examiner recommended by that department be employed by the State to cross check the State Banking Department; that the officers and administration of the law be removed from con-



trol of member banks. Many good suggestions have been made for rehabilitating this law.

I feel sure that while this is one of the great problems, the combined wisdom and devotion of your Honorable body to the public good, will solve the same.

While certain officials of the State designate depositories for State funds, and the commissioners of each county control the deposit of county funds, I recommend that it be provided that these funds be allocated to all solvent banks by a board created for such purpose, and particularly with the view to aid the farmers in harvest time when extended credit is required. And that every advantage of low interest rates be given to the farmer, and no monopoly be permitted on State or county funds.

#### FREE TEXT BOOKS.

We have talked much and accomplished nothing as to this matter.

It is my judgment that this State ought to furnish the school text books free to all pupils of the State, and trust your wisdom will accomplish that end.

#### WOMEN'S RIGHTS.

In line with the spirit of universal suffrage now enjoyed by the women, I recommend that the proper resolution for amending our State Constitution be passed, so that women may be eligible to hold any State or other office.

#### INDEPENDENT OIL, LEAD AND ZINC PRODUCERS.

It is well known that a struggle exists between the independent lead, zinc and oil producers and refiners of the State

and world corporations engaged in the same business. I am in favor of any legislation that will assist the independent lead, zinc and oil producers and refiners in this State, providing that such legislation will work no hardship to the mass of the people.

It is with great pride and appreciation we note the fact that at this time the tremendous oil and gas industry of the State, through the gross production tax, is paying all the expenses of State government. We should generously endeavor to safeguard and foster this great industry with every proper protection of law.

Perhaps you may find the necessity for the establishment of a bureau of statistics for the oil and gas industry.

Market conditions are at times extremely uncertain, and possibly, artificially made.

The State being concerned (both as royalty owner, and because of the fact that its principal source of revenue is the gross production tax on oil, the amount of such tax determined by the market price) the advisability of the creation of such a bureau is clearly apparent.

The benefit to be derived by the independent producers from the operation of such a bureau is an additional reason for its creation.

### CO-OPERATIVES.

I especially recommend amendments to the co-operative laws, authorizing co-operative corporations for agricultural, dairy, livestock, banking and the like.

I further recommend laws for the inspection and sale of commercial fertilizers, condimental, patented or proprietary, and a law creating a department of cotton gin utilities in the Corporation Commission, and providing for the proper func-



tioning of the same, also a law amending Sec. 8227, Chap. 79, Art. 1, Revised Laws of Oklahoma 1910, relating to trusts and pools and making said law more effective.

### PUBLIC UTILITIES.

I have no desire to do an injustice to the public utilities of this State. However, it has come to my attention, that certain public utilities are receiving a return for public services, on a valuation about four times as great as the value at which they have rendered their property for ad valorem taxation.

It is recommended that some provision be made, whereby such property shall pay ad valorem taxes on the same basis as that on which they receive rates fixed by the Corporation Commission.

Recently, many of our public schools were on the verge of closing, by reason of actions brought in the Federal court to enjoin the collection of taxes from certain railroad corporations.

It is therefore suggested that the powers of the State Board of Equalization, in the matter of assessing these corporations, and allocating the taxes to the various counties, be enlarged, and that such corporations be required to pay the undisputed amounts, and the litigation comprehend only the disputed portion, and that a penalty of 18 per centum be imposed upon them for such delays.

Your wisdom will suggest other amendments to the laws covering this subject.

### HOSPITALS.

Every deformed child or other person in our State, in need of a major surgical operation, or medical treatment by

experts, who is unable financially to procure the same, should be permitted to come to the State University hospital for treatment.

With the services of the staff of that institution costing the State practically nothing, the persons so treated will entail an expense of approximately \$1500 per week, and this sum should be automatically chargeable back to the county from whence such persons came.

I have reference to the many persons and cases in which the local doctor is not prepared to render this service.

Let the blind, the lame and the halt of our State be thus made whole.

I will not attempt to argue the duty which the State owes to itself for the sake of its future citizenship, as well as to humanity generally, to make this provision, which will require an additional outlay for buildings, etc., for the University hospital, which institution has already accomplished considerable in this behalf.

Liquor and drug addicts should be treated more as patients than as criminals. These drug addicts are found in our jails and other penal institutions, and at large. They constitute a much more numerous class than is generally supposed and the horrors and misery suffered by drug addicts is more than can be described.

I do not know that more stringent laws against the sale of narcotics can be enacted, but certainly those laws cannot be too stringently enforced.

I urge the establishment of a farm for the rehabilitation of these most depraved and unfortunate human beings, and that such state farm be made to include liquor addicts.

I merely suggest that this farm be under the auspices of the University Hospital for reasons of economy in manage-



ment, and the advantage of the staff of that institution, and could so be made self-supporting for itself and for that hospital.

I am advised that New York and other states are very successfully conducting such farms in line with the most progressive thought.

The subjects of revenue and taxation, education, public health, libel and slander laws, corporations, judicial reform and legal reform, providing for relief for our congested appellate courts, exemptions from taxation and other important subjects will each be submitted for your consideration in subsequent messages.

Because of the things I recommend in this message I hope that no reasonable man will say that I am an enemy of capital.

I am ready and willing to do anything within my power to protect the capital within the State and cause foreign capital to come within our borders to develop our natural resources.

### ECONOMY IN PUBLIC AFFAIRS.

Because of the recent contraction of the currency, which has wrought widespread distress and brought almost to bankruptcy many of our business and industrial interests as well as our farming and labor classes, it is especially necessary that the strictest economy be practiced in all public affairs, and that the State procure as near as may be a dollar of value for every dollar expended, and that "efficiency" be the watchword of our public service.

In conclusion permit me to say, I am conscious of the frailties (such as partisan prejudice, factionalism, jealousy of power, selfishness and the like), to which we are all heir; that these things tend to divide us and thus militate against our best efforts for the public good.

May I not, within my prerogatives as Chief Executive, and you, within your prerogatives, as contemplated by our form of government, cordially co-operate? Let us, relying upon the "Divinity that shapes our ends," enact into law, the mandates to us given, by our service to the masters who called us here—the sovereign people of Oklahoma.

Representative Rossiter moved that the addresses of Governor Walton and also of Governor Robertson be printed in the Journal of both the Senate and the House of Representatives. Motion carried.

The President called upon the President Pro Tempore to preside.

All other officers of the State, elected at the last general election, were then sworn into office by Vice Chief Justice Johnson.

The President presiding.

Representative Rossiter moved that the Joint Assembly be dissolved. Motion carried.

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The Senate reconvened, the President presiding.

Senator Feuquay asked unanimous consent to have Senate Bill No. 16 withdrawn from Committee on Revenue and Taxation and placed upon the Calendar. Consent granted.

Senator J. C. Looney presented supplemental report from Committee on Committees, as follows:

Oklahoma City, Oklahoma,  
January 8th, 1923.

Mr. President:

Pursuant to an announcement by the Chairman of the Committee on Committees, supplemental requests for additional committee assignments were submitted to the Commit-



tee on Committees. After duly considering these requests, the Committee on Committees recommends the election of the Senators hereinafter named to the committees to which they are hereinafter assigned, to-wit:

AGRICULTURE.

Frye	Johnson
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APPROPRIATIONS.

Woods	Johnson
Feuquay	Brown, H.
Horner	

BANKS AND BANKING

Darnell	Brown H.
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EDUCATION.

Looney, Mrs. Lamar.	Durant
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FISH AND GAME.

Barker

HOSPITALS AND CHARITIES

Lewis	Johnson
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INSURANCE.

Hughey

LEGISLATIVE AND JUDICIAL APPORTIONMENT.

Carlock	Woods
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PRIVILEGES AND ELECTIONS.

Cordell

PUBLIC BUILDINGS.

Feuquay

## REVENUE AND TAXATION.

Hudson  
Brown, E. A.

Harvey

## ROADS AND HIGHWAYS.

Reed  
Feuquay

Johnson  
Frye

## SCHOOL LANDS.

Harvey.

Respectfully submitted,

JOSEPH C. LOONEY,  
Chairman.

Senator Looney (Pontotoc) moved the adoption of the supplemental report of the Committee on Committees. Motion carried.

Senator Looney (Pontotoc) moved that the various Senators be elected to the committees as assigned by the Committee on Committees. Motion carried.

Senator Feuquay moved that Senate Bill No. 16 be advanced to engrossment and third reading. Motion carried.

Senator Anglin made the following inquiry: It has been suggested that we meet tomorrow morning and proceed to the Fair Grounds. Is it the desire of the Senate to be there tomorrow, and will practically all Senators be present at that time?

Senator Anglin moved that it be the sense of the Senate to attend the ceremonies arranged for tomorrow morning. Motion carried.

Senator Hudson moved that the Senate adjourn until 10:00 o'clock Wednesday morning.



*Seventh Day, Tuesday, Jan. 9, 1923*

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SEVENTH LEGISLATIVE DAY.

Tuesday, January 9, 1923.

No Session.

## EIGHTH LEGISLATIVE DAY.

Wednesday, January 10, 1923.

The Senate convened at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total 41.

Absent: Cornett, Frye, Glasser. Total 3.

The President announced a quorum present.

Prayer by Senator Ingraham, former member of the Senate.

The reading of the Journal of the previous day's session was dispensed with.

Senator Anglin moved that the Chair appoint a committee of three to confer with the Honorable House of Representatives to arrange a joint meeting of the House and Senate for the purpose of inviting before that assembly any United States Senators in the city, and any Congressmen or Congressmen-elect who may be here, at 1:30 o'clock, P. M., or as soon thereafter as can be arranged. Motion carried.

The President appointed Senators Anglin, Luttrell and Hill to act as such committee.



## FIRST READING

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

Senate Bill No. 24, by Memminger—An Act for the encouragement of raising sheep and their protection in the State of Oklahoma.

Senate Bill No. 25, by Hughes—A bill for An Act providing for the levy and collection of assessments against the lots and tracts of land especially benefitted to pay the cost of the construction of paving and other improvements of streets in incorporated towns in the State of Oklahoma, which have heretofore been authorized and completed under the provisions of a void or unconstitutional law of the State of Oklahoma.

Senate Bill No. 26, by Lillard—An Act regulating the driving and operating of motor vehicles, providing punishment therefor, and repealing all laws in conflict therewith, and declaring an emergency.

Senate Bill No. 27, by Gulager, of the Senate, and Miller (Muskogee) and Berry, of the House—An Act providing for the disposition of balance in excess of contract price, of any special fund which remains to the credit of any county of this State in the hands of the State Highway Commissioner, and declaring an emergency.

Senate Joint Resolution No. 2, by Woods and Feuquay—A Resolution authorizing the Commissioners of the Land Office to refund monies received for oil and gas leases issued in the bed of Red River.

## SECOND READING.

The following bills were read for the second time and referred to the committee indicated:

Senate Bill No. 18, by Jones of Payne, to Committee on Judiciary No. 1.

Senate Bill No. 19, by Langley, Nichols, Brown (Love), Mrs. Looney, Hill, to Committee on Appropriations.

Senate Bill No. 20, by Langley, Looney (Pontotoc), Looney, (Harmon), Brown (Love), Hill, to Committee on Hospitals and Charities.

Senate Bill No. 21, by Durant, to Committee on Public Health.

Senate Bill No. 22, by Woods and Hughes, to Committee on Penal Institutions.

Senate Bill No. 23, by Looney (Harmon), to Committee on Hospitals and Charities.

Senator Feuquay, with unanimous consent, offered the following amendment to Senate Bill No. 16, which was adopted.

Mr. President: I move to amend Senate Bill No. 16 in both the title and Section 1, by inserting after the figures "33,500" and before the word "to" the words "according to the Federal Census of 1920".

FEUQUAY.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 11 correctly engrossed.

Senate Bill No. 11 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon,



Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 35.

Nays: None.

Absent: Cornett, Frye, Glasser. Total 3.

Not Voting: Brown of Blaine, Holloway, Leedy, Barker, Harvey, Wells. Total 6.

The bill having received a constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 35.

Nays: None.

Absent: Cornett, Frye Glasser. Total 3.

Not Voting: Brown of Blaine, Holloway, Leedy, Barker, Harvey, Wells. Total 6.

The emergency having received a two-thirds majority of the votes of all the members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 11, and ordered same transmitted to the Honorable House of Representatives for consideration.

Senator Hudson moved that the Senate stand recessed until 1:30 o'clock. Motion carried.

The Senate reconvened and was called to order by the President Pro Tempore, at 1:30 o'clock, p. m.

Senator Lillard reported for Judiciary Committee No. 1, as follows:

Mr. President:

We, your Committee on Judiciary, No. 1, to whom was referred Senate Bill No. 6, by Cordell, entitled: An Act validating contracts heretofore entered into by the Board of Education in cities of first class in counties having a population of not less than 22,432 and not more than 22,500, according to the next preceding Federal decennial census, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

The report was adopted by unanimous consent and the bill ordered placed on the Calendar.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 16 correctly engrossed.

Senate Bill No. 16, was read for the third time, at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Barker, Leedy. Total, 2.

Absent: Cornett, Frye, Glasser. Total, 3.

Not Voting: McPherrren, Memminger. Total, 2.



The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 16, and ordered the same transmitted to the Honorable House.

A committee from the Honorable House of Representatives was received. Mr. Disney reported for the Committee that the House would be ready to receive the Senate in joint assembly at 2:00 o'clock, p. m., for the purpose of hearing addresses from U. S. Senator Robt. L. Owen, and Congressmen-elect E. B. Howard and Elmer Thomas.

Senator Bobo announced the death at Fort Smith, Arkansas, of ex-Senator M. M. Ryan, a former member of this body, and moved that a committee of three be appointed to draft resolutions concerning the service to this State, rendered by Senator Ryan. Motion carried.

The Chair appointed Senators Bobo, Cordell and Lewis as such committee.

The President signed the engrossed copy of Senate Bill No. 16, and ordered the same transmitted to the Honorable House of Representatives for consideration.

The hour of 2:00 o'clock, p. m., having arrived, the Senate proceeded to the Chamber of the House of Representatives for joint assembly.

### JOINT SESSION

The Joint Assembly was called to order by the President Pro Tempore of the Senate.

The Clerk of the Senate called the roll of the Senate and the President Pro Tempore announced a quorum of the Senate present.

The Clerk of the House called the roll of the House of Representatives, and the Speaker of the House announced a quorum of the House present.

The President Pro Tempore announced a quorum of both bodies present, and the Joint Assembly organized and ready for business.

Senator Feuquay moved that U. S. Senator Robert L. Owen be invited to speak before the Joint Assembly, and that a committee of three from each House be selected to conduct him to the room. Motion carried.

The Chair appointed Senators Feuquay, Monk and Langley, and Representatives Disney, Laskey and Watson of Sequoyah, as such committee.

Mr. Speaker was recognized and introduced Senator Robert L. Owen, who spoke as follows:

Mr. Chairman, Senators and Members of the Ninth Legislature, Assembled:

I am very happy to have an opportunity of paying my respects to you. I am pleased with the kindly introduction which I received. I have always entertained a very high respect for the Indian people with whom my mother was connected by blood, yet if I should pose as an Indian I should rather feel as if I was guilty of an imposition because when a man is 99 parts Irish and one part Indian, I think he is to all intents and purposes an Irishman. But there are some qualities of the Indian that all the world admires. First, his simple, upright, honest mind, because the original Indian in his country was just such a man, and a man who did not fear any other living man. Upright, brave, hospitable, self-reliant—those qualities are admirable and I honor them and our Indian people.

A great progress has been taking place in the world since I was a lad. Almost in my own memory comes the advance



of transportation, the beginning of the railroad service in the United States. My father built the first railroad in Virginia. He was a practical locating and construction engineer. Now every country in the world is grid-ironed with railroads.

In my memory the steamship has been developed, and now you can cross the Atlantic Ocean in four days. Now you can go under the sea in the submarine, invisible to the enemy, and travel great distances. The range is over 3,000 miles for some of these underground boats. And now we travel in the air by the dirigible and the airplane. Even one of our Representatives in Congress has distinguished himself in such a manner.

When I was a lad the schools were individuals schools. Old Henry L. Davis and his hickory switch was an honored institution of the old days in the little town in Virginia where I lived. He taught Greek with hickory. Now the common school has extended throughout the world and has progressed magnificently in this great State of ours. Look at our university—5,600 pupils registered in the University of Oklahoma last year. A greater number than Yale.

The greatest progress in the world has taken place in manufacture. A few days ago I was in a tin decorating company's plant in Baltimore where they were making tin cans of every size for the packing of tomatoes, and all other commodities. Sizes from button boxes up to the size of waste paper baskets. Tin cans of four or five hundred different sizes and forms. I asked the manager how many tin cans they turned out in a day. He said, "About ten million just now. We are not running full force." Enough tin cans to furnish every human being in the United States a tin can every ten days.

I was in St. Catharine's, Canada, the other day, looking at a plant of J. D. Chaplin, a friend of mine, who makes parts for the Ford machine. There was a canal furnishing 500 H. P., developing electric energy, driving an Ingersoll-

Rand air compressor, sending the compressed air through a steel tube 500 yards long and delivering at the end to a drop hammer, this drop forge hammer falling on a die. Every six seconds a part of a Ford machine was turned out by each hammer, the hammers weighing from one to fifty tons each. They were turning out 17,000 wheels a day in that establishment.

Progress, and the greatest of all, perhaps, due to the education of the people and the increasing intelligence of mankind, has been progress in government. The old methods of government are passing away from the earth and a new is rising like a brilliant sun to illuminate the pathway of man to prosperity and happiness.

A hundred years ago we passed the Monroe doctrine in this country to protect our country against a conspiracy of absolute monarchy against democracy under the Secret Treaty of Verona. That conspiracy ended on the 11th day of November, 1918, by the efforts of the American people gathered together on the battle fronts in the Argonne, when the Teutonic powers were compelled to beg for an armistice, which meant unconditional surrender.

The dynasties which ruled Europe with an iron hand and reduced the people in Europe as a mass to slavery, political and industrial, have passed away. The Romanoffs have fallen with the Hohenzollerns and Hapsburgs. They are no more. And Democracy, the rule of the people, has taken possession of the whole world.

And America leads the world, and Oklahoma leads America. I hope you do not think I say that in levity. I say it with gravity. It is the truth.

I remember when we put through the Constitution of the State of Oklahoma in 1907 (with the aid of dear Mrs. Laskey who brought me in a few minutes ago). We put in the Initiative and Referendum. You will remember the derision with



which that was hailed throughout the United States. The people were said to be afraid of such a drastic action. It was denounced as bad, so bad that Roosevelt could not express his opinion of it in a way that was fit to print. And the Initiative and the Referendum was the chief sin which put into the hands of the people the right to pass the laws they wanted and veto the laws they did not want. But you know what happened. Maine adopted it, Massachusetts adopted it and Ohio adopted it, and there are twenty other states that have adopted it and those that haven't adopted it are wise enough to respect in larger measures the opinion of the people of their states. You know what happened when we demanded the direct election of United States Senators, and you passed a resolution and instructed your Senators on the floor to demand a Constitutional Amendment on that issue. Up to that time no man on the floor of the Senate had the hardihood to challenge the Senate of the United States, and it was due to the Oklahoma Legislature that fight was successfully made.

I have got a right to say that Oklahoma has led American opinion, and it is not surprising that Oklahoma should lead American opinion. We have here sons and daughters from every State in the Union, bringing into the State the opinions, mature opinions of all of the states of the Union, and when people having these experiences come together, the good opinions survive. Those that are not so good drop out of sight.

I met a man in the Knickerbocker Hotel in New York one day, a practicing lawyer in New York, who showed me how well informed he was by asking what state Oklahoma was in.

Oklahoma has made a great mark on public opinion, and when it became necessary to write a proper banking act, they had to get a man from Oklahoma to tell the world how to do it.

We are progressing in government, and we are organizing under modern government measures which permit

men to co-operate with each other in production and in distribution, for the benefit of both the producer and the consumer, and for the benefit of the whole country.

The fundamental principle which lies in the Federal Reserve Act is the principle of co-operation. It provides a means by which the reserves of all of the banks of the United States can be brought together in certain twelve reserve banks under the supervision and protection of the Reserve Banks controlled by the Government of the United States through the Federal Board, so that these funds can be employed. A common fund is thus brought together so that the strength of all banks can be employed for united effort and united service, and if one bank gets out of liquid funds they can call on another bank. New York will borrow from Dallas and Dallas will borrow from New York, and under this Act a means is provided for using the credit of the humble citizen who has a commodity of value, who may take his note secured by that commodity and have it underwritten by his bank, who may send it to the Reserve Bank and come back with a promise to pay of the United States Government. The Federal Reserve note is known everywhere throughout the whole world. The United States exchanging its credit for Bill Jones' credit down at the cross-roads.

That is co-operation of the first magnitude. Under that kind of co-operation, under that Federal Reserve exchange, we raised over forty thousand million dollars for the world war and to protect our boys on the battlefield. That means the power of democracy.

The Farm Loan Act is the same sort of principle. Under the Farm Loan Act farm loan bonds are issued against co-operative private credits. These are available everywhere at a low rate. It is sound and serviceable co-operation.

You have a great opportunity, my fellow countrymen, gentlemen of the Legislature. You have a great opportunity of serving the people of the State still more than you have



already done. Look at our school system, instructing our young in every branch of learning which the world knows. Look at our agricultural schools; these schools are scattered all over the United States, instructing our young people in the art of agriculture, horticulture, animal industry, and those things that the young should know to be in a position to work with the industries of our United States. It is organized co-operation.

You have a very great opportunity.

I was glad to see the very progressive program of our honorable Governor, in whose administration I have great hope and faith. You have an opportunity jointly with him and with his co-operation to greatly serve the State with your sympathetic attitude towards the objects which he has desired to work out. Your time is very short, very, very short. You have only sixty days, and it doesn't take over six Senators in Washington to talk sixty days out, with their unlimited debates. I want to call your attention to something with which I have become familiar in the United States Senate. It is often said that the Government of the United States is a government by committee. The committees are charged with the duty of taking all the record of the particular matter, the evidence, to sift it out and frame the law for the consideration and action of the Senate. It is impossible for a member of the United States Senate to keep up with everything going on there and they recognize their own limitations, so they concentrate on the committee and legislation is very largely framed by committee, of necessity.

The Federal Reserve Act, which is perhaps one of the most important technical acts ever prepared, was in the hands of a committee of which I was chairman. The committee on that act in preparing that bill began in March, and the members who were expressly charged with the forming of that act gave it months of attention, and I give you my word, I gave that act every single day and almost every night from March

up to the 23rd of December, 1913. It was a job to do it. The number of amendments were 800 and more from beginning to end, most of them immaterial, but many of value.

You have got before you the same kind of a task, and therefore I hope you will pardon me if I remind you of the experiences we have had in the Senate of the United States, of the importance of the members who are on the committees to take that committee work most seriously and give it the most assiduous attention, because the sixty days which you have will be gone before you know it, and this State is looking to you, relying upon you, to help improve the conditions of life. There is very much to be done to improve these conditions of life. Under the doctrine of co-operation which we are trying to teach to the great mass of the producers and consumers, the doctrine of co-operation has been very rapidly developed. The Standard Oil Company has a method of co-operation which is excellent—very productive. The cement trust has a system of co-operation under which you cannot get any cement under a certain figure over the country, and that at a profit on the manufacture of cement which is unfair to the public.

I am going to take the liberty of sending down in a few days some examinations made by the Lockwood Committee in New York. There, under a concentrated fire and examination into the cost of building materials and of the construction of buildings in New York, under the indignation which is brought forth, building materials have been reduced in New York City 30 per cent, amounting to hundreds of millions of dollars. It is a tremendous reduction, and you ought to have before you the figures on what they have done, because you have an opportunity in this State of following out similar legislation along the same lines the Lockwood Committee is submitting. It is quite a little program and I think you should have it before you at the proper time.

The monopolies of the United States are very large in number. They largely control the columns of the press, and



these monopolies have put up the price of cement, lime, brick, lumber, hardware and all building materials. We have monopolies in transportation which have put the freight rates up and which add to the cost of things, so that when it comes to building houses these costs are almost prohibitive. That is why they had this Lockwood Committee. That is why they fought this fight. Now they have a very great building program in New York. The insurance companies are lending hundreds of millions of dollars to build houses so that the people will not have to live as they do on Mott and Cherry Streets, where it was reported that there were 288 cases of tuberculosis in one block. Thank God we have got enough air out here. Some of it may be hot air, but on the whole I enjoy it. But there ought to be some hot talk done and wise work done with regard to the monopolies which are interfering with the production of the things which are required to house, clothe and feed the people, when the cement trust places the price of cement at \$2.50 per barrel on cement which costs 65c on the barrel—I think that is a fair estimate of its cost. That is my information recently obtained—when you have to pay forty dollars for common lumber to go in the building, the cost is such that the builder is face to face with a cost which he cannot afford to pay. That prevents the building of houses.

I want to call to your attention the fact that in New Zealand they have done away with monopolies, and they think of human life first, and at the same time they afford security and a fair return on capital. They don't deal unfairly with capital. They have every reason to be fair and just to capital, but they will furnish the cement to the house builder at a low rate, and the lowest rate of interest that can be paid to the government of New Zealand, and I think  $4\frac{1}{2}\%$ , and they lend that money for thirty years with an amortization plan, where the producing man with a family can build a concrete house and give shelter to his wife and children, which is cool in summer and warm in the winter, at the lowest cost possible by public co-operation.

Much can be done for the great producing people of the country, and just in the degree as the great body of the citizens are prosperous, just in degree as they are happy, it is better for all citizens even though they have a special interest in which they are concerned. It is better for the cement trust to make a turn-over three times as great and be content with one-third of the profit on turn-over they now make. They would make the same on the whole, they would employ more people to make cement, and they would furnish more people who would be engaged in building houses out of cheaper cement, and they would cease to prevent the use of cement. This has got to be worked out. Under President Woodrow Wilson there was established a Federal Trade Commission, which I regard as the most important agency for the ultimate control of monopolies which has ever been devised, because under that Commission the truth can be ascertained. It is very difficult to ascertain the truth in a perfectly reliable and sane manner about the monopolies we call "trusts." The Federal Trade Commission made an investigation of the beef trust in which they found there were 700 corporations handling the food stuffs in the United States under a huge monopoly. I think that the trade commission idea ought to be extended—in Nation and in the State. We also need government supervision over all the great commodity exchanges and the stock exchanges.

I made a resolute effort to pass a bill to regulate the New York Stock Exchange and took over a thousand pages of printed evidence. It was too powerful then. I shall try again in the next Congress.

Progressive opinion is growing in this country. The last election in 1922 elected a majority in both the Senate and in Congress, men who are progressive. Some of these progressive men are republicans, and I want to say to you right here that I will co-operate with any progressive republican on any proposition where he stands by a measure of value to the American people. I am going to co-operate



with them. I am going to do everything I can in the next Congress to try to put through the right thing for the people of the United States. In my judgment the time has come when the United States ought to require interstate monopolies to take out a Federal license so they can be under government supervision, so their accounting can be audited and so it can be known whether or not they are dealing fairly with the people of the United States. If they are, God bless them. We will give them a benediction. If they are not we should control them, give them an opportunity to make a safe and fair return on their capital. We should do as Germany has done, require them to deal fairly with the consumers of the country.

I want to express my gratitude to this great State which has been so kind to me, whose friendship and whose confidence I have deeply appreciated. I am glad to have an opportunity of saying a word to you and paying my respects to you, because you are here representing the people of Oklahoma. Oklahoma in miniature is in this chamber. No better, no worse than Oklahoma are the representatives of Oklahoma.

You have a great opportunity, gentlemen of the Legislature, and the State is looking to you with confidence. I beg you to permit me to express the hope that in concentrating on the work which you have before you you will find yourself able to make such personal sacrifice of time or energy as may be required, and above all, to work in a warm-hearted spirit of co-operation and good will. Don't let individual and mere personal sentiments interfere with your activities as a representative of the people of the State. The State is looking to you with confidence and you will exercise the best judgment of which you are capable for the service of the people. When you do that with industry and zeal, the State will be grateful and thankful to you for the discharge of your duties as legislators. I think we are going into an era of great prosperity. The war is over. The banks of the country are now upon a sound foundation. The liquidations for the reconstruction fol-

lowing the war have been almost entirely concluded. America is becoming active, and there is nothing serious on the horizon to interfere with it, and under a wise administration of the Federal Reserve Act, which ought to be always administered with a view of preserving stability of credit in this country, America will go like a great ship on an even keel with security and increased prosperity.

During the last two years the banks became frightened because of the fall in prices from the high point established by the war. This meant the shrinking of inventories, the loss of the value of securities which the banks held for their loans. Advantage was taken of this to urge the general policy of deflation of credit and currency. One of our great parties declared in favor of what they called a courageous and intelligent deflation of credit and currency, and the Federal Reserve Board put this policy into effect through its rules and through its advice, so that the Federal Reserve Banks led the way and the member banks were almost compelled to follow.

The industrial depression which no man could have prevented following the break in prices from war conditions to peace conditions, became much worse and commodity values went below the cost of production in many lines, especially in agricultural and animal industry.

I made strenuous effort to prevent this deflation through the Federal Reserve Board and Federal Reserve banks. I wrote three public protests to the Federal Reserve Board against this policy. I addressed such a protest to the President of the United States. I put these communications in the Congressional Record. I made four speeches in the Senate against it and I made speeches before the conventions of bankers in Michigan, Pennsylvania, Maryland and Ohio. My efforts had little or no effect. It had been made a political policy of the great party in power.

I have not been willing to denounce the purpose of the Federal Reserve Board, although I deem their policy injurious



beyond the power of language to describe. It resulted in wholesale bankruptcy, of farmers and stock raisers, of small merchants and small banks, and put in jeopardy some of the greatest banks in America.

That is now past and we are now going forward into a new era of prosperity, and Oklahoma is wonderfully blessed in every way to benefit by this condition. The world is going to again call for the surplus production of America, and the United States government ought to take steps by which to bring about the European demand for the things we produce in this country. It can be done. Europe must be stabilized, and stabilized without cancelling the debts which they owe us. I am not in favor of cancelling the debt which Europe owes to the United States. The fields of Europe are just as fertile as they ever were, their orchards are just as productive as they ever were, their water power produces the same amount of electricity—their people are more intelligent now than before the war. They have been taught something. They have been taught a great deal, and Democracy, in my opinion, is in the saddle in Europe. They have now a stable democracy in Europe—a wise Europe that will pattern after our own country. All the world is looking to us as a solvent country. It is because of the manner in which we have conducted our affairs that we are solvent. Look at the condition of the United States as compared with Cuba, Mexico, Brazil, Argentina, Japan or the European states.

The United States stands as a giant commercially, industrially, financially, morally and spiritually—the leaders of mankind. And I rejoice to feel that no State in the Union surpasses this great State of ours.

We have a right to blaze the way—to make the government a servant of the people, and when that is done it means the happiness of all our people, rich and poor, learned and unlearned, alike.

I am glad to have an opportunity to pay my respects to you. I thank you for the occasion and your kind invitation to address your Honorable Bodies.

Representative Ferrell moved that Hon. E. B. Howard, Congressman-elect be invited to speak to the Joint Assembly.

Motion carried and Mr. Howard was invited to the platform.

Mr. Howard was introduced by the President Pro Tempore and spoke briefly to the Joint Assembly.

Representative Lewis moved that the addresses of both Senator Owen and Representative-elect Howard be printed in the Journal for the day. Motion carried.

Representative Long advised the Chair that he was informed that Honorable Elmer Thomas, Congressman-elect was in the building, and moved that a committee of three be appointed to locate him and invite him to speak before the Joint Assembly.

Motion carried, and the Chair appointed Representative Nance, Senator Hudson and Representative Cunningham on said committee.

The President Pro Tempore introduced to the Joint Assembly Congressman-elect Thomas, who spoke briefly of progress in Oklahoma.

Senator Hudson moved that the Joint Assembly be dissolved. Motion carried.

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The Senate reconvened in its own Chamber and was called to order by the President Pro Tempore.

Senator Lillard moved that the Senate stand adjourned under the rules, out of respect to the late ex-Senator M. M. Ryan. Motion carried.



## NINTH LEGISLATIVE DAY.

Thursday, January 11, 1923.

The Senate met at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Golobic, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total 41.

Absent: Glasser, Luttrell. Total 2.

Excused: Frye. Total 1. .

The President Pro Tempore announced a quorum present.

Prayer by the chaplain.

The reading of the Journal for the last legislative day was dispensed with.

The Chair announced the Committee on Correction of the Journal, as follows: Senators West, Brown of Love, and Luttrell.

The hour of 1:30 o'clock having arrived, which had been set apart for eulogy and memorial of late Senator S. Morton Rutherford; Senators Gulager and Nichols presented the following resolution, which was read at length in the Senate.

## SENATE RESOLUTION No. 2

By Gulager and Nichols.

A tribute to Senator S. Morton Rutherford, deceased.

No man has ever written anything of another, either in prose or in verse, under stress of emotion, of joy or sorrow, who has not written himself into every line. To do otherwise is to destroy the very heart of a tribute—to take the soul out of an eulogy.

Our lips are poor ministers of our hearts on this occasion; a deep emotion is circuted by a meager scope when tethered to the spoken word. The pool of sorrow stored in the heart's deep well is not reached by the buckets we lower of human speech. It were a profanation of the sweetest flower the soul can bloom, could we coin into language and give to common gaze that which only sorrow may see.

The death of Senator S. Morton Rutherford appalled his friends. The little child, who has looked on life as an infinite and wondrous variety of beauty, change and emotion, cannot understand why the dead mother does not yield it her caress, nor can we, grim with the experience of life, reason why this splendid man, foremost citizen, brilliant lawyer, eloquent advocate, loyal friend and welcome companion in the social life of men and affairs, is dumb to speech, cold to heartaches, un-stirring to the outcry, and marble to our tears.

His life was a continual warfare, but his victorious arms brought to camp only captive friends and trophies of affection. Wholly without malice, revenge, envy or hate, his anger, like a lightning stroke, came through an April shower. He sent forgiveness with his anathema and hurled his threat from an open and velveted hand.

The sting and bitterness of death is in the sudden and awful separation; in the reach of hand to find it closed upon an



empty palm; to imagine the foot fall along these halls, within this Senate Chamber, when all echo has deserted them, and silence with finger on its mute lips, stands warder, guarding his old and favorite haunts.

The pitted forces in this Senatorial arena, in expectancy may listen, but no more the lion-like gladiator shall fling his challenging gauntlet down. His versatility was remarkable; his powers of description graphic, his opinions just. In his bearing, there was an urbanity of manner which charged his companions; in his discourse, a poetry of expression which almost glowed into verse. Mr. President, "*Noscitur a sociis*" is a maxim as true in ethics as in law. Judged by this maxim, this mature and splendid statesman was only unfortunate in his untimely death. He had "won golden opinions from all sorts of men." His associates in this Senate Chamber with one accord honor his memory and grieve for his loss. With affectionate zeal they stamp his character and his ability with the seal of their love and respect.

To his political promises he was as constant as the polar star. By his friends, through calm and storm, he stood like the granite hills. He knew his people; the people knew him. And now he sleeps in the breast of the State he loved and served so well. And here there was love for the citizen and praise for the Senator, and here the memory of his worth will long outlive the generation which cherishes it.

On motion of Senator Gulager Senate Resolution No. 2 was adopted, and referred to the enrolling and engrossing department for engrossment.

Senator Hudson spoke as follows, with reference to Senator Rutherford's service to Oklahoma.

Mr. President, and Gentlemen of the Senate:

I did think that I would not speak upon this solemn occasion, but would leave all to be said by the Senators who had served with the deceased, but some way I feel an irresistible

impulse to speak and for that reason I will have just a few words to say:

I knew Morton Rutherford exceedingly well and had known him for many, many years. His life was typical of the frontier life. He loved to talk with persons who had gone through the stormy days of the early frontier life. When I talked with him I immediately saw a herd of buffalo, an antelope scampering across the plains; I heard the howl of a wolf and saw a great beautiful unimproved and uncultivated expanse of country; the Tepee, the blanket Indian with his paint and with his feathers.

This frontier life that my friend loved so well was fast passing and indeed had about passed when he also passed off of the stage of existence. It seemed fitting that his life should pass with the passing of the frontier life, but his death was so horrible and shocking that it is almost impossible for me to realize that such death could come to anyone.

In the line of duty Morton Rutherford's eye never quailed, his hand never trembled; he was honest, courageous and true, never capitulated to an enemy, nor struck a coward's blow.

His rare genius, a rocketlike brilliancy which flames in instant coruscation across the black brow of night and then is gone. He possessed the Anglo-Saxon trait of just resistance to the abuse of power. Nothing gave him such displeasure as to see some person entrusted with power to abuse it, and he fought this whenever it was his duty to do so with all of the vim and power of his mind and physical being.

The basic principle of his citizenship was, love of Country. The sight of the flag filled his bosom with emotion and the flag was indeed and in truth the emblem of his country, of his home, and of his fireside.

Oh, it is true, that perhaps there were some things in his life over which must be flung the veil of charity, but there was so much more good in the man than bad that his family,



his friends, and yea, the public, quickly, easily and cheerfully forgave.

Mr. President, Morton Rutherford believed in the immortality of the soul, so do I. He awoke to the realization of two things, first, that he was not dead; second, that he had only passed the portal of a new thought. He still liveth beyond this veil of tears on another plain of existence where all is beautiful and love reigns.

May God bless his family and peace be unto his ashes.

Senators Lillard, McPherran, Anglin, Nichols, Golobie and Looney of Harmon spoke in eulogy of Senator Rutherford.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolutions Nos. 1, 2 and 3 correctly enrolled.

The President signed the enrolled copy of Senate Concurrent Resolutions Nos. 1, 2 and 3, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

The following messages were received from the Honorable House of Representatives:

To the President of the Senate:

Sir:

I am directed by the House of Representatives to return herewith the engrossed copy of Senate Concurrent Resolution No. 4, by Cline, Cordell and Looney, and to inform you and through you, the Honorable Senate, that the same was adopted by the House of Representatives and signed by the Speaker in open session.

Respectfully,

C. J. KENDALL, Chief Clerk.

To the President of the Senate:

Sir:

I am directed by the House of Representatives to return herewith the Engrossed Copy of Senate Concurrent Resolution No. 5, by Anglin and Hudson, and to inform you and through you the Honorable Senate that the same was adopted by the House of Representatives and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Concurrent Resolutions Nos. 4 and 5 were referred to the enrolling and engrossing department for enrollment.

### FIRST READING

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

Senate Bill No. 28, by West—An Act amending Article five, Chapter 4281 of the Compiled Oklahoma Statute of 1921, relating to advertising and the sale of bonds.

Senate Bill No. 29, by Anglin and Hudson—An Act making appropriation for the apprehension of Fred Dennis and for the payment of special investigation to determine his whereabouts.

Senate Bill No. 30, by Monk of the Senate and Brice and Taylor of the House—An Act designating and fixing the salaries of certain deputies and assistant county assessors in the State of Oklahoma in counties having a population of more than fifty-two thousand (52,000) and less than fifty-three thousand (53,000) according to the last preceding Federal census, and providing for expenses of certain county assessors and deputy assessors when away from the county seat on business connected with their office, and declaring an emergency.



Senate Bill No. 31, by Lewis of the Senate and Nance of the House—An Act authorizing the county attorney of all counties in the State of Oklahoma, having a population of not less than 24,600 and not to exceed 24,750, to appoint one assistant county attorney and one stenographer, and fixing the salary of each, and declaring an emergency.

Senate Bill No. 32, by Lillard of the Senate and Robertson of the House—An Act providing for court bailiffs in certain counties having a population in excess of 112,000, and declaring an emergency.

Senate Bill No. 33, by Reed and Cordell—A Bill entitled, An Act to promote and improve transportation facilities for pupils in certain school districts in the State, providing requirements that must be met by districts securing the benefits of this act, and making an appropriation therefor.

Senate Bill No. 34, by Johnson and Lewis of the Senate and Hansen of the House—An Act providing for the number of deputies, assistants and stenographers for the several county officers, and regulating and providing for salaries of said county officers and their deputies, assistants and stenographers, in all counties in the State of Oklahoma having a population of not less than 16,669 nor more than 16,689, according to the last preceding Federal census.

Senate Bill No. 35, by Chas E. McPherrren—An Act providing for appointment by the Governor of nine Supreme Court Commissioners, to be divided into three divisions, prescribing their qualifications, defining their powers and duties, fixing salaries, providing for clerical assistants, and declaring an emergency.

Senate Bill No. 36, by McPherrren—An Act regulating the right of appeal from inferior courts to the Supreme Court in civil actions, other than probate, where the amount involved is less than \$500.00, repealing laws and parts of laws in conflict therewith, and declaring an emergency.

Senate Joint Resolution No. 3, by McPherren—A Joint Resolution proposing an amendment to Section 3, Article 7, of the Constitution of this State.

Senate Joint Resolution No. 4, by Nichols—Resolution providing for the submission of a proposed amendment to the Constitution, authorizing the enactment of appropriate legislation, providing for the compulsory compensation by the employer to the employee in case of death, or permanent or partial disability.

Senator Hughes presented the following report of the Committee on Mileage:

Mr. President:

We, your Committee on Mileage, respectfully submit the following to be the number of miles actually and necessarily traveled by the members of this Senate in attending the same, and the amount due each Senator as mileage:

Miles	Name	Amount
504	C. B. Leedy .....	\$50.40
364	Lamar Looney (Mrs.) .....	36.40
284	Jas. A. Land .....	28.40
174	Harry O. Glasser .....	17.40
132	Roy Harvey .....	13.20
64	John Golobie .....	6.40
86	Chas. E. Wells .....	8.60
168	L. L. West .....	16.80
132	H. Brown .....	13.20
262	Jed J. Johnson .....	26.20
204	John H. Carlock .....	20.40
66	W. H. Woods .....	6.60
304	C. E. McPherren .....	30.40
150	Tom Anglin .....	15.00
412	W. J. Holloway .....	41.20
266	Joe S. Ratliff .....	26.60
504	E. M. Frye .....	50.40



420	Horace B. Durant .....	42.00
270	Glenn Horner .....	27.00
260	J. Corbett Cornett .....	26.00
920	W. G. Hughes .....	92.00
286	Harry Cordell .....	28.60
320	Clark Nichols .....	32.00
238	Hudson .....	23.80
	Ross Lillard .....	None
280	F. A. Calvert .....	28.00
320	E. M. Reed .....	32.00
260	Ira Hill .....	26.00
98	Fenquay .....	9.80
266	Memminger .....	26.60
240	Monk .....	24.00
36	Luttrell .....	3.60
344	Hughey .....	34.40
88	Johns .....	8.80
155	Bobo .....	15.50
180	Langley .....	18.00
360	Gulager .....	36.00
60	Barker .....	6.00
200	Darnell .....	20.00
212	Lewis .....	21.20
244	Brown .....	24.40
172	Looney, J. C. ....	17.20
218	Cline .....	21.80
164	Jones .....	16.40

HUGHES, Chairman.

Senator Lillard moved that the report be adopted and referred to the Senate Auditor. Motion carried.

Senator Lillard moved that the Legal Advisory Committee be requested to report immediately as to whether or not in all bills introduced the Session Laws, or the Compiled Laws of 1921 should be referred to. Motion carried.

Senator Anglin moved that the Legal Advisory Commit-

tee be requested to report immediately as to what action is necessary to make the 1921 Compiled Statutes conclusively the law of the State of Oklahoma instead of, as it is, prima facie evidence of the law, and to prepare such a bill for introduction. Motion carried.

## SECOND READING.

The following bills were read for the second time and referred to the Committee indicated:

Senate Bill No. 24, by Memminger, to Committee on Agriculture and Animal Industry.

Senate Bill No. 25, by Hughes, to Judiciary Committee No. 1.

Senate Bill No. 26, by Lillard, to Judiciary Committee No. 1.

Senate Bill No. 27 was ordered printed and placed on the Calendar.

Senate Joint Resolution No. 2, by Woods and Feuquay, to Committee on Appropriations.

Senator Bobo introduced Senate Resolution No. 1, which was read, as follows:

### SENATE RESOLUTION No. 1.

By Bobo, Lewis and Cordell.

A Resolution in Memory of Ex-Senator M. M. Ryan, Deceased.

WHEREAS, on Friday, January 5, 1923, at Ft. Smith, Arkansas, ex-Senator M. M. Ryan, of Spiro, LeFlore County, departed this life; and

WHEREAS, he had served his county in various capacities as an educator and as a county official; and



WHEREAS, he had been for a term a distinguished and honorable member of this body, reflecting honor and credit to his constituents; and

WHEREAS, his life and citizenship in this State is worthy of emulation,

THEREFORE, BE IT RESOLVED, that the Senate profoundly regrets the loss of ex-Senator M. M. Ryan, and expresses its appreciation of the honorable and active public service he rendered this State in the years when he was a member of this body.

BE IT FURTHER RESOLVED, that a copy of these resolutions be printed in the Senate Journal, and a copy sent to the bereaved wife and children.

On motion of Senator Bobo, Senate Resolution No. 1 was adopted and was referred to the enrolling and engrossing department.

Senator Cordell moved that Senate Bill No. 6 be advanced to engrossment and third reading. Motion carried.

Senator Cordell moved that the rules be suspended and that Senate Bill No. 6 be considered engrossed and placed on third reading and final passage. Motion carried.

Senate Bill No. 6, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Glasser, Luttrell. Total, 2.

Excused: Frye. Total, 1.

Not Voting: Holloway, Leedy, McPherren, Memminger, West. Total, 5.

The bill having received a constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure," the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Glasser, Luttrell. Total, 2.

Excused: Frye. Total, 1.

Not Voting: Holloway, Leedy, McPherren, Memminger, West. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all the members elected to and constituting the Senate, was declared passed, and Senate Bill No. 6 was referred to the enrolling and engrossing department for engrossment.

Senator Bobo announced the death of ex-Senator E. T. Sorrels, and moved that a committee be appointed to draft suitable resolutions and present to this body, in relation to his death.

Motion carried, and the Chair appointed Senators Bobo, Memminger and Cline on said committee.

Senator Feuquay moved that the Senate adjourn under the rules until Monday. Motion carried.



TENTH LEGISLATIVE DAY.

Friday, January 12, 1923.

No session.

## ELEVENTH LEGISLATIVE DAY.

Saturday, January 13, 1923.

No session.



TWELFTH LEGISLATIVE DAY.

Monday, January 15, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Absent: Durant, Memminger, Nichols. Total, 3.

Excused: Glasser. Total, 1.

The President announced a quorum present.

Prayer by Rev. Snodgrass, Chaplain of the House of Representatives.

Senator Anglin announced that by reason of illness of his wife, Senator Glasser would be absent until Thursday and asked to be excused. The President excused him.

Senator Lillard submitted report of Judiciary Committee No. 1, as follows:

Mr. President:

We, your Judiciary Committee No. 1, to whom was referred Senate Bill No. 18, by Jones of Payne County, entitled:

"An Act relating to the office of county attorney, amending Section 1557 of the Revised Laws of Oklahoma, of 1910, and declaring an emergency," beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted.

Senator Darnell reported on behalf of the Legal Advisory Committee as follows:

WHEREAS, on January 11, 1923, your Legal Advisory Committee was instructed to give to the Senate its opinion on the following questions:

(a) Whether the laws contained in the "Compiled Oklahoma Statutes, 1921," by Clinton Orrin Bunn are now effective, or whether they require further or additional legislation to render them so; and

(b) Whether or not, in proposing, considering and making amendments to the laws of Oklahoma, or for any purpose whatever, it is legal and proper to refer to the laws to be amended by running section numbers, or other designations, as shown in said "Compiled Oklahoma Statutes, 1921." We, your Legal Advisory Committee, beg leave to report on said queries as follows:

(a) That the said "Compiled Oklahoma Statutes, 1921," having been duly authenticated and approved on August 1, 1922, by the Code Commission of Oklahoma, are presumptive evidence of the laws of Oklahoma therein contained. (See Chapter 125, Session Laws of Oklahoma, 1921.)

Your Committee is of the opinion that said laws as contained in said Compilation are now effective, without further or additional legislation, for the reason that no changes, alterations, amendments or modifications of the laws contained therein are contemplated by said Compilation. .



That if any changes, alterations, amendments, or modifications through inadvertence or otherwise, appear in any of the laws of Oklahoma, as shown in said Compilation, that said Compilation is merely presumptive, and not conclusive evidence of the laws therein contained, and in the event of a difference or discrepancy between laws as set forth in said Compilation and as set forth in the original Acts creating said laws, the latter would prevail over said Compilation.

(b) That it is legal and proper for all purposes, including amendments, to refer to the laws of Oklahoma by running section numbers or by other designations as used in the "Compiled Oklahoma Statutes, 1921,"—for the reason that said Compilation has been heretofore both authorized and named by Act of the Legislature of Oklahoma.

In this connection,<sup>9</sup> however, your Committee suggests that in the event of a difference or discrepancy between the original laws and the same as set forth in said Compilation that amendments should be directed at and refer to original Acts.

DARNELL, Chairman.

On motion of Senator Darnell the report was adopted.

Senator Lewis on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 6 correctly engrossed.

The President signed the engrossed copy of Senate Bill No. 6 and ordered the same transmitted to the Honorable House for consideration.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 1 correctly engrossed.

The President signed the engrossed copy of Senate Resolution No. 1, and ordered the same referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolutions Nos. 4 and 5 correctly enrolled.

The President signed enrolled copies of Senate Concurrent Resolutions Nos. 4 and 5 and ordered same transmitted to the Honorable House for Signature of the Speaker.

Senator West reported on behalf of the Committee on Correction of the Journal, as follows:

Mr. President:

We, your Committee on Correcting the Journal beg leave to report that we have read the Journal to and including Wednesday, January 10th, and with the exception of minor clerical errors find it correct.

The address of Senator Robert L. Owen, which the Joint Assembly voted to insert in the Journal for January 10th was unavailable at the time the daily Journal went to press. We therefore recommend that it be withheld from the daily Journal, but printed in the permanent Journal.

The address of Congressman-elect Howard on the same occasion is unavailable either in manuscript or transcript, and we therefore recommend that it be omitted from the Journal entirely.

With these exceptions, we recommend that the Journal to and including the Eighth Legislative Day be approved as it now appears.

WEST, Chairman.

On motion of Senator West the report was adopted.

Senator Lillard presented the application of Edgar R. Fenton, President and Legislative Committeeman of the Okla-



homa State Federation of Labor, for permission to appear before committees and act in his duly assigned capacity in the interests of the organization he represents.

On motion of Senator Lillard permission was granted and the Secretary instructed to issue certificate of same.

Senator Monk presented the application of Ed Foster, Legislative representative of the Brotherhood of Railroad Trainmen, State of Oklahoma, for permission to appear before committees and act in his duly assigned capacity in the interests of the organization he represents.

On motion of Senator Monk permission was granted and the Secretary instructed to issue certificate of same.

Senator Barker presented the application of Victor S. Purdy, Secretary-Treasurer and Legislative Committeeman of the Oklahoma State Federation of Labor, for permission to appear before Committees and act in his duly assigned capacity in the interests of the organization he represents.

On motion of Senator Barker, permission was granted and the Secretary instructed to issue certificate of same.

Senator Hughes reported for the Committee on Revenue and Taxation, as follows:

Mr. President:

We, the Committee on Revenue and Taxation, beg leave to recommend that Senate Joint Resolution No. 1, by Woods, Johnson and Calvert, be passed as amended.

W. G. HUGHES, Chairman.

WASH E. HUDSON, Secretary.

By unanimous consent, the report was accepted and the resolution ordered printed and placed on the Calendar.

Senator Looney of Harmon reported for the Committee on **Prohibition** Enforcement, as follows:

Mr. President:

We, your Committee on **Prohibition** Enforcement, to whom was referred Senate Bill No. 3, by Cordell, entitled: "An Act making the selling, giving away, or otherwise furnishing any liquor, preparation or compound, for beverage purposes, which results in death, murder, and declaring an emergency," beg leave to report that we had the same under consideration and herewith return same with the recommendation that it do pass.

MRS. LOONEY, Chairman.

By unanimous consent the report was received and the bill ordered printed and placed on the Calendar.

Senator Luttrell submitted a petition signed by a number of citizens of Stratford, Oklahoma, requesting that the Legislature provide for more generous pensions for the Confederate Veterans of the State.

The petition referred to Committee on Appropriations.

### FIRST READING

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

Senate Bill No. 37, by Cordell—A Bill to be entitled An Act providing for the incorporation, organization and operation of a warehouse system for the State of Oklahoma, making appropriation therefor, and declaring an emergency.

Senate Bill No. 38, by Cordell—An Act making an appropriation for the support and maintenance of the dairy, feed, orchard and nursery statistical, market commission and quarantine departments of the Board of Agriculture, for the re-



mainder of the fiscal year, ending June 30, 1923, and declaring an emergency.

Senate Bill No. 39, by Cordell—An Act to require teaching of the Constitution of the United States in the public schools of the State.

Senate Bill No. 40, by Lillard—An Act to provide for the public safety by requiring each pistol, revolver or other firearm of a size which may be concealed upon the person, to be stamped with the description of the same, and a record of all sales thereof to be kept by all dealers therein, and regulating the buying, selling, borrowing, loaning, giving away, trading, bartering, delivering or receiving of such weapons, and prescribing punishments for the violation thereof and with an emergency clause.

Senate Bill No. 41, by Lillard—An Act regulating the driving of vehicles upon the public highways in the night time; providing punishment for the violation thereof; repealing all laws and parts of laws in conflict therewith, and declaring an emergency.

Senate Bill No. 42, by Holloway—A Bill relating to the furnishing of free text books.

Senate Bill No. 43, by Golobie—An Act fixing the time of convening of the District Court in Judicial District No. 11 of the State of Oklahoma, and repealing all laws in conflict therewith, and declaring an emergency.

Senate Bill No. 44, by Senate Committee on Fees and Salaries—An Act amending Section 15 of the Compiled Oklahoma Statutes of 1921, relating to assistants to be furnished the Attorney General, and the salaries to be paid for same; also amending Section 16 thereof, relating to clerks and stenographers for the Attorney General, and providing for their salaries.

Senate Bill No. 45, by Calvert—A Bill entitled An Act amending Section 9746, Compiled Oklahoma Statutes, annotat-

ed, 1921, relating to resale of real estate on account of delinquent taxes, extending time of redemption, and declaring an emergency.

Senate Bill No. 46, by Hudson and Luttrell—An Act amending Section 2 of Article 1, Chapter 107, Session Laws of the State of Oklahoma, 1915, relating to the method of assessment of property for taxation, and declaring an emergency.

Senate Bill No. 47, by Cline of the Senate and Watkins of the House—An Act amending Section 1, of Chapter 115 of Session Laws of 1921, entitled An Act providing for an oath or affirmation of allegiance to be taken by all teachers in the public, private, parochial or denominational schools, by re-enacting said section with certain exceptions added thereto.

Senate Bill No. 48, by Darnell of the Senate and Bremer of the House—An Act creating and establishing County Superior Courts; fixing the jurisdiction and procedure; providing for judge, clerk and court reporter; providing for fixing the terms of court; providing the clerk's bond; providing free quarters for such courts and their officers; providing for transfer of cases; and declaring an emergency.

Senate Bill No. 49, by Darnell, Monk and Woods—An Act amending Section 9334 of the Compiled Oklahoma Statutes of 1921, repealing conflicting laws, and declaring an emergency.

Senate Bill No. 50, by Reed—An Act making an appropriation to pay the cities and towns named herein the amount of money collected by the State Insurance Commissioner from the foreign fire insurance companies doing business in the State of Oklahoma, which money has been turned into the State Treasury as provided in Article 6, Chapter 21, Senate Bill 204, Session Laws of Oklahoma, 1921, setting aside the annual tax of 2% on all net premiums collected from foreign fire insurance companies doing business in the State of Oklahoma, and declaring an emergency.



Senate Bill No. 51, by Reed—An Act making appropriation to pay the cities and towns named, the remainder of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, and declaring an emergency.

Senate Bill No. 52, by Reed—An Act providing for the forfeiture of all rights obtained upon a sale or under a certificate of purchase issued thereon, of any of the State school or other State lands and for the cancellation of the certificates of purchase issued therefor for failure to pay any deferred payment when due, and providing a procedure therefor, and declaring an emergency.

Senate Bill No. 53, by Reed—An Act to amend Section 7177, Revised Laws of 1910, and providing for the forfeiture of preference right and right of renewal lease for failure to renew lease and execute notes, and providing for the sale of the improvements, giving to the former lessee the proceeds received therefrom after deducting any amounts owing to the State, and providing that the procedure therefor shall be the same as in forfeiting leases for non-payment of rentals, and declaring an emergency.

Senate Bill No. 54, by Monk, Langley, Calvert, Lewis, Darnell, Brown of Love, Hill and Horner—A bill to be entitled, An Act authorizing the Governor to appoint, with the confirmation of the Senate, nine Supreme Court Commissioners, fixing the compensation, providing for their term of office, prescribing the duties, and, providing clerical help for such Commissioners, and declaring an emergency.

Senate Bill No. 55, by West and Leedy—An Act amending Section 8227, Article 1, Chapter 79, of the 1910 Revised Laws of Oklahoma, relating to trusts and pools.

Senate Bill No. 56, by Horner of the Senate, and Boyer and Lewis of the House—An Act amending Section 4563, Chapter 29, Article 11, of the Compiled Oklahoma Statutes, 1921, relating to the vacation of streets, avenuess, alleys, and lanes, providing for the re-opening of the same, and declaring an emergency.

Senate Bill No. 57, by Gulager of the Senate and Gulager of the House—An Act to increase the salary of the county attorney of Cherokee County, and to provide for the appointment of an assistant county attorney, and fixing the salary of the assistant county attorney.

Senate Bill No. 58, by Golobie—An Act amending Section 1, Chapter 113, of the Session Laws of 1919, relating to college degrees.

Senate Joint Resolution No. 5, by Mrs Looney, Johnson, Lillard, Brown of Love County, of the Senate and Hansen of the House—A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma.

Senator Looney of Harmon, submitted report of the Committee on Prohibition Enforcement, as follows:

Mr. President:

We, your Committee on Prohibition Enforcement, to whom was referred Senate Bill No. 2, by Cordell, entitled: "An Act relating to stills, distilleries, mash, wort, wash fit, for distillation or for the manufacture of beer, wine, distilled spirits or other alcoholic liquor; fixing the penalty for the violation thereof, and declaring an emergency," beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

MRS. LOONEY, Chairman.



By unanimous consent the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Reed introduced Senate Concurrent Resolution No. 6, which was read as follows:

SENATE CONCURRENT RESOLUTION No. 6

By Committee on School Lands.

A Resolution memorializing Congress to pass the Joint Resolution introduced by Congressman Charles D. Carter, on December 11, 1922, authorizing the conveyance of the south half of Red River bed in the State of Oklahoma to the State of Oklahoma.

WHEREAS, Honorable Charles D. Carter, on December 11, 1922, introduced in Congress of the United States, the following resolution:

“Joint Resolution: To authorize the conveyance of the south half of Red River bed, in the State of Oklahoma, to the State of Oklahoma.

WHEREAS, In the litigation in the Supreme Court of the United States in which the State of Oklahoma was plaintiff and the State of Texas, defendant, and the United States, intervener, it was decreed by said Supreme Court that the Red River is a non-navigable stream and that the north half of the bed of said river is the property of the riparian owners and that the south half of said river bed is public domain of the United States; and

WHEREAS, it has been determined by said Supreme Court of the United States that the south boundary of the State of Oklahoma is on the south bank of said river, leaving the whole of the river bed under the criminal and civil jurisdiction of the State of Oklahoma and as a part of said State; and

WHEREAS, it has been the policy of the Congress of the United States in the formation of States out of territory of the United States to grant to the new State for the aid of the common schools Sections 16 and 36 and other lands in the aid of higher education and public buildings; and

WHEREAS, at the organization of the State of Oklahoma out of the territories of Oklahoma and Indian Territory, on account of that portion coming from the Indian Territory being wholly tribal lands of the Five Civilized Tribes, there was no public domain of the United States in such Territory which could be granted to the new State, and in lieu thereof an appropriation of \$5,000,000 was made for the aid of public schools; and

WHEREAS, said appropriation of \$5,000,000 in aid of public schools is much less than the value of sections 16 and 36 in said Territory would be to the State of Oklahoma had the State received a grant of the same: Now, therefore, be it

RESOLVED, by the Senate and House of Representatives of the United States of America in Congress assembled, that there be, and is hereby, granted to the State of Oklahoma for the support of public schools all of the right, title, and interest of the United States of America in, of, and to that portion of the bed of Red River situated in said State and lying south of the medial line of said river."

BE IT RESOLVED, by the Senate and House of Representatives of the State of Oklahoma: That Congress is hereby memorialized and requested to pass the above Resolution.

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to each of the Senators and Representatives in Congress from Oklahoma.

Senator Cordell moved that the rules be suspended and the resolution taken up for immediate consideration. Motion carried.



Senator Reed moved that the resolution be adopted as read. Motion carried.

The following messages were received from the Honorable House of Representatives:

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith Engrossed Senate Bill No. 11, by Committee on Appropriations, entitled:

“An Act making appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Ninth Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that this bill has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 11, was referred to the Committee on Engrossed and Enrolled Bills for enrollment.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith Engrossed copy of Senate Concurrent Resolution No. 1, by Hudson, entitled:

“A Concurrent Resolution providing for the Joint Assembly of the State Senate and the House of Representatives of the State of Oklahoma.”

And to advise you, and through you, the Honorable Senate, that this bill has been passed by the House of Represen-

tatives and was signed by the Sepaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the engrossed copy of Senate Concurrent Resolution No. 1, and ordered the same referred to the enrolling and engrossing department for enrollment.

### SECOND READING.

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

Senate Bill No. 28, by West, to Committee on State and County Affairs.

Senate Bill No. 29, by Anglin and Hudson: By unanimous consent placed upon Calendar without reference to Committee.

Senate Bill No. 30, by Monk of the Senate and Brice and Taylor of the House: By unanimous consent placed upon Calendar without reference to Committee.

Senate Bill No. 31, by Lewis of the Senate and Nance of the House, to Judiciary Committee No. 1.

Senate Bill No. 32, by Lillard, to Committee on State and County Affairs.

Senate Bill No. 33, by Reed and Cordell, to Committee on Education.

Senate Bill No. 34, by Johnson and Lewis of the Senate and Hansen of the House, to Committee on State and County Affairs.

Senate Bill No. 35, by McPherrren, to Judiciary Committee No. 1.



Senate Bill No. 36, by McPherren, to Judiciary Committee No. 1.

Senate Joint Resolution No. 3, by McPherren, to Committee on Constitution and Constitutional Amendments.

Senate Joint Resolution No. 4, by Nichols, Bobo, Leedy and Holloway, to Committee on Constitutional Amendments.

Senate Bill No. 27 was read.

Senator McPherren offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 27, line 2, page 2, by striking, after the word "balance" and before the word "the" the word "for," and striking, after the word "Commissioners" and before the word "made," the word "to," and substituting therefor the word "shall," and inserting the word "and" in line 5, after the word "balance"; by striking after the word "road" and before the word "bridges" the word "and" and inserting the word "or" and striking after the word "road" and before the word "bridge" the word "and" and inserting the word "or."

McPHERREN.

On motion of Senator Gulager, Senate Bill No. 27, as amended, was advanced to engrossment and third reading.

A message was received from the Honorable House of Representatives as follows:

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith:

Enrolled Senate Concurrent Resolution No. 1, by Hudson, entitled:

“A concurrent resolution providing for the Joint Assembly of the State Senate and the House of Representatives of the State of Oklahoma.”

Enrolled Senate Concurrent Resolution No. 2, by Monk, entitled:

“A Concurrent Resolution providing for the completion of the canvassing of the election returns.”

Enrolled Senate Concurrent Resolution No. 3, by Glasser et al., entitled:

“A Concurrent Resolution, requesting the Governor to countermand his order, calling out the entire National Guard of the State for duty during the inauguration of the incoming Governor.”

And to advise you, and through you, the Honorable Senate that the same have been passed by the House of Representatives and were signed by the Speaker in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk of the House.

Senate Concurrent Resolutions Nos. 1, 2 and 3 were ordered transmitted to the Secretary of State.

Senator Hudson moved that the Senate go into executive session for the consideration of matters of a confidential nature upon the President's desk. Motion carried.

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The Senate reconvened in open session and the President announced the following confirmations:

Paul Nesbitt, Commissioner of Highways.

J. S. Askew, Fish and Game Warden.

Mrs. Patrick S. Nagle, Member State Board of Public Affairs.



Senator Brown of Love County, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 11 correctly enrolled.

The President signed the enrolled copy of Senate Bill No. 11, and ordered same transmitted to the Honorable House for signature of the Speaker.

A message was received from the Honorable House of Representatives, as follows:

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith Enrolled Senate Bill No. 11, by Committee on Appropriations, entitled:

“An Act making appropriation to pay the mileage and per diem of members of the Senate and House of Representatives of the Ninth Legislature, salaries of officers and employees and contingent expenses, and declaring an emergency.”

And to advise you and through you, the Honorable Senate, that this bill has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The enrolled copy of Senate Bill No. 11 was ordered transmitted to the Governor.

Senator Wells was excused from Tuesday's session.

On motion by Senator Hudson, the Senate adjourned under the rules, until Tuesday.

## THIRTEENTH LEGISLATIVE DAY.

Tuesday, January 16, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johnson, Johns, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 40.

Absent: Durant, Holloway, Wells. Total, 3.

Excused: Glasser. Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Cline reported for the Committee on Municipal Corporations, as follows:

Mr. President:

We, your Committee on Municipal Corporations, having had under consideration Senate Bill No. 10, by Harvey, beg leave to recommend that said bill do pass as amended by said Committee, said bill as amended being hereto attached.

CLINE, Chairman.



Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 6 correctly engrossed.

The President Pro Tempore signed Senate Concurrent Resolution No. 6, and ordered same transmitted to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Engrossed Bills, reported Senate Bill No. 27 correctly engrossed.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 1 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 1 and ordered same transmitted to the Secretary of State, for final record.

Senator Langley reported for the Committee on Hospitals and Charities, as follows:

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 20, by Langley, Mrs. Looney, Nichols, Brown of Love and Hill, entitled: "An Act conferring on the Soldiers' Relief Commission of the State of Oklahoma, authority to sell to the United States of America, the Oklahoma Soldiers' Memorial Hospital, located at Muskogee, Oklahoma, and declaring an emergency"; beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill ordered placed on the Calendar.

Mr. President:

We, your committee on Hospitals and Charities to whom was referred Senate Bill No. 23, by Mrs. Looney, entitled: "An Act amending Sections 8172 and 8175 of Chapter 72, Compiled Statutes of Oklahoma, Annotated, 1921, relating to Confederate pensions, and declaring an emergency"; beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass with the following amendment:

That the last line in Section 1 be amended to read as follows: "Not more than Seven Dollars and Fifty Cents (\$7.50) per month."

LANGLEY, Chairman.

On motion of Senator Langley the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Langley moved that Senate Bill No. 19 be withdrawn from the Appropriation Committee and referred to the Committee on Hospitals and Charities. Motion carried and the bill was ordered so referred.

Senator Horner presented the petition on Archie Brown, Legislative Committeeman of the United Mine Workers of Oklahoma, for permission to appear before committees and act in his duly assigned capacity.

On motion of Senator Horner, such petition was granted, and the Secretary instructed to issue certificate of same.

### FIRST READING.

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

Senate Bill No. 59, by Darnell—An Act providing for the keeping of a public record by all garage owners in this State, showing the license, engine or factory number, and the description and name of owner of all motor vehicles taken in or



held by said garage for rental, livery or storage, or repair; and providing a penalty for the violation thereof.

Senate Bill No. 60, by Cordell—An Act providing for the inspection and sale of commercial fertilizers, condimental, patented or proprietary.

Senate Bill No. 61, by Cordell—An Act providing for the protection of forests and woodlands of the State and the growing of trees and forests on private and public lands; trees and forests on private and public lands; establishment of State forests and parks; creation of a forestry commission and defining its powers and duties; appointment of State forester and defining his powers and duties; providing for appointment of park commissions in counties and defining their duties; appointment of shade tree commissions in cities and towns and defining their duties; providing a tax on timber cut from the forests of the State; providing for levying taxes in counties and cities; and providing for an appropriation.

Senate Bill No. 62, by Cordell—An Act to empower the United States of America to acquire lands in the State of Oklahoma, by purchase or otherwise, for establishing, consolidating and extending national forests and to grant to the United States of America all rights necessary for the proper control and administration of lands so acquired.

Senate Bill No. 63, by Brown (Love)—An Act relating to fees of county judges and permitting county judges to retain the fees collected for solemnizing marriage rites.

Senate Bill No. 64, by Bobo and Ratliff—An Act amending Section 9719, Compiled Oklahoma Statutes, 1921, relating to the penalty for delinquent taxes.

Senate Bill No. 65, by Cornett—An Act designating the court clerk as service agent in each county in the State of Oklahoma for the different corporations and upon whom service of summons or other processes may be had and fixing compensation of the court clerk for such services in each case.

Senate Bill No. 66, by Frye—An Act repealing Section 5842 of Volume 2, Compiled Oklahoma Statutes Annotated 1921, relating to publication of county commissioners proceedings.

Senate Bill No. 67, by Woods and Jones—An Act relating to cheats, frauds and bogus checks and amending Section 2146 of Article 53 of Chapter 6 of the Compiled Statutes of Oklahoma, 1921.

Senate Bill No. 68, by Luttrell—An Act regulating pleadings and procedure in the Supreme Court of the State of Oklahoma, and making it unnecessary to allege in the petition in error that the trial court erred in overruling the motion for a new trial, filed in the court below, and for other purposes, and declaring an emergency.

Senate Bill No. 69, by Jones and Hughey—An Act amending Sections 9665, 9666 and 9678 relating to the assessment of property and repealing Sections 9660, 9676, 9679, 9620, 9691, Compiled Statutes of Oklahoma, 1921.

Senate Bill No. 70, by Luttrell—An Act creating an additional judgeship in and for the Fourteenth Judicial District of the State of Oklahoma, and providing for the appointment and election of such judge, and declaring an emergency.

Senate Bill 71, by Jones—A Bill entitled, An Act authorizing the township board in each township in the State of Oklahoma, to levy annually a tax on real estate located within said township of not to exceed two mills on the dollar, to be used exclusively for the building of township roads connecting with State highways, and declaring an emergency.

Senate Bill No. 72, by Jones—A Bill entitled An Act fixing the tenure of office of members of board of county commissioners of the several counties of the State, repealing existing mileage per diem for supervising roads, and all laws conflicting herewith, and declaring an emergency.



Senate Bill No. 73, by Jones—A Bill entitled, An Act fixing the tenure of office of the board of county commissioners; providing for their compensation, method of election, repealing all laws in conflict therewith, and declaring an emergency.

Senate Bill No. 74, by Frye—An Act declaring all buildings and places nuisances wherein or upon which acts of lewdness, assignation or prostitution are held or occur or which are used for such purposes and providing for the abatement and prevention of such nuisances by injunction and otherwise, and declaring an emergency.

Senate Bill No. 75, by Calvert of the Senate and Bayless of the House—An Act fixing the salaries of county judge, sheriff, county attorney, county clerk, county treasurer, court clerk, county assessor, and county commissioners, and declaring an emergency.

Senate Bill No. 76, by Memminger of the Senate and Thornley of the House—An Act providing for the nomination and election of all judicial officers of the State of Oklahoma, excepting Justices of the Supreme Court, upon a separate non-political ballot.

Senate Bill No. 77, by Hughes of the Senate, and Lightner and Ray of the House—An Act authorizing county commissioners of any county in Oklahoma with a population of not less than 14,020 nor more than 14,050 to make a special levy for the purpose of erecting or completing buildings for the Free Fair Association upon real estate owned by the Free Fair Association of such counties under contract or lease for use as exhibit grounds for Free County Fairs.

## SECOND READING.

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

Senate Bill No. 37, by Cordell, to Committee on Agriculture.

Senate Bill No. 38, by Cordell, to Committee on Appropriations.

Senate Bill No. 39, by Cordell, to Committee on Education.

Senate Bill No. 40, by Lillard, to Judiciary Committee No. 1.

Senate Bill No. 41, by Lillard, to Committee on Roads and Highways.

Senate Bill No. 42, by Holloway, to Committee on Education.

Senate Bill No. 43, by Golobie, to Judiciary Committee No. 1.

Senate Bill No. 44, by Senate Committee on Fees and Salaries, to Committee on Fees and Salaries.

Senate Bill No. 45, by Calvert, to Committee on Revenue and Taxation.

Senate Bill No. 46, by Hudson and Luttrell, to Committee on Revenue and Taxation.

Senate Bill No. 47, by Cline, to Committee on Education.

Senate Bill No. 48, by Darnell of the Senate, and Bremer of the House, to Judiciary No. 1.

Senate Bill No. 49, by Darnell, Monk and Woods, to Committee on School Lands.

Senate Bill No. 50, by Reed: By unanimous consent placed on Calendar without reference to Committee.

Senate Bill No. 51, by Reed: By unanimous consent placed on Calendar without reference to Committee.

Senate Bill No. 52, by Reed, to Committee on School Lands.



Senate Bill No. 53, by Reed, to Committee on School Lands.

Senate Bill No. 54, by Monk, Langley, Calvert, Lewis, Darnell, Brown of Love, Hill and Horner, to Judiciary Committee No. 1.

Senate Bill No. 55, by West and Leedy, to Committee on Agriculture.

Senate Bill No. 56, by Horner of the Senate, and Boyer and Lewis of the House, to Committee on Municipal Corporations.

Senate Bill No. 57, by Gulager of the Senate and Gulager of the House, to Committee on Fees and Salaries.

Senate Bill No. 58, by Golobie to Judiciary Committee No. 1.

Senate Joint Resolution No. 5, by Mrs. Looney, Johnson, Lillard, Brown of Love, of the Senate, and Hansen of the House, to Committee on Constitution and Constitutional Amendments.

Senator Lillard, with unanimous consent, submitted the following report on behalf of Judiciary Committee No. 1:

Mr. President:

We, your Judiciary Committee No. 1, to whom was referred Senate Bill No. 31 by Lewis of the Senate and Nance of the House, entitled: "An Act authorizing the county attorney of all counties in the State of Oklahoma, having a population of not less than 24,600, and not to exceed 24,750 to appoint one assistant county attorney and one stenographer and fixing salary of each, and declaring an emergency," beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard the report was adopted and the bill ordered printed and placed on the Calendar.

Senate Bill No. 27 by Gulager of the Senate and Miller of Muskogee and Berry and the House, was read for the third time, at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 39.

Nays: None.

Absent: Durant, Holloway, Wells. Total, 3.

Not Voting: Calvert. Total, 1.

Excused: Glasser. Total, 1.

The bill having received the constitutional majority of the votes of all the members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 39.

Nays: None.

Absent: Durant, Holloway, Wells. Total, 3.

Not Voting: Calvert. Total, 1.

Excused: Glasser. Total, 1.

The emergency having received a constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 27 and ordered the same transmitted to the Honorable House for consideration.

Announcement was read by the Clerk that the Ohoyahoma Club would hold annual election of officers on Wednesday, January 17th, in room 418 of the Capitol, and Senators were requested to tell their wives of this meeting.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith:

Enrolled Senate Concurrent Resolution No. 4, by Cline, Cordell and Looney, entitled: "A Concurrent Resolution prohibiting the prize fight, scheduled to take place in Oklahoma City, at 8:30 p. m., January 8th, 1923."

Enrolled Senate Concurrent Resolution No. 5 by Anglin and Hudson, entitled:

"A Concurrent Resolution providing for the Joint Assembly of the State Senate and the House of Representatives of the State of Oklahoma."

And to advise you, and through you, the Honorable Senate, that these Resolutions have been passed by the House of



Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President ordered Senate Concurrent Resolutions Nos. 4 and 5 transmitted to the Secretary of State for final record.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of the Honorable Senate:

Engrossed House Concurrent Resolution No. 3, by Brice, et. al., entitled:

“A Joint Resolution appointing a Joint Committee of the House and Senate to investigate into the prices of lumber, cement and other building material, in this State, and report its findings to their respective bodies.”

And to advise you, and through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk of the House.

Senator McPherrren moved that the rules be suspended and the resolution taken up for consideration immediately. Motion carried.

House Concurrent Resolution No. 3 was read and on motion of Senator McPherrren, was adopted.

The President signed the engrossed copy of House Concurrent Resolution No. 3 and ordered same returned to the Honorable House.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith Engrossed House Concurrent Resolution No 2, by Watson, entitled:

“A Resolution endorsing the Green Resolution asking for an amendment to our Federal Constitution making it possible to tax securities now exempt from taxation.”

And to advise you, and through you, the Honorable Senate that this resolution has been passed by the House of Representatives, and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Resolution was read at length and was laid over under the rules.

Senator Johnson asked unanimous consent to withdraw Senate Bill No. 15 from the Appropriation Committee and refer same to the Committee on Hospitals and Charities.

Consent was granted and Senate Bill No. 15 was ordered so referred.

Senator McPherrren presiding.

Senate Bill No. 2, by Cordell, came up for consideration.

Section 1 was read at length by the Clerk, and on motion of Senator Cordell was adopted as read.

Section 2 was read by the Clerk and on motion of Senator Cordell was adopted as read.

Section 3 was read by the Clerk and on motion of Senator Cordell was adopted as read.

Section 4 was read by the Clerk and on motion of Senator Cordell was adopted as read.

Section 5 was read by the Clerk.

Senator Leedy offered the following amendment, which was tabled on motion of Senator Cordell:

Mr. President: I move to amend Senate Bill No. 2, as follows: In line 16, page 3, by adding after the word "as" and before the word "evidence," the word "prima facie"; and after the word "the" and before the word "status," the word "legal."

LEEDY.

Senator Ratliff offered the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 2, line 16, page 3, by inserting after the word "as" and before the word "evidence," the word "prima facie."

RATLIFF.

On motion of Senator Cordell Section 5 was adopted as amended.

Section 6 was read by the Clerk and on motion of Senator Cordell, was adopted as read.

Section 7 was read by the Clerk.

Senator Jones offered the following amendment, which was tabled on motion of Senator Feuquay:

Mr. President: I move to amend Section 7 of Senate Bill No. 2, line 9, on page 4, by changing the words "\$100.00" to "\$500.00."

JONES.

Senator Cornett offered the following amendment, which was tabled on motion of Senator Johnson:

Mr. President: I move to amend Section 7 of Senate Bill No. 2, line 10, on page 4, by striking after the figures



“\$5,000.00” and before the word “imprisonment” the word “and,” and substituting the word “or.”

CORNETT.

Senator Johnson offered the following amendment, which was tabled on motion of Senator West:

Mr. President: I move to amend Section 7 of Senate Bill No. 2, line 11, on page 4 by substituting the words “thirty days” after the word “than,” in lieu of the words “one year.”

JOHNSON.

On motion of Senator Cordell, Section 7 was adopted as read.

Senator Looney (Pontotoc), with unanimous consent, offered the following amendment to Section 6, which was adopted.

Mr. President: I move to amend Section 6 of Senate Bill No. 2 by striking Section 6 and substituting the following as Section 6:

“Any mash, wort or wash and any distillery found in any house or on any premises or within any enclosure shall be prima facie evidence that the occupant of said property is the owner of said mash, wort, and in the case of a distillery it shall be prima facie evidence that said distillery was set up by and is the property of the occupant of the house, premises or enclosure, as the case may be.”

LOONEY.

Senator Cordell moved that Senate Bill No. 2 as amended be advanced to engrossment. Motion carried.

Senate Bill No. 3 by Cordell, was taken up for consideration.

Section 1 was read by the Clerk and on motion of Senator Cordell was adopted as read.

Section 2 was read by the Clerk and on motion of Senator Cordell was adopted as read.

On motion of Senator Cordell Senate Bill No. 3 was advanced to engrossment and third reading.

Senate Bill No. 29, by Anglin and Hudson, was read at length by the Clerk.

Senator Anglin offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 29 by adding as author the names of Monk, Gulager, Luttrell and Langley.

ANGLIN.

Senator Anglin offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 29, line 6, page 1, by striking the word "reward" and inserting the word "return," the same being evidently a typographical error.

ANGLIN.

Senator Horner offered the following amendment, which was tabled on motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 29 by striking all of paragraph 1.

HORNER.

Senator Anglin moved to advance the bill to engrossment and third reading. Motion carried.

Senator Anglin moved that the rules be suspended and the bill considered engrossed and placed on third reading and final passage.

The President presiding.

Senator Looney of Pontotoc offered the following amendment to Senate Bill No. 29, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 29, line 5, page 1, by striking after the word "reward" all the remaining portion of Section 1 and insert the following: "For the arrest and conviction or information leading to the arrest and conviction of Fred Dennis, former Bank Commissioner, same to be expended under the direction of the Governor."

The vote recurring on Senator Anglin's motion, the same prevailed.

Senate Bill No. 29 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Fenquay, Frye, Golobie, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Monk, Ratliff, Reed, West, Woods. Total, 37.

Nays: Horner. Total, 1.

Absent: Durant, Holloway, Wells. Total 3.

Excused: Glasser. Total, 1.

Not Voting: Nichols, McPherren. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:



Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Monk, Ratliff, Reed, West, Woods. Total, 36.

Nays: Horner, Leedy. Total, 2.

Absent: Durant, Holloway, Wells. Total 3.

Excused: Glasser. Total, 1.

Not Voting: Nichols, McPherran. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The Chair announced that the title of the bill would be corrected to conform to the amended bill, and the following title was offered by Senator Looney of Pontotoc, which was adopted by unanimous consent:

“An Act making appropriation for the purpose of paying reward for information leading to the arrest and conviction of Fred Dennis, and declaring an emergency.

Senate Bill No. 29 was referred to the enrolling and engrossing department for engrossment.

Senator Lillard, with unanimous consent, presented report of Judiciary Committee No. 1, as follows:

Mr. President:

We, your Senate Judiciary Committee No. 1, to whom was referred Senate Bill No. 26, by Lillard, entitled:

“An Act regulating the driving and operating of motor vehicles providing punishment therefor, and repealing all laws in conflict therewith, and declaring an emergency”; beg

leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Jones, with unanimous consent, presented application of F. Thornton, Legislative Committeeman of the Brotherhood of Railroad Engineers, for permission to appear before committees and act in his duly assigned capacity.

On motion of Senator Jones, the application was received and permission granted and the Secretary was instructed to so inform F. Thornton.

Senate Bill No. 30, by Monk of the Senate and Brice and Taylor of the House, was read at length.

Senator Monk moved that the bill be advanced to engrossment and third reading.

Senator Leedy moved to return Senate Bill No. 30 to the Committee on County and State Affairs with instructions to advertise the said bill as provided in the Constitution of Oklahoma.

On motion of Senator Monk, the Leedy motion was tabled.

The vote recurring on Senator Monk's motion, same was carried, and the bill was ordered advanced to engrossment and third reading.

Senator Monk moved that the rules be suspended and that Senate Bill No. 30 be considered engrossed and placed upon third reading and final passage. Motion carried.

Senate Bill No. 30 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Monk, Ratliff, Reed, Woods. Total, 32.

Nays: Jones, Leedy. Total, 2.

Absent: Durant, Holloway, Wells. Total, 3.

Excused: Glasser. Total, 1.

Not Voting: Barker, Johnson, McPherren, Memminger, Nichols, West. Total, 6.

The bill having received the constitutional majority of the votes of all the members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Monk, Ratliff, Reed, Woods. Total, 32.

Nays: Jones, Leedy. Total, 2.

Absent: Durant, Holloway, Wells. Total, 3.

Excused: Glasser. Total, 1.

Not Voting: Barker, Johnson, McPherren, Memminger, Nichols, West. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and was referred to the enrolling and engrossing department for engrossment.



Senator Monk moved that the vote by which House Concurrent Resolution No. 3 was passed be reconsidered. Motion carried.

Senator Monk moved that House Concurrent Resolution No. 3 be returned to the House with request that the title be corrected to conform to the record on the Resolution. Motion carried.

Senate Joint Resolution No. 1 was read at length by the Clerk.

Senator Cornett moved that the consideration of Senate Joint Resolution No. 1 be indefinitely postponed. Motion lost.

Senator Woods moved that the Resolution be advanced to engrossment and third reading. Motion carried.

Senator Woods moved that the rules be suspended and the resolution be considered as engrossed and placed upon third reading and final passage. Motion carried.

Senator Brown (Love), offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Joint Resolution No. 1, line 4, page 2, as follows: By striking the word "first" after the word "the" and before the word "day" and inserting therein the word "fifteenth" in place of the word "first."

BROWN (Love).

Senator Gulager moved to re-commit the bill to the Committee with instructions.

On motion of Senator Feuquay, the Gulager motion was tabled.

Senator Woods offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Joint Resolution No. 1, line 5, page 2, by striking, after the word "resolution," all the remaining portion of said line, and all of lines 6 and 7.

WOODS.

Senator Hughes requested that the title be corrected to conform to the amended Resolution, and the enrolling and engrossing department was instructed to make such correction.

Senate Joint Resolution No. 1 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Monk, Ratliff, Reed, Woods. Total, 30.

Nays: Cornett, Gulager, Horner, Leedy, Nichols, West. Total, 6.

Absent: Durant, Holloway, Wells. Total, 3.

Excused: Glasser. Total, 1.

Not Voting: Anglin, Luttrell, McPherrren, Memminger. Total, 4.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Harvey, Hill, Hudson, Hughes, Hughey, Johns,

Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Monk, Nichols, Ratliff, Reed, Woods. Total, 31.

Nays: Gulager, Horner, Leedy, Nichols, West. Total, 5.

Absent: Durant, Holloway, Wells. Total, 3.

Excused: Glasser. Total, 1.

Not Voting: Anglin, Luttrell, McPherrren, Memminger. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and was referred to the enrolling and engrossing department for engrossment.

Senator Cordell, with unanimous consent, submitted the report of the Employment Committee, as follows:

Mr. President:

We, the Committee on Employment, recommend Mrs. Ben Riley as stenographer to the place in the Enrolling and Engrossing Department.

CORDELL, Chairman.

On motion of Senator Cordell the report was adopted, and the Chair announced that the action of the Senate in the adoption of the report was sufficient to elect Mrs. Riley.

Senator Hill moved that the Employment Committee be requested to make report fixing the salaries of pages at \$3.00 per day, the same as is being paid in the House, and that it date back to the beginning of employment. Motion carried.

Senator Cornett was, by unanimous consent, excused from the next session.

On motion of Senator Lillard, the Senate adjourned under the rules.



## FOURTEENTH LEGISLATIVE DAY.

Wednesday, January 17, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Absent: Durant. Total, 1.

Excused: Cornett, Glasser. Total, 2.

The President Pro Tempore announced a quorum present.

Prayer by the Chaplain.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 55, by West and Leedy, entitled, An Act amending Section 8227, Article 1, Chapter 70, of the 1910 Revised Laws of Oklahoma, relating to trusts and pools, beg

leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

The report was accepted and the bill ordered printed and placed on the Calendar.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on County and State Affairs, to whom was referred Senate Bill No. 32, by Lillard of the Senate, and Robertson, of the House, entitled, An Act providing for court bailiffs in certain counties, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 2 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 30, and ordered same transmitted to the Honorable House of Representatives for consideration.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills No. 3 and No. 29, correctly engrossed.

Senator Cordell, on behalf of the Committee on Employment, reported as follows:

Mr. President:

Complying with instructions given your Committee on Employment by the Senate, on motion of Senator Hill, we recommend that all pages of the Senate receive three (\$3.00) dollars per day, this rate of compensation to date from date of employment.

We also recommend that Senate janitors receive at the rate of four (\$4.00) dollars per day from date of employment.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted as read.

Senator Jones presented the application of John Stroud, legislative representative of the Brotherhood of Locomotive Firemen and Enginemen, State of Oklahoma, for permission to appear before Committees and act in his assigned capacity.

On motion of Senator Jones, the petition was granted, and the Secretary instructed to issue certificate of same.

#### FIRST READING.

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

Senate Bill No. 78, by Lillard of the Senate, and Robertson and Singletary, of the House—An Act fixing the salary of county attorney in counties having a population in excess of 112,000 population, and declaring an emergency.

Senate Bill No. 79, by Jones—A Bill entitled, An Act making failure to release oil, gas or mining lease, where the conditions of the lease have been forfeited or for other reason lessor is entitled to such release; fixing punishment for violation thereof, and declaring an emergency.

Senate Bill No. 80, by Johns—An Act validating certain acknowledgments relating to deeds and other conveyances of



real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 59, by Darnell, to Committee on Roads and Highways.

Senate Bill No. 60, by Cordell, to Committee on Agriculture.

Senate Bill No. 61, by Cordell, to Committee on Fish and Game.

Senate Bill No. 62, by Cordell, to Committee on Fish and Game.

Senate Bill No. 63, by Brown of Love, to Committee on Fees and Salaries.

Senate Bill No. 64, by Bobo and Ratliff, to Committee on Revenue and Taxation.

Senate Bill No. 65, by Cornett, to Judiciary Committee No. 1.

Senate Bill No. 66, by Frye, to Committee on State and County Affairs.

Senate Bill No. 67, by Woods and Jones, to Judiciary Committee No. 1.

Senate Bill No. 68, by Luttrell, to Judiciary Committee No. 1.

Senate Bill No. 69, by Jones and Hughey, to Committee on Revenue and Taxation.

Senate Bill No. 70, by Luttrell, to Committee on Legislative and Judicial Apportionments.

Senate Bill No. 71, by Jones, to Committee on Revenue and Taxation.

Senate Bill No. 72, by Jones, to Committee on State and County Affairs.

Senate Bill No. 73, by Jones, to Committee on State and County Affairs.

Senate Bill No. 74, by Frye, to Judiciary Committee No. 1.

Senate Bill No. 75, by Calvert of the Senate and Bayless of the House. On request of Senator Calvert bill was placed on Calendar without reference to Committee.

Senate Bill No. 76, by Memminger of the Senate and Thoruley of the House, to Judiciary Committee No. 1.

Senate Bill No. 77, by Hughes of the Senate, and Lightner and Ray, of the House. On request of Senator Hughes, the bill was placed on the Calendar without reference to Committee.

Senate Bill No. 2, by Cordell, was read for the third time, at length by the Clerk.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Fenquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney of Harmon, Looney of Pontotoc, Lattrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Barker. Total, 1.

Absent: Durant, Total, 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Bobo, Darnell, Lillard, Memminger. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Barker. Total, 1.

Absent: Durant. Total, 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Bobo, Darnell, Lillard, Memminger. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed engrossed Senate Bill No. 2, and ordered same transmitted to the Honorable House for consideration.

Senate Bill No. 3, by Cordell, was read for the third time at length, by the Clerk.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Monk, Nichols, Reed, Wells, West, Woods. Total, 36.



Nays: Barker, Ratliff. Total, 2.

Absent: Durant. Total, 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Gulager, Lillard, Memminger. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Fenquay, Frye, Golobie, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Monk, Nichols, Reed, Wells, West, Woods. Total, 36.

Nays: Barker, Ratliff. Total, 2.

Absent: Durant. Total, 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Gulager, Lillard, Memminger. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed Engrossed Senate Bill No. 3, and ordered same transmitted to the Honorable House for consideration.

Senator McPherrren moved that the Senate reconsider the vote by which House Concurrent Resolution No. 3 was passed. Motion carried.

Senator McPherrren moved that House Concurrent Resolution No. 3 be returned to the Honorable House for correction and proper action. Motion carried.

Senator McPherrren was called to the Chair.

Senator Anglin moved that the vote by which Senate Bill No. 29 was advanced to engrossment and third reading, be reconsidered, and that the bill be placed in its regular order under the head of "General Order," to be considered at the proper time.

Motion carried and the bill was ordered placed on the Calendar.

The President Pro Tempore presiding.

• The following messages from the Honorable House were received and read at length by the Clerk:

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith:

Engrossed House Bill No. 2, by Singletary, Street, et al., entitled:

"An Act amending the last paragraph of Section 1 of Senate Bill No. 55, Chapter 11, of the Compiled Laws of Oklahoma, 1921, and declaring an emergency."

And to advise you, and through you, the Honorable Senate, that this bill has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith for the consideration of the Honorable Senate:

Engrossed House Bill No. 37, by Hutson, Anderson and Cunningham, entitled:

“An Act authorizing the county clerk, the county treasurer, the court clerk, and the county assessor to appoint deputies in every county in the State of Oklahoma, having a population of not less than sixty-two thousand and not more than sixty-five thousand, according to the last preceding Federal census or any census ordered or authorized by the Board of County Commissioners of any county; fixing the salary thereof, repealing all other acts or parts of acts, in conflict herewith, and declaring an emergency.”

Engrossed House Bill No. 40, by Cunningham, Anderson and Hutson, entitled:

“An Act providing for three additional deputy sheriffs for Creek County, Oklahoma; fixing their salaries and increasing the salaries of the deputy sheriffs provided for by law, and declaring an emergency.”

And to advise you and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith for the consideration of the Honorable Senate:

Engrossed Senate Concurrent Resolution No. 6, by Resolutions Committee of the Senate, entitled:

“A Resolution memorializing Congress to pass the Joint Resolution introduced by Congressman Charles D. Carter, on December 11, 1922, authorizing the conveyance of the south



half of Red River bed in the State of Oklahoma to the State of Oklahoma.”

And to advise you and through you, the Honorable Senate, that the same has been passed as amended by the House of Representatives and was signed in open session by the Speaker.

Yours very truly,

C. J. KENDLE, Chief Clerk.

House amendments to Senate Concurrent Resolution No. 6 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE CONCURRENT RESOLUTION No. 6.

That the following amendment appear in Engrossed Senate Concurrent Resolution No. 6, following the word “resolution” appearing in line twenty-five (25) on page two (2) of Engrossed Senate Concurrent Resolution No. 6.

“Provided, however, that any and all vested or other rights, interests or equities of individuals or persons now interested in any claims or interests to such lands be fully protected.”

On motion of Senator Reed, the Senate refused to concur in the House amendments to Senate Concurrent Resolution No. 6 and asked for a conference with the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of the Honorable Senate,

Engrossed House Concurrent Resolution No. 4, by Williams, entitled:

“A Resolution authorizing an extension of the time of payment of the first half of the 1922 advalorem taxes until April 1, 1923, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

House Concurrent Resolution No. 4 was laid over until the next Legislative Day.

Senator Calvert, with unanimous consent, reported as follows, on behalf of the Committee on Constitution and Constitutional Amendments.

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 5, by Mrs. Looney, Johnson, Lillard, and Brown (Love), of the Senate, and Hansen, of the House, entitled,

A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6 of the Constitution of the State of Oklahoma, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

CALVERT, Chairman.

On motion of Senator Calvert, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Joint Resolution No. 1 correctly engrossed.

The President signed the engrossed copy of Senate Joint Resolution No. 1 and ordered same transmitted to the Honorable House for consideration.

## HOUSE BILLS ON FIRST READING.

House Bill No. 2, by Singletary, Street, et al.—An Act amending the last paragraph of Section 1 of Senate Bill No. 55, Chapter 11, of the Compiled Laws of Oklahoma, 1921, and declaring an emergency.

House Bill No. 37, by Hutson, Anderson and Cunningham —An Act authorizing the county clerk, the county treasurer, the court clerk, and the county assessor, to appoint deputies in every county in the State of Oklahoma having a population of not less than sixty-two thousand, according to the last preceding Federal census, or any census ordered or authorized by the Board of County Commissioners of any county; fixing the salary thereof, repealing all other Acts or parts of Acts in conflict herewith, and declaring an emergency.

House Bill No. 40, by Cunningham, Anderson and Hutson —An Act providing for three additional deputy sheriffs for Creek County, Oklahoma; fixing their salaries and increasing the salaries of the deputy sheriffs provided for by law, and declaring an emergency.

Senate Bill No. 50, by Reed, was taken up for consideration.

Senator Reed moved that Senate Bill No. 50 be advanced to engrossment and third reading. Motion carried.

Senate Bill No. 51, by Reed, was taken up for consideration.

Senator Reed moved that Senate Bill No. 51 be advanced to engrossment and third reading. Motion carried.

Senator Feuquay moved that the rules be suspended and Senate Bill No. 51 be considered as engrossed and placed on third reading and final passage. Motion carried.



The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Gulager, Leedy. Total, 2.

Absent: Durant. Total 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Calvert, Holloway, Hughey, Johns, Luttrell. Total, 5.

The bill having received the constitutional majority of votes of all members elected to and constituting the Senate, same was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Gulager, Leedy. Total, 2.

Absent: Durant. Total 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Calvert, Holloway, Hughey, Johns, Luttrell. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, same was declared passed.

The bill was referred to the enrolling and engrossing department for engrossment.

Senator Reed moved that the rules be suspended and Senate Bill No. 50 be considered engrossed and placed on third reading and final passage. Motion carried.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total 35.

Nays: Gulager, Leedy. Total, 2.

Absent: Durant. Total, 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Calvert, Holloway, Johns, Luttrell. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total 35.

Nays: Gulager, Leedy. Total, 2.

Absent: Durant. Total, 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Calvert, Holloway, Johns, Luttrell. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The bill was referred to the enrolling and engrossing department for engrossment.

Senator Lillard was called to the Chair.

Senate Bill No. 10 was taken up for consideration.

Section 1 was read by the Clerk.

Senator Looney of Pontotoc offered the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 10, lines 6, 11 and 16, page 2, as follows: By adding the letter "s" to the word "employee" in the lines mentioned.

J. C. LOONEY.

Senator Looney of Pontotoc offered the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 10, line 13, page 2, by striking after the word "firm" and before the word "corporation," the word "of" and inserting the word "or."

J. C. LOONEY.

Senator Frye offered the following amendment which was tabled on motion of Senator Feuquay:

Mr. President: I move to amend Senate Bill No. 10, line 3, page 3, by striking, after the word "days" and before



the word "imprisonment" the words "or by," and inserting the word "and" in lieu thereof.

FRYE.

Senator Feuquay offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 10, line 4, page 2, as follows: By inserting after the word "bids" the words "when required by law."

FEUQUAY.

Senator Feuquay moved that Section 1 be adopted as amended. Motion carried.

Section 2 of Senate Bill No. 10 was read by the Clerk.

Senator Nichols offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 10, lines 11 and 12, page 3, as follows: By striking, after the word "investigate" in line 11, the following clause, "and grant a public hearing to such taxpayers."

NICHOLS.

Senator Looney of Pontotoc moved that Section 2 be adopted as amended. Motion carried.

Section 3 was read by the Clerk and adopted by unanimous consent.

Section 4 was read by the Clerk and adopted by unanimous consent.

Senator Harvey moved that Senate Bill No. 10, as amended, be advanced to engrossment and third reading. Motion carried.

Senate Bill No. 20 came up for consideration.

Section 1 was read by the Clerk and on motion of Senator Feuguay, adopted as read.

Section 2, being the emergency section, was read by the Clerk, and adopted by unanimous consent.

Senator Feuguay moved that Senate Bill No. 20 be advanced to engrossment and third reading. Motion carried.

Senate Bill No. 23 was taken up for consideration.

Senator Nichols called attention to Rule No. 24, relative to printing of bills which are for the purpose of amending laws already existing, and asked that the Printing Committee call this rule to the attention of the printer.

Section 1 was read by the Clerk.

Senator Feuguay offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 23 as follows: By inserting after the word "widow" and before the word "otherwise," the words "Provided said widow and soldier were married prior to June 30, 1910."

FEUQUAY.

On motion of Senator Looney of Harmon, Section 1 was adopted as amended.

Section 2 was read by the Clerk and on motion of Senator Looney of Harmon, was adopted as read.

Section 3, being the emergency section, was read by the Clerk, and adopted by unanimous consent.

Senator Looney of Harmon moved that Senate Bill No. 23, as amended, be advanced to engrossment and third reading. Motion carried.

Senator Looney of Harmon moved that the rules be suspended, and Senate Bill No. 23 be considered engrossed and placed upon third reading and final passage. Motion carried.

Senate Bill No. 23 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: None.

Absent: Durant. Total, 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Calvert, Holloway, Horner, Hudson, Memminger, West. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: None.

Absent: Durant. Total, 1.

Excused: Cornett, Glasser. Total, 2.

Not Voting: Calvert, Holloway, Horner, Hudson, Memminger, West. Total, 6.

The emergency having received the constitutional two-



thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The bill was referred to the enrolling and engrossing department for engrossment.

The President Pro Tempore presiding.

Senate Bill No. 26 was taken up for consideration.

Section 1 was read by the Clerk, and on motion of Senator Lillard, adopted as read.

Section 2 was read by the Clerk.

Senator Nichols offered the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 26, line 16, page 3, as follows: By adding after the word "thirty" the word "five."

NICHOLS.

Senator Leedy offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 26, line 11, page 4, by striking, after the word "section" and before the word "of," the figure "1" and inserting in lieu thereof the figure "2."

LEEDY.

Senator Horner offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 26, line 3, page 4, by striking, after the word "steam" and before the word "railway," the word "or" and adding the word "or" before the word "steam."

HORNER.

On motion of Senator Lillard, section 2 was adopted as amended.

Section 3 was read by the Clerk.

Senator Looney of Pontotoc offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 26, line 4, page 5; as follows: By inserting after the word "liquor" and before the word "or," the following: "the having on or about the owner's person or in said vehicle of intoxicating liquor is prima facie evidence of the violation of this act."

J. C. LOONEY.

Senator Leedy offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 26, lines 6 and 7, page 5, by adding, after the word "State" and before the word "and" in line 7, the words "as defined in Section 1 of this act."

LEEDY.

Senator Luttrell offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 26, line 6, page 5, by striking, after the word "motor" the words "or other."

LUTTRELL.

Senator Gulager offered the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 26, line 14, page 5, by substituting after the words "\$1,000.00" and before the word "by," the word "and," and after the word "or," by striking from lines 15 and 16, on page 5, the words "or both such fine and imprisonment."

GULAGER.

On motion of Senator Lillard, Section 3 was adopted as amended.

Section 4 was read by the Clerk.

Senator Leedy offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 26, by adding a new Section 4, in lieu thereof, as follows: "Section 4. No person under the age of 13 years shall drive a motor vehicle on any highway in this state, as defined in this act, unless accompanied by her or his parents or guardian."

LEEDY.

On motion of Senator Lillard, Section 4 was adopted as read.

Section 5, being the emergency clause, was read by the Clerk, and on motion of Senator Lillard, adopted as read.

On motion of Senator Lillard, the rules were suspended and Section 1 again considered.

Senator Lillard moved that the vote by which Section 1 was adopted be reconsidered. Motion carried.

Senator Looney of Pontotoc offered the following amendment, which was accepted.

Mr President: I move to amend Senate Bill No. 26, paragraph 4 of section 1, page 2, by striking out said paragraph and inserting as paragraph 4, the following: "Person shall mean to include the owner or operator of any motor vehicle."

J. C. LOONEY.

On motion of Senator Lillard, Section 1 was adopted as amended.

Senator Lillard moved that Senate Bill No. 26 be advanced to engrossment and third reading. Motion carried.

The President presiding.



Senate Bill No. 31 was taken up for consideration.

The Clerk read the bill at length.

Senator Lewis offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 31, page 1, in the caption, as follows: By inserting after the figures 24,750 and before the word "to," the words "as shown by the Federal census of 1920," and in line 4, page 1, as follows: by striking the word "last" and inserting after the word "census," and before the word "the," the words, "of 1920."

LEWIS.

Senator Lewis moved that Senate Bill No. 31 be advanced to engrossment and third reading. Motion carried.

Senator West was excused from the following day's session.

Senator Feuquay was excused from the following day's session.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 2 correctly engrossed.

The President signed the engrossed copy of Senate Resolution No. 2 and referred same to the enrolling and engrossing department.

A message from the Honorable House was received as follows:

To the President of the Senate:

I am directed by the Speaker of the House to inform you, and through you, the Honorable Senate, that your request for a conference on:

Engrossed Senate Concurrent Resolution No. 6, by the Resolutions Committee, entitled:

"A Resolution memorializing Congress to pass the Joint Resolution introduced by Congressman Charles D. Carter, on December 11, 1922, authorizing the conveyance of the south half of the Red River bed in the State of Oklahoma, to the State of Oklahoma,"

and that the following Committee has been appointed: McBee, Tolbert, and Street.

Yours very truly,

C. J. KENDLE,  
Chief Clerk.

The President appointed Senators Reed, Cordell, and McPherran as conferees on Senate Concurrent Resolution No. 6.

The following message was received from the Honorable House of Representatives and read at length:

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith,

Corrected Engrossed House Concurrent Resolution No. 3, by Brice, et al., entitled:

"A Concurrent Resolution appointing a joint committee of the House and Senate to investigate into the prices of lumber, cement and other building material in this State, and report its finding to their respective bodies."

And to advise you, and through you, the Honorable Senate, that this bill has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

On motion of Senator Hudson, the Senate adjourned under the rules.

FIFTEENTH LEGISLATIVE DAY.

Thursday, January 18, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pon-totoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Rat-liff, Reed, Wells, Woods. Total, 40.

Absent: Cornett, Durant. Total, 2.

Excused: Feuquay, West. Total, 2.

The Chair announced a quorum present.

Prayer by Rev. M. M. Cassidy of Ada.

By unanimous consent the reading of the Journal of the previous day's session was dispensed with.

Senator Cordell, for the Committee on Employment, reported as follows:

Mr. President:

We, your Committee on Employment recommend that Mrs. May Cline be named as stenographer for the Enrolling and Engrossing Department in the place of Mrs. Ben Riley.

CORDELL, Chairman.



On motion of Senator Cordell the report was adopted and the Chair held that the action of the Senate in adopting the report was sufficient to elect Mrs. Cline. |

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Senate Judiciary Committee No. 1, to whom was referred Senate Bill No. 68, by Luttrell, entitled, *An Act regulating pleadings and procedure in the Supreme Court of the State of Oklahoma, and making it unnecessary to allege in the petition in error that the trial court erred in overruling the motion for a new trial, filed in the court below, and for other purposes, and declaring an emergency*, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Senate Judiciary Committee No. 1, to whom was referred Senate Bill No. 67, by Woods and Jones, entitled, *An Act relating to cheats, frauds and bogus checks and amending Section 2146 of Article 53 of Chapter 6 of the Compiled Statutes of Oklahoma, 1921*, beg leave to report that we had same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Senate Judiciary Committee No. 1 to whom was referred Senate Bill No. 48, by Darnell of the Senate, and

Bremer of the House, entitled, An Act creating and establishing county superior courts; fixing the jurisdiction and procedure; providing for judge, clerk and court reporter; providing for fixing the terms of court; providing the clerk's bond; providing free quarters for such courts and their officers; providing for transfer of cases, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted.

On motion of Senator Darnell, Senate Bill No. 48 was advanced to engrossment and third reading.

Mr. President:

We, your Senate Judiciary Committee No. 1 to whom was referred Senate Bill No. 65, by Cornett, entitled, An Act designating the court clerk as service agent in each county in the State of Oklahoma for the different corporations and upon whom service of summons or other processes may be had and fixing compensation of the court clerk for such services in each case, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Senate Judiciary Committee No. 1, to whom was referred Senate Bill No. 43, by Golobie, entitled, An Act fixing the time of convening of the District Court in Judicial District No. 11, of the State of Oklahoma, and repealing all

laws in conflict therewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Holloway, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 9, by Jones, entitled, A Bill amending Section 6441 of the Compiled Statutes of Oklahoma, 1921, relating to juror's fees, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Vice-Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries to whom was referred Senate Bill No. 44, by Senate Committee on Fees and Salaries, entitled, An Act amending Section 15 of the Compiled Oklahoma Statutes of 1921, relating to assistants to be furnished the Attorney General, and the salaries to be paid for same; also amending Section 16 thereof, relating to clerks and stenographers for the Attorney General, and providing for their salaries, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

HOLLOWAY, Vice-Chairman.



On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard moved that Senate Bill No. 58 be withdrawn from Judiciary Committee No. 1 and referred to the Committee on Education. Motion carried.

Senator Reed, on behalf of the School Land Committee, reported as follows:

Mr. President:

We, your Committee on School Lands, to whom was referred Senate Bill No. 49, by Darnell, Monk and Woods, entitled, An Act amending Section 9334, of the Compiled Oklahoma Statutes of 1921, repealing conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

REED, Chairman.

On motion of Senator Reed, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Luttrell, on behalf of the Committee on Legislative and Judicial Apportionment, reported as follows:

Mr. President:

We, your Committee on Legislative and Judicial Apportionment, to whom was referred Senate Bill No. 70, by Woods, Brown of Love and Luttrell, entitled, An Act creating and additional judgeship in and for the Fourteenth Judicial District of the State of Oklahoma, and providing for the appointment and election of such judge, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LUTTRELL, Chairman.

On motion of Senator Luttrell, the bill was ordered printed and placed on the Calendar.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 10, 20, 23 26, 31, 50 and 51 correctly engrossed.

The President Pro Tempore signed Engrossed Senate Bills Nos. 10, 20, 23, 26, 31, 50 and 51 and ordered same transmitted to the Honorable House for consideration.

Senator Brown of Love, on behalf of the Committee on Correction of the Journal, reported as follows:

Mr. President:

We, your Committee on Correction of the Journal, beg leave to report that we have examined the Journal from and including the Ninth Day to and including the Thirteenth Day. and with the exception of minor clerical changes, which we have made, find it to be correct as written.

We recommend that the address of Senator Hudson in eulogy of the late Senator S. Morton Rutherford, be inserted in the Journal for the ninth day.

Respectfully submitted,

By BROWN (of Love Co.), Vice-Chairman.

Senator Reed presented the petition of A. B. Carmichael of Sayre, legislative representative of the Oklahoma State Firemen's Association, to be allowed to appear before committees and act in his duly assigned capacity in the interests of the organization he represents.

On motion of Senator Reed the petition was granted.

A message from the Honorable House was received and read at length, as follows:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable body, Engrossed House Bill No. 33, by Pullen, entitled:

“An Act authorizing the Governor to offer a reward for former Bank Commissioner, Fred Dennis, making an appropriation therefor, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that this bill has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

#### FIRST READING.

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

Senate Bill No. 81, by Calvert, of the Senate and Baskin, of the House—An Act providing for the establishment and operation of a cement plant in Nowata County, Oklahoma; creating a Commission fixing the compensation of its members, defining its duties and making an appropriation for the construction of said plant and paying the expenses in connection therewith.

Senate Bill No. 82, by Holloway—An Act amending Section 10696, Compiled Oklahoma Statutes, 1921, by designating the State Board of Education ex-officio the State Board of Vocational Education, and naming the President of the State Board of Education as the President of the State Board of Vocational Education, and authorizing the appointment of a secretary.

Senate Bill No. 83, by Wells—An Act to accept the provisions of an Act of the Congress of the United States approved



November 23, 1921, entitled, "An Act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes."

Senate Bill No. 84, by Wells—An Act providing that counties may erect quarters on the county poor farms for the isolation and treatment of indigent tuberculosis patients, permitting the acceptance of donations, and providing for care, treatment and maintenance.

Senate Bill No. 85, by Wells—An Act authorizing the appointment of a Commission to prepare a comprehensive law for the government of the State penitentiary and other penal institutions and making appropriation therefor.

Senate Bill No. 86, by Nichols of the Senate and Saltzman, of the House—An Act creating a fund in the city of Eufaula, McIntosh County, Oklahoma, hereby designated "City Hall Fund," limiting said fund to \$17,500.00; converting the sinking fund of said city into the "City Hall Fund"; providing for the handling of said fund during the accumulation thereof; authorizing the expenditure thereof in the erection of a city hall for said city; and repealing all Acts and parts of Acts in conflict therewith.

Senate Bill No. 87, By Gulager—An Act amending Section 10120 of the Compiled Statutes, 1921, relating to registration of motor driven vehicles, and declaring an emergency.

Senate Bill No. 88, by Bobo of the Senate, and Harper and Kidd of the House—An Act authorizing the county assessor of all counties in the State of Oklahoma, having a population as shown by the Federal census, 1920, of not less than 42,700, and not more than 43,000, to appoint two deputies, fixing the salary of each, and declaring an emergency.

Senate Bill No. 89, by Lillard—An Act relating to the salaries of sheriffs in all counties having a population of more than 112,000 inhabitants, and declaring an emergency.

Senate Bill No. 90, by Lillard—An Act relating to fees and salaries of deputy sheriffs, jailers, etc., in all counties having a population of more than 112,000, and declaring an emergency.

Senate Bill No. 91, by Woods—An Act relating to appeals from decisions of boards of county commissioners, and amending Section 5834 of Chapter 35, of Article 9, of the Compiled Statutes of the State of Oklahoma, 1921, and repealing conflicting laws, and declaring an emergency.

Senate Bill No. 92, by Golobie, of the Senate and Acton of the House—An Act to amend Section 3266 of the Revised Laws of Oklahoma of 1910, and declaring an emergency.

Senate Joint Resolution No. 6, by Holloway, Bobo, McPherrin and Memminger of the Senate, and Johnson, Stewart, Dyer, Kidd, Harper, Stovall and Thornley, of the House—A Resolution relating to eradication of ticks in certain counties in this State, making it the duty of the State Board of Agriculture to supervise work, making an appropriation therefor, and declaring an emergency.

Senator Barker asked unanimous consent to submit a Committee report, and on behalf of the Committee on Printing, reported as follows:

Mr. President:

We, your Committee on Public Printing, having had under consideration the matter of printing letter heads and envelopes for the members of the State Senate, desire to submit the following report:

The Committee several days ago called for bids for printing letter heads and envelopes and found the Phelps Printing Company to be the low bidder. The Phelps Printing Company refused to fulfill their contract, due to misunderstanding as to the character of the work to be done. Their understanding was that the letterheads and envelopes were

to be entirely printed matter instead of partly printed and partly embossed. Upon their refusal to accept the contract at original bid, your Committee rejected all bids and asked for new figures to be submitted. The following bid was the only one received:

“To the Honorable Printing Committee of the  
State Senate, Ninth Legislature, State of Oklahoma:

Gentlemen:

Herewith our bid on Embossed Stationery as per specifications submitted by Secretary of the Senate:

66,000 Letter Heads, 20-lb. Overland Bond, embossed	\$368.87
44,000 6¾ Envelopes, Overland Bond, embossed	237.05
22,000 No. 10 Envelopes, Overland Bond, embossed	159.50

Additional Letter Heads:

500 Lots, embossed	3.50
1000 Lots, embossed	6.00
1500 Lots, embossed	9.00

Additional Envelopes:

500 Lots, embossed	4.50
1000 Lots, embossed	8.00
1500 Lots, embossed	12.00

Overprinting on changes to be applied as per Franklin Schedule as adopted and used by the State Board of Affairs.

We are prepared to furnish good and sufficient bond for the faithful performance of this contract.

Very truly,

BEALS & MORRISON,  
By Ollie S. Wilson.”

Your Committee therefore recommends that the bid of Beals & Morrison be accepted and that the contract for print-



ing Senate Letter Heads and Envelopes be awarded to that company.

Respectfully submitted,

BARKER, Chairman.

On motion of Senator Barker the report was adopted.

Senator Holloway, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 57, by Gulager of the Senate and Gulager of the House, entitled, An Act fixing the salaries of the county attorneys of all counties in the State of Oklahoma, having a population of not less than 19,800, and not more than 19,900, as shown by the Federal census of 1920; providing for the appointment of assistant county attorneys, and fixing the salaries thereof, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended. Said amended copy attached hereto.

HOLLOWAY, Acting Chairman.

On motion of Senator Holloway the report was adopted.

On motion of Senator Gulager, Senate Bill No. 57 was advanced to engrossment and third reading.

## SECOND READING.

The following bills were read for the second time and referred to committees indicated.

Senate Bill No. 78, by Lillard of the Senate, and Robertson and Singletary of the House, to Committee on Fees and Salaries.

Senate Bill No. 79, by Jones, to Committee on Oil and Gas.

Senate Bill No. 80, by Johns, to Judiciary Committee No. 2.

Engrossed House Bill No. 2, by Singletary, Street, O'Brien, Burleson and Robertson of the House, and Lillard of the Senate, to Judiciary Committee No. 2.

Engrossed House Bill No. 40, by Cunningham, Anderson and Hutson, to Committee on State and County Affairs.

Engrossed House Concurrent Resolution No. 4, by Williams, to Committee on Revenue and Taxation.

Engrossed House Bill No. 37, by Hutson, Anderson and Cunningham, to Committee on State and County Affairs.

Senate Bill No. 10 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Frye, Golobie, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Looney of Harmon, McPherran, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 29.

Nays: Anglin, Darnell, Gulager, Hudson, Looney of Pontotoc, Luttrell, Nichols. Total, 7.

Absent: Cornett, Durant. Total, 2.

Excused: Feuquay, West. Total, 2.

Not Voting: Barker, Johnson, Glasser, Lillard. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

! The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Frye, Golobie, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, McPherran, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 30.

Nays: Anglin, Darnell, Gulager, Hudson, Looney of Pontotoc, Luttrell, Nichols. Total, 7.

Absent: Cornett, Durant. Total, 2.

Excused: Penquay, West. Total, 2.

Not Voting: Barker, Johnson, Glasser. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

Senator Nichols gave notice that on the next legislative day he would lodge a motion to reconsider the vote, by which Senate Bill No. 10 was passed.

Senate Bill No. 26 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Cornett, Durant. Total, 2.



Excused: Fenquay, West. Total, 2.

Not voting: Glasser, Holloway. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Cornett, Durant. Total, 2.

Excused: Fenquay, West. Total, 2.

Not voting: Glasser, Holloway. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed Engrossed Senate Bill No. 26 and ordered same transmitted to the Honorable House for Consideration.

Senate Bill No. 20 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hughes, Hughey, Johns,

Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 37.

Nays: None.

Absent: Cornett, Durant. Total, 2.

Excused: Fenquay, West. Total, 2.

Not Voting: Glasser, Hudson, Holloway. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 37.

Nays: None.

Absent: Cornett, Durant. Total, 2.

Excused: Fenquay, West. Total, 2.

Not Voting: Glasser, Hudson, Holloway. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 20, and ordered same transmitted to the Honorable House for consideration.

Senate Bill No. 31 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Calvert, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Reed, Wells, Woods. Total, 33.

Nays: Leedy. Total, 1.

Absent: Cornett, Durant. Total, 2.

Excused: Feuquay, West. Total, 2.

Not Voting: Brown of Love, Carlock, Glasser, Harvey, Hudson, Ratliff. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Calvert, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Reed, Wells, Woods. Total, 33.

Nays: Leedy. Total, 1.

Absent: Cornett, Durant. Total, 2.

Excused: Feuquay, West. Total, 2.

Not Voting: Brown of Love, Carlock, Glasser, Harvey, Hudson, Ratliff. Total, 6.



The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 31 and ordered same transmitted to the Honorable House for consideration.

### HOUSE BILLS ON FIRST READING.

House Bill No. 33, by Pullen—An Act authorizing the Governor to offer a reward for former Bank Commissioner Fred Dennis, making an appropriation therefor, and declaring an emergency.

Senator Lillard moved that Senate Bill No. 32 be advanced to engrossment and third reading. Motion carried.

Senator Hudson moved that Senate Bill No. 29 by Anglin and Hudson be deferred until the House Bill involving the same subject be passed upon by the Senate.

Motion carried and bill was ordered left on the Calendar.

Senator Leedy moved that Senate Bill No. 55 by West and Leedy, be retained on the Calendar until the return of Senator West. Motion carried.

Senate Bill No. 75 was taken up for consideration and read by the Clerk.

Senator Calvert offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 75, line 5, page 1, by inserting after the words "Federal census" and before the word "and" the words: "of 1920"; and that the title of said bill be amended by inserting between the words "Commissioner" and "and", in the fifth line of said title, the following words: "In all counties in this State having a

population of not less than 17,605 and not more than 18,000 population according to the Federal census of 1920, and whose assessed valuation is not less than \$16,000,000."

CALVERT.

On motion of Senator Calvert, Senate Bill No. 75, as amended, was advanced to engrossment and third reading.

Senate Bill No. 77 was taken up for consideration and read by the Clerk.

Senator Hughes moved to amend the Title of Senate Bill No. 77, as follows, which amendment was adopted:

Mr. President:

I move to amend the title of Senate Bill No. 77, as follows: By inserting after the figures 14,050 the words, "as shown by the Federal census of 1920."

HUGHES.

Senator Hughes moved that Senate Bill No. 77, as amended, be advanced to engrossment and third reading. Motion carried.

Senator Looney of Harmon moved that Senate Joint Resolution No. 5 be advanced to engrossment and third reading. Motion carried.

The President presiding.

Senator Golobie moved that Senate Bill No. 43 be advanced to engrossment and third reading. Motion carried.

On motion of Senator Monk, House Concurrent Resolution No. 3 was taken up for consideration.

House Concurrent Resolution No. 3 was read at length, as follows:

ENGROSSED HOUSE CONCURRENT  
RESOLUTION No. 3.

By Brice and Vernon, of the House, and Monk and West,  
of the Senate.

A Concurrent Resolution Appointing a Joint Committee of the House and Senate to Investigate Into the Prices of Lumber, Cement and Other Building Material in This State, and Report Its Findings to Their Respective Bodies.

Section 1. WHEREAS, U. S. Senator Robert L. Owen, in his address to the Joint Assembly on January 10th, stated that the prices of cement and other building material were exorbitant and wholly unjust, and a wholly unjust and unreasonable profit was being made on sale of same; and

WHEREAS, the cost of all building material, including cement, is very closely related to the building of homes of the people of this State and affects almost every industry and avocation in the State; and,

WHEREAS, a high and exorbitant price for lumber, building material, and cement, tends to and prevents the building of homes and the general prosperity of the people;

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives, the Senate concurring, that a committee of three (3) be appointed by the House of Representatives, and a committee of three (3) by the Senate, to be known as a Joint Committee on investigation of prices of building material, and this Joint Committee shall have full authority to summon witnesses from any portion of the State it deems advisable, administer oaths, and take such testimony as it may desire, and to do all things necessary to be done to carry out the purpose of this Resolution and make full report of its findings to their respective bodies.



Section 2. It being immediately necessary for the public peace, health and safety, an emergency is declared to exist by reason of this Act, and shall take effect and shall be in full force as soon as it is passed and approved.

On motion of Senator Monk, House Concurrent Resolution No. 3 was adopted as read and signed by the President Pro Tempore.

The President Pro Tempore appointed as Senate Committee under its provisions, Senators Calvert, West and Langley.

On motion of Senator Gulager, the Senate adjourned under the rules until Monday.

SIXTEENTH LEGISLATIVE DAY.

Friday, January 19, 1923.

No Session.

## SEVENTEENTH LEGISLATIVE DAY.

Saturday, January 20, 1923.

No Session.



## EIGHTEENTH LEGISLATIVE DAY.

Monday, January 22, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 42.

Excused: Horner, West. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 32, 43, 48, 75 and 77, and Senate Joint Resolution No. 5 correctly engrossed.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 37, by Cordell, entitled, A Bill to be entitled, An Act providing for the incorporation, organization and operation of a warehouse system for the State of Okla-

homa, making appropriation therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and Senate Bill No. 37 ordered referred to the Appropriations Committee.

The President presiding.

Senator Anglin on behalf of the Committee on Rules and Procedure, presented the following report:

Mr. President:

We, your Committee on Rules and Procedure, having had under consideration the preparation of Rules and Procedure for the Ninth Session of the Legislature, beg leave to report that we have considered the same and recommend that the rules attached hereto to be adopted as the rules and procedure for this session.

Respectfully submitted,

ANGLIN, Chairman.

On motion of Senator Anglin, the rules were suspended and the report taken up for immediate consideration.

On motion of Senator Anglin the report was adopted as read.

Senator Anglin moved that the Committee on Printing be instructed to have 250 copies of the Rules printed. Motion carried.

Senator Anglin moved that the rules be suspended and that the Rules and Procedure as submitted in the report, be not printed in this day's Journal. Motion carried.

Senator Horner was excused until Thursday.

Senator West was excused indefinitely, on account of illness.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Senate Judiciary Committee No. 1, to whom was referred Senate Bill No. 40, by Lillard, entitled, An Act to provide for the public safety by requiring each pistol, revolver or firearm of a size which may be concealed upon the person, to be stamped with the description of the same, and a record of all sales thereof to be kept by all dealers therein, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

LILLARD, Chairman.

On motion of Senator Lillard, the bill was ordered printed and placed on the Calendar.

#### FIRST READING.

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

Senate Bill No. 93, by Gulager, Holloway and Bobo, of the Senate, and Gulager, Sanders, Comfort, Berry and Watson (Sequoyah), of the House—A Bill entitled, An Act establishing the propagating farms and fish hatcheries, providing for a commission to locate the same and making an appropriation therefor.

Senate Bill No. 94, by Woods—An Act relating to appeals to the Supreme Court, and amending Section 780 of Chapter 3, of Article 25 of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.



Senate Bill No. 95, by Hill—An Act amending Section 354, of Article 9, Chapter 3, Compiled Statutes of Oklahoma, 1921, relating to attachment and garnishment, and declaring an emergency.

Senate Bill No. 96, by Durant of the Senate, and Moot-hart and Mabon of the House—An Act changing the name of the Miami School of Mines to the Oklahoma Union College of Liberal Arts, providing for a course of study, and declaring an emergency.

Senate Bill No. 97, by Lewis of the Senate, and McBee, Nance and Burger of the House—An Act amending Sections 3189, 3190, and 3191, of the Compiled Oklahoma Statutes, 1921, relating to county court stenographers, fixing their duties, providing for their compensation, and declaring an emergency.

Senate Bill No. 98, by Hill, Mrs. Looney and Cordell—An Act relating to pool and billiard hall licenses and to prohibit the operating of pool and billiard halls and tables within three miles of State aided schools, and amending Section 3203, of Article 2 of Chapter 13 of the Compiled Statutes of Oklahoma, 1921, and declaring an emergency.

Senate Bill No. 99, by Hill—An Act amending Section 2762, Revised Laws of Oklahoma, 1910, being Section 2229 compiled Oklahoma Statutes, 1921, and Section 2787, Revised Laws of Oklahoma, 1910, being Section 2256, Compiled Oklahoma Statutes, 1921, relating to injuring or interfering with telephone lines, etc., and declaring an emergency.

Senate Bill No. 100, by Reed of the Senate and Payne of the House—An Act to amend Section 1 of Chapter 1 of the Session Laws of Oklahoma, 1921, entitled, An Act to abolish the offices of township trustee, township clerk and township treasurer of each township in certain counties in the State of Oklahoma, and confer the powers and duties of said offices on the board of county commissioners, county clerk and county

treasurer of such counties; repealing all Acts in conflict therewith, and declaring an emergency.

Senate Bill No. 101, by Langley of the Senate and Harper of the House—An Act relating to the enforcement of tax lien by suit, subjecting real estate to the payment of delinquent taxes by such suit, providing for penalty, prescribing the procedure, repealing conflicting laws, and declaring an emergency.

Senate Bill No. 102, by Langley—An Act making an appropriation for the maintenance of the Soldiers' Relief Commission of the State of Oklahoma for the fiscal years ending June 30, 1924, and June 30, 1925, respectively.

Senate Bill No. 103, by Anglin—A Bill to be entitled, An Act creating the office of budget officer and assistant thereto, and fixing their salaries, and declaring an emergency.

Senate Bill No. 104, by Anglin—An Act amending Section 1975 of the Compiled Oklahoma Statutes, 1921, relating to sale of cigarettes; prohibiting advertising sale thereof; fixing the penalty for its violation, and declaring an emergency.

Senate Bill No. 105, by Feuquay—An Act providing for the organization and incorporation of credit unions under the jurisdiction of State Banking Board, providing rules and regulations for the government and regulation thereof, for the examination and inspection thereof, and declaring an emergency.

Senate Bill No. 106, by Hudson and Gulager—Entitled an Act to regulate the practice of barbering, the licensing of persons to carry on such practice and to insure the better education of such practitioners in the State of Oklahoma, and declaring an emergency.

Senate Bill No. 107, by Senate Committee on Appropriations—An Act making general appropriations for the budget of the Legislative, Executive and Judicial Department of the

State, and for the principal and interest on public debt, for the fiscal years ending June 30, 1924 and June 30, 1925, by functions of each department in accordance with the budget classification adopted by the Governor.

Senate Bill No. 108, by Johnson of the Senate and Hansen of the House—An Act providing for the number of deputies, assistants and stenographers for the several county officers and regulating and providing for the salaries of said deputies, assistants and stenographers in all counties in the State of Oklahoma, having a population of not less than 16,669 nor more than 16,689, according to the 1920 Federal census.

Senate Bill No. 109, by Durant of the Senate, and Moot-hart and Mabon of the House—An Act authorizing the adoption of photographic recording for any county in this State and providing for the purchase of machines, equipment and supplies therefor, or the letting of such recording by contract to a suitable person or persons prepared and equipped to do such work under such terms and conditions as the board of county commissioners may deem advisable and giving the maximum fees to be charged for such recording where done under contract, and fixing recording fees in certain instances to be charged and collected by the receiving officer.

Senate Joint Resolution No. 7, by Holloway of the Senate and Robertson of the House—Providing for an amendment to the Constitution by adding to Section 55, Article 5 thereof, a provision levying a millage tax for the support and maintenance of State educational institutions.

## SECOND READING.

The following bills were read for the second time and referred to the Committee indicated:

Senate Joint Resolution No. 6, by Holloway et al., to Appropriations Committee.



Senate Bill No. 81, by Calvert, to Committee on State and County Affairs.

Senate Bill No. 82, by Holloway, to Committee on Education.

Senate Bill No. 83, by Wells, to Committee on Public Health.

Senate Bill No. 84, by Wells, to Committee on Public Health.

Senate Bill No. 85, by Wells, to Committee on Penal Institutions.

Senate Bill No. 86, by Nichols. Senator Nichols stated that Senate Bill No. 86 was purely a local bill, and had been advertised in McIntosh County, and moved that same be not printed, but be placed on the Calendar without reference to Committee. Motion carried.

Senate Bill No. 87, by Gulager, to Committee on Roads and Highways.

Senate Bill No. 88, by Bobo et al., to Committee on State and County Affairs.

Senate Bill No. 89, by Lillard. At request of Senator Lillard, the bill was ordered not printed, but placed upon the Calendar without reference to Committee.

Senate Bill No. 90, by Lillard. At request of Senator Lillard, bill was ordered not printed, but placed upon the Calendar without reference to Committee.

Senate Bill No. 91, by Woods, to Judiciary Committee No. 2.

Senate Bill No. 92, by Golobie, to Committee on Game and Fish.

House Bill No. 33, by Pullen. On motion of Senator Anglin, bill was ordered printed and placed on the Calendar without reference to Committee.

Senator Feuquay moved that the Committee on Committees be instructed to create a standing committee to be known as the Soldiers' Memorial and Relief Committee. Motion carried.

The following messages from the Honorable House of Representatives, were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 27, by Gulager of the Senate, et. al., entitled:

“An Act providing for the disposition of balance in excess of contract price of any special fund which remains to the credit of any county of this State in the hands of the State Highway Commissioner, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Bill No. 27, was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit herewith:

Engrossed House Bill No. 64, by Stewart et al., entitled:

“An Act fixing the number of deputies and their salaries in the office of court clerk in counties having a population of

not less than 37,880 and not to exceed 37,930 by the United States census of 1920, and declaring an emergency."

Engrossed House Bill No. 112, by Wren et al., entitled:

"An Act authorizing the court clerk and the county clerk of counties having a population of not less than 25,000 nor more than 25,100, to appoint deputies by and with the advice and consent of the board of county commissioners; and also to appoint an additional deputy or deputies upon investigation and recommendation of the county attorney of such counties and by and with the advice, consent and approval of the board of county commissioners of such counties; fixing the salaries thereof and repealing all laws and parts of laws in fict herewith, and declaring an emergency."

And to advise you, and through you, the Honorable Senate that the same have been passed by the House of Representatives and were signed by the Speaker, in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit, herewith:

Engrossed House Bill No. 108, by Committee on Appropriations, entitled:

"An Act making appropriation to pay Deficiency Certificate No. 15, for the fiscal year ending June 30, 1923, and declaring an emergency."

Engrossed House Bill No. 6, by Cunningham et al., entitled:

"An Act amending Chapter 138 of the Session Laws of Oklahoma, 1917, by fixing and providing for terms of the Superior Court of Creek County, Oklahoma, to be held at Bris-



tow, in said court and additional deputy county attorneys, and fixing the salaries of said clerk and deputy county attorneys, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate that the same have been passed by the House of Representatives and were signed by the Speaker, in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit, herewith:

Engrossed House Bill No. 88, by Sigler, entitled:

“An Act to regulate the appointment of deputy court clerks in counties having a population of over 40,240 and less than 40,250, fixing their salaries, and declaring an emergency.”

Engrossed House Bill No. 14, by Brydia, entitled:

“An Act relating to county courts in counties having a population of over 30,948 inhabitants and not exceeding 30,950 inhabitants, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate that the same have been passed by the House of Representatives and were signed by the Speaker, in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit, herewith:

Engrossed House Bill No. 22, by Pullen, entitled:

“An Act authorizing the board of county commissioners of any county in the State of Oklahoma to pay a bounty on chicken hawks, crows and chaparral.”

Engrossed House Bill No. 67, by Sigler, entitled:

“An Act repealing Chapter 110, Session Laws of 1919, known as Senate Bill No. 357, relating to the auditing of claims in counties between 26,000 and 27,000 population, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives, and were signed by the Speaker, in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the Honorable House of Representatives to transmit, herewith:

Engrossed House Bill No. 81, by the Committee on Appropriations, entitled:

“An Act making an appropriation to pay for fire and tornado insurance on State property, and declaring an emergency.”

Engrossed House Bill No. 7, by Brice and Taylor of the House, and Monk of the Senate, entitled:

“An Act amending Sections 4178, 4179, 4181 and 4182 of Volume No. 2, of the Compiled Statutes of Oklahoma 1921, providing penalties for the violation of the banking laws of this State and providing punishment therefor, and declaring an emergency.”

Engrossed House Bill No. 109, by the Committee on Appropriations, entitled:

“An Act making supplemental appropriation for the offices of Governor, State Auditor, State Examiner and Inspector and Commissioner of Charities and Corrections for the remainder of the fiscal year ending June 30, 1923, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives, and were signed by the Speaker, in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 32 was read for the third time at length.

The question being, “Shall the bill pass?” the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobic, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 40.

Nays: None.

Excused: Horner, West. Total, 2.

Not Voting: Glasser, Leedy. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 32, and ordered same transmitted to the Honorable House for its consideration.

Senate Bill No. 75, was read for the third time at length.



The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 40.

Nays: None.

Excused: Horner, West. Total, 2.

Not Voting: Glasser, Leedy. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 40.

Nays: None.

Excused: Horner, West. Total, 2.

Not Voting: Glasser, Leedy. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 75, and ordered same transmitted to the Honorable House for its consideration.

Senate Bill No. 77, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 40.

Nays: None.

Excused: Horner, West. Total, 2.

Not Voting: Glasser, Leedy. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 77, and ordered same transmitted to the Honorable House for consideration.

Senate Joint Resolution No. 5, was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pon-

totoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 40.

Nays: None.

Excused: Horner, West. Total, 2.

Not Voting: Glasser, Leedy. Total, 2.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 5, and ordered same transmitted to the Honorable House for consideration.

Senate Bill No. 43, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 40.

Nays: None.

Excused: Horner, West. Total, 2.

Not Voting: Glasser, Leedy. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell,



Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 40.

Nays: None.

Excused: Horner, West. Total, 2.

Not Voting: Glasser, Leedy. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 43, and ordered same transmitted to the Honorable House for consideration.

On motion of Senator Darnell, action on Senate Bill No. 48, was deferred until the next legislative day, and the bill ordered printed.

Senator Bobo asked unanimous consent to refer back to Bills on Second Reading, and moved that Senate Bill No. 88 be withdrawn from the Committee on State and County Affairs and placed on the Calendar without reference to Committee. Motion carried.

### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 6, by Cunningham, Hutson and Anderson—An Act amending Chapter 138 of the Session Laws of Oklahoma, 1917 by fixing and providing for terms of the Superior Court of Creek County, Oklahoma, to be held at Bristow in said county and providing for a clerk of said court and additional deputy county attorneys, and fixing the salaries of said clerk and deputy county attorneys and declaring an emergency.

Engrossed House Bill No. 7, by Brice and Taylor of the House, and Monk of the Senate—An Act amending Sections

4178, 4179, 4181 and 4182 of Volume 2 of the compiled Statutes of Oklahoma, 1921, providing penalties for the violation of the banking laws of this State and providing punishment therefor, and declaring an emergency.

Engrossed House Bill No. 14, by Brydia—An Act relating to county courts in counties having a population of over 30,948 inhabitants and not exceeding 30,950 inhabitants, and declaring an emergency.

Engrossed House Bill No. 22, by Pullen—An Act authorizing the board of county commissioners of any county in the State of Oklahoma to pay a bounty on chicken hawks, crows and chaparral.

Engrossed House Bill No. 64, by Stewart and Dyer of the House and Holloway of the Senate—An Act fixing the number of deputies and their salaries in the office of court clerk in counties having a population of not less than 37,880 and not to exceed 37,930 by the United States census of 1920, and declaring an emergency.

Engrossed House Bill No. 67, by Sigler—An Act repealing Chapter 110, Session Laws of 1919, known as Senate Bill No. 357, relating to the auditing of claims in counties between 26,000 and 27,000 population, and declaring an emergency.

Engrossed House Bill No. 81, by the Committee on Appropriations—An Act making an appropriation to pay for fire and tornado insurance on State property, and declaring an emergency.

Engrossed House Bill No. 88, by Sigler—An Act to regulate the appointment of deputy court clerks in counties having a population of over 40,240 and less than 40,250, fixing their salaries, and declaring an emergency.

Engrossed House Bill No. 108, by Committee on Appropriations—An Act making appropriation to pay deficiency certificate No. 15 for the fiscal year ending June 30, 1923, and declaring an emergency.

Engrossed House Bill No. 109, by the Appropriation Committee—An Act making supplemental appropriation for the office of Governor, State Auditor, State Examiner and Inspector and Commissioner of Charities and Corrections for the remainder of the fiscal year ending June 30, 1923, and declaring an emergency.

Engrossed House Bill No. 112, by Wren and Case of the House, and Anglin of the Senate—An Act authorizing the court clerk and the county clerk of counties having a population of not less than 25,000 nor more than 25,100 to appoint deputies by and with the advice and consent of the board of county commissioners; and also to appoint an additional deputy or deputies upon investigation and recommendation of the county attorney or such county and by and with the advice, consent and approval of the board of county commissioners of such counties; fixing the salaries thereof and repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Senate Bill No. 9, was taken up for consideration, and Section 1 was read at length.

Senator Looney of Pontotoc offered the following amendment which was tabled on motion of Senator Johnson:

Mr. President. I move to amend Senate Bill No. 9, line 6, page 2, as follows: By striking, after the word "cost" and before the word "and" the words "fifty cents" and inserting the words "(One Dollar)"; and by striking, after the word "and" before the word "for," the words "fifty cents" and inserting the words "(One Dollar)."

JOS. C. LOONEY.

Senator Woods offered the following amendment:

Mr. President: I move to amend Senate Bill No. 9, line 4, page 1, by striking, after the word "record" and before the word "dollars", the word "two" and inserting in lieu thereof, the word "three."

WOODS.



Senator Johnson offered the following amendment to the Woods amendment, which was tabled on motion of Senator Brown of Love County:

Mr. President: I move to amend the Woods amendment to Senate Bill No. 9, line 4, page 1, by striking after the word "record" and before the word "dollars", by changing the word "three" to "3.50."

JOHNSON.

The vote recurring on the Woods amendment, the same was adopted.

Senator Looney of Pontotoc offered the following amendment, which was tabled on motion of Senator Cline:

Mr. President: I move to amend Senate Bill No. 9, line 6, page 2, by striking, after the word "and" and before the word "for", the words "fifty cents" and inserting in lieu thereof, the words "two dollars."

JOS. C. LOONEY.

Senator Leedy offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 9, line 1, page 1, as follows: By adding after the figure "1" and before the word "jurors", the words "That Section 6441 of the Compiled Statutes of Oklahoma, 1921, be amended to read as follows: "Section 6441".

LEEDY.

Senator Nichols moved that further consideration of this bill be indefinitely postponed.

On motion of Senator Lewis, the motion to indefinitely postpone was tabled.

Senator Cornett offered the following amendment to Senate Bill No. 9, which was tabled on motion of Senator Gulager:

Mr. President: I move to amend Senate Bill No. 9, line 3, page 1, by striking, after the word "court" and before the word, "dollars", the word "three" and inserting in lieu thereof, the word "four."

CORNETT.

On motion of Senator Jones, Senate Bill No. 9 was advanced to engrossment and third reading.

Senate Bill No. 49, was taken up for consideration.

On motion of Senator Darnell, the bill was advanced to engrossment and third reading.

Senator Nichols was called to the Chair.

Senate Bill No. 57 was taken up for consideration.

On motion of Senator Gulager, the bill was advanced to engrossment and third reading.

The Chair requested the author of the bill to correct the title to conform to the text of the bill.

Senate Bill No. 65, was taken up for consideration.

Section 1 was read by the Clerk.

Senator Glasser offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 65, line 5, page 1, by adding after the word "corporation" the following "which may be properly sued in such county."

GLASSER.

Senator Feuquay offered the following amendment which was tabled on motion of Senator Cline:

Mr. President: I move to amend Senate Bill No. 65, line 3, page 1, by inserting after the word "county" and before

the word "upon", the words "where no service agent as provided by law, has been appointed."

FEUQUAY.

Senator Luttrell offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 65, lines 4 and 5, page 1, by inserting after the word "where" and before the word "corporations", the word "foreign."

LUTTRELL.

Section 2 was read by the Clerk.

Senator Hughes offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 65, line 3, page 2, by adding after the word "corporation", the words "By registering same and demanding a return receipt therefor, and said receipt shall be proof of service, provided service of same may be acknowledged in writing by said attorney."

HUGHES.

Section 3 was read by the Clerk.

Senator Luttrell offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 65, line 4, page 2, by inserting after the word "each" and before the word "corporation", the word "foreign."

LUTTRELL.

Senator Glasser moved that the bill be recommitted.

With the consent of Senator Glasser, Senator Lillard offered an amendment to the motion, that the bill be recommitted to a special committee of three. Motion carried.

The President presiding.



Senator Carlock moved that Senate Bill No. 107 be immediately printed for distribution to the Senators and that 250 copies be printed. Motion carried.

Senator Lewis with unanimous consent, reported on behalf of the Committee on Engrossed and Enrolled Bills, Senate Bill No. 27, correctly enrolled.

The President signed the enrolled copy of Senate Bill No. 27, and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Leedy moved that Senate Bill No. 55 be stricken from the Calendar and recommitted to the Committee on Agriculture. Motion carried.

On motion of Senator Woods, the Senate adjourned under the rules.

NINETEENTH LEGISLATIVE DAY.

Tuesday, January 23, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

On roll call the following Senators were present :

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Pontotoc), Looney (Harmon), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 42.

Excused: Horner, West. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

A message from the Honorable House was received and read as follows:

To the President of the Senate:

I am directed by the House of Representatives to request of you, and through you, the Honorable Senate, to return for correction,

Engrossed House Bill No. 108, by Committee on Appropriations, entitled:

“A Bill to be entitled, An Act making appropriation to

pay deficiency certificate No. 15 for the fiscal year ending June 30, 1923, and declaring an emergency."

Respectfully,

C. J. KENDLE, Chief Clerk.

The Secretary was instructed to return House Bill No. 108 as requested.

Senator Cordell, on behalf of the Committee on Employment, reported as follows:

Mr. President:

We, your Committee on Employment, recommend that J. R. Fields be appointed as Third Assistant Sergeant-at-Arms, for the Senate, taking the place of Jess Phillips, who has tendered his resignation.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted as read.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 60, by Cordell, entitled, An Act providing for the inspection and sale of commercial fertilizer, condimental, patented or proprietary, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was accepted and the bill ordered printed and placed on the calendar.



Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 2, by Woods and Feuquay, entitled, A Resolution authorizing the Commissioners of the Land Office to refund moneys received for oil and gas leases issued in the bed of Red River, beg leave to report that we have had the same under consideration and herewith return the same with recommendation that it do not pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted.

Senator Ratliff, on behalf of Judiciary Committee No. 2, reported as follows:

Mr. President:

We, your Judiciary Committee No. 2, to whom was referred Senate Bill No. 91, by Woods, entitled, An Act relating to appeals from decisions of Boards of County Commissioners, and amending Section 5834 of Chapter 35 of Article 9 of the Compiled Statutes of Oklahoma, 1921, and repealing conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 13, by Harvey, entitled, An Act to pre-

vent conspiracy for fraudulent conduct against the interest of the State, or any County, City, Township, School District or other subdivision thereof, in the letting of contracts or transaction of public business, fixing a penalty therefor, and declaring an emergency, ~~beg~~ leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Judiciary Committee No. 2, to whom was referred Senate Bill No. 80, by Johns, entitled, An Act validating certain acknowledgements relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency, ~~beg~~ leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Reed, ~~on~~ behalf of the Committee on School Lands, reported as follows:

Mr. President:

We, your Committee on School Lands, to whom was referred Senate Bill No. 53, by Reed, entitled, An Act to amend Section No. 7177, Revised Laws of 1910, and providing for the forfeiture of preference right and right of renewal lease for failure to renew lease and execute notes, and providing for the sale of the improvements, giving to the former lessee the proceeds received therefrom after deducting any amounts

owing to the State, and providing that the procedure therefor shall be the same as in forfeiting lease for nonpayment of rentals, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

REED, Chairman.

On motion of Senator Reed, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on School Lands, to whom was referred Senate Bill No. 52, by Reed, entitled, An Act providing for the forfeiture of all rights obtained upon a sale or under a certificate of purchase issued thereon, on any of the State school or other State lands for the cancellation of the certificate of purchase issued therefor for failure to pay any deferred payments when due, and providing a procedure therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

REED, Chairman.

On motion of Senator Reed, the report was adopted and the bill ordered printed and placed on the Calendar.

On behalf of the Committee on Agriculture, Senator Cordell reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 55, by West and Leedy, entitled, An Act amending Section 8227, Article 1, Chapter 79, of the Revised Laws of Oklahoma, 1910, relating to trusts and pools, beg leave to report that we had the same under consideration and



herewith return the same with the recommendation that it do pass, as amended.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 57 and 49 correctly engrossed.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Resolution No. 2 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 2 and ordered same transmitted to the Secretary of State for permanent record.

Senator Holloway, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 63, by Brown (Love), entitled, An Act relating to fees of County Judges and permitting County Judges to retain the fees collected for solemnizing marriage rites, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Vice-Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

The President presiding.

The following messages were received from the Honorable House of Representatives and read by the Clerk:

To the President of the Senate:

I am directed by the House of Representatives to inform you and through you, the Honorable Senate, that

Engrossed House Concurrent Resolution No. 3, by Brice and Vernon of the House, and Monk and West of the Senate, entitled,

“A Concurrent Resolution appointing a joint committee of the House and Senate to investigate into the prices of lumber, cement and other building material in this State and report its findings to their respective bodies.”

And to advise you, and through you, the Honorable Senate, that the following named Representatives, Brice, Elam and Harper, have been appointed as special committee, in behalf of the House of Representatives.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 30, by Monk et al., entitled:

“An Act designing and fixing the salaries of certain deputies and Assistant County Assessors in the State of Oklahoma in counties having a population of more than fifty-two thousand (52,000) and less than fifty-three thousand (53,000) according to the last preceding decennial Federal census, and providing for expenses of certain County Assessors and Deputy Assessors when away from the county seat on business connected with their office, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Represen-

tatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 30 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 6, by Cordell, entitled:

“An Act validating contracts heretofore entered into by Boards of Education in cities of first class in counties having a population of not less than twenty-two thousand four hundred thirty-two (22,432) and not more than twenty-two thousand five hundred (22,500), according to the next preceding Federal decennial census, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 6 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body, enrolled copy of

House Concurrent Resolution No. 5, by Brice et al., entitled:



“A Concurrent Resolution appointing a joint committee of the House and Senate to investigate into the prices of lumber, cement and other building material in this State, and report its findings to their respective bodies.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Concurrent Resolution No. 3 and ordered same returned to the Honorable House.

Senator Ratliff, on behalf of Judiciary Committee No. 2, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred House Bill No. 2, by Singletary, Street, O'Brien, Burleson and Robertson, of the House, and Lillard, of the Senate, entitled, An Act amending the last paragraph of Section 1 of Senate Bill No. 55, Chapter II, of the Compiled Laws of Oklahoma, 1921, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

The following message from the Honorable House was received and read by the Clerk:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Engrossed House Joint Resolution No. 8, by Laskey, Anderson and Mitchell, entitled:

“A Resolution proposing an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma.”

Engrossed House Bill No. 11, by Ferrell, of the House, and Hudson, of the Senate, entitled:

“An Act re-enacting and amending Section 1, Chapter 101 of the Session Laws of 1911, the same being a bill entitled, An Act providing for and regulating hawking and peddling by ex-Confederate and ex-Union soldiers and their widows, so as to make the provisions thereof applicable to veterans of the Spanish-American and the World wars, and declaring an emergency.”

Engrossed House Bill No. 93, by Thompson, entitled:

“An Act making an appropriation for the general repairs of four cottages used as dormitories, located at the State Training School, Pauls Valley, Oklahoma, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

#### FIRST READING.

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

Senate Bill No. 110, by Johnson, Woods, Horner, Lewis and McPherrren—An Act prohibiting any person, firm or corporation from exhibiting, exposing to view, or transporting from one place to another, within this State, any film, picture or moving picture film showing or purporting to show the conduct, or purported conduct or simulation conduct, or purported conduct in acts of violence, or crime or immorality, of any person of criminal reputation, etc.

Senate Bill No. 111, by Johnson and Lewis—An Act fixing the salary of the Chief Clerk of the Governor of the State of Oklahoma, and declaring an emergency.

Senate Bill No. 112, by Glasser—An Act for the purpose of fostering public sentiment in favor of honoring the flag of our country and preserving it from desecration, providing penalties for violation of the provisions of this act, and declaring an emergency.

Senate Bill No. 113, by Hudson, of the Senate, and Simpson, of the House—An Act creating a court of common pleas in all counties having a city therein of over 72,000 and not more than 90,000 population, according to the last preceding regular decennial Federal census, etc.

Senate Bill No. 114, by Reed, West and Leedy—An Act to amend Section 7452, Compiled Oklahoma Statutes, 1921, providing that the thrasher of grain and seed shall furnish both the person for whom threshing is done and the State Board of Agriculture a report in writing, providing the extent of such report, and changing the penalties provided under said section, repealing Sections 7443 to 7450, inclusive of said statutes, and declaring an emergency.

Senate Bill No. 115, by Lillard—An Act authorizing the Governor to cause to be built, under his direction and supervision, a Governor's mansion, acquiring a site, and making an appropriation therefore, and declaring an emergency.

Senate Bill No. 116, by Gulager—An Act providing for the manner of listing real estate by sureties upon criminal bonds



running in favor of the State providing the form for such listing directing the official before whom criminal bail is made to transmit the listing of the real estate scheduled on such bond to the County Clerk of the county wherein the real estate so listed is situated, etc.

Senate Bill No. 117, by Gulager of the Senate, and Berry of the House—An Act fixing the salaries of the Assistant County Attorneys in all counties in the State of Oklahoma having a population of not less than 61,000 and not more than 64,000, as shown by the Federal census of 1920; providing for the appointment of Assistant County Attorneys, and fixing the salary thereon.

Senate Bill No. 118, by Woods—An Act amending Section 6482, Compiled Oklahoma Statutes, 1921, authorizing the Corporation Commission to fix, charge and collect a fee or fees for copies or records furnished and supplied from the Oil and Gas Conservation Department of said Commission.

Senate Bill No. 119, by Woods—An Act to promote and improve the common schools by making supplementary appropriations plan of distribution and control.

Senate Bill No. 120, by Cordell of the Senate, and Windle, Lowry and Treadway, of the House—A Bill entitled An Act to promote and improve transportation facilities for pupils in certain school districts in the State, providing requirements that must be met by districts securing the benefits of this act, and making appropriation therefor.

Senate Bill No. 121, by Durant (by request)—An Act to provide sufficient revenue to maintain public schools in town or city school districts in the State of Oklahoma wherein lead and zinc minerals are mined from Indian lands exempt from taxation, for other purposes, and declaring an emergency.

Senate Bill No. 122, by Hughey, Cordell and Lewis of the Senate, and Laskey and Clothier, of the House—An Act

amending Sections 3835, 3836, 3837, 3838, 3839, 3840 and 3841, Compiled Statutes of Oklahoma, 1921, relating to Johnson grass, Russian thistle and cocklebur.

Senate Bill No. 123, by Glasser—An Act amending Section 7461, Compiled Oklahoma Statutes Annotated, 1921, relating to labor and materialman's lien, and declaring an emergency.

Senate Bill No. 124, by Durant—An Act authorizing the State Auditor, in certain counties and school districts where Indian lands are exempt from an ad valorem tax, and where a maximum levy of fifteen mills has been made and is insufficient to provide a school term of nine months, to issue a warrant to the county treasury of the various counties coming within the provisions of this act, and requiring the school districts to file with the State Auditor a statement in writing, duly certified, of the financial needs of said districts, and authorizing the payment by said auditor to said school districts, a sum equal to thirty-five dollars (\$35.00) per capita, after taking into account all of the ad valorem taxes in said districts, and all of the taxes from any other sources and repealing all acts in conflict herewith, and declaring an emergency.

Senate Bill No. 125, by Barker—A Bill entitled An Act to provide regulations for governing the standard measuring of grain by threshing machines in the State of Oklahoma, prescribing penalty for violating the same and repealing all laws in conflict therewith.

Senate Joint Resolution No. 8, by Reed of the Senate, and Adams, of the House—A Resolution authorizing the transfer and payment out of moneys appropriated by Senate Bill No. 1 of the Eighth Legislative Assembly of the State of Oklahoma, to reimburse cattle owners of Oklahoma for tubercular cattle slaughtered by order of the State Board of Agriculture during the fiscal year ending June 30, 1923, and declaring an emergency.

Senator Gulager introduced Senate Concurrent Resolution No. 7, which was read at length by the Clerk, as follows:

SENATE CONCURRENT RESOLUTION No. 7.

By Gulager of the Senate, and Miller (Hughes)  
of the Housse.

A Concurrent Resolution instructing the State Examiner and Inspector to check the inmates of the State Penitentiary at McAlester, Oklahoma.

WHEREAS, a life-term murderer, supposed to be confined in the State Penitentiary at McAlester, has just been found to be absent from said penitentiary, his whereabouts unknown, and,

WHEREAS, similar instances have been previously made public, and

WHEREAS, a new warden has just been appointed for the said penitentiary, which warden should be held responsible for such prisoners as are actually turned over to him, and no others,

NOW, THEREFORE, BE IT RESOLVED, by the Senate, the House of Representatives concurring therein, that the State Examiner and Inspector be and he is hereby requested and instructed to check the inmates of said penitentiary and make a list of those actually on hand also a list of those found to be absent—whose terms have not expired—and whose records, in the office of the Secretary of State, do not show a parole as having been issued, such list to be filed in the office of the Secretary of State for the information of the public, copy to be furnished to the Senate and House of Representatives.

On motion of Senator Gulager, the rules were suspended and the resolution taken up for immediate consideration.



Senator Glasser moved that the resolution be adopted as read.

Motion carried, and the resolution was referred to the enrolling and engrossing department for engrossment.

Senator Hudson moved that the Senate resolve itself into executive session for consideration of matters of a confidential nature on the President's table. Motion carried.

The Senate reconvened in open session and the Chair announced the following confirmations:

Chas. H. Ruth, Chairman of the State Board of Affairs.  
Louis LeFlore, Member of State Board of Affairs.

J. H. Townsend, Warden of the State Penitentiary.

G. E. Johnson, Warden of State Reformatory, Granite, Okla.

Joe H. Strain, State Bank Commissioner.

## SECOND READING.

The following bills were read for the second time and referred to the committees indicated:

Senate Bill No. 93, by Gulager, Holloway and Bobo of the Senate, and Gulager, Sanders, Comfort, Berry and Watson (Sequoyah) of the House, to Committee on Fish and Game.

Senate Bill No. 94, by Woods, to Judiciary Committee No. 2.

Senate Bill No. 95, by Hill, to Judiciary Committee No. 2.

Senate Bill No. 96, by Durant of the Senate, and Moothart and Mabon of the House, to Committee on Education.

Senate Bill No. 97, by Lewis of the Senate, and McBee, Nance and Burger of the House, to Committee on State and County Affairs.

Senate Bill No. 98, by Hill, Mrs. Looney and Cordell, to Judiciary Committee No. 1.

Senate Bill No. 99, by Hill, to Judiciary Committee No. 2.

Senate Bill No. 100, by Reed of the Senate, and Payne of the House, to Committee on State and County Affairs.

Senate Bill No. 101, by Langley of the Senate, and Harper of the House, to Legal Advisory Committee.

Senate Bill No. 102, by Langley, to Committee on Hospitals and Charities.

Senate Bill No. 103, by Anglin, to Committee on State and County Affairs.

Senate Bill No. 104, by Anglin, to Committee on Public Health.

Senate Bill No. 105, by Feuquay, to Committee on Banks and Banking.

Senate Bill No. 106, by Hudson and Gulager, to Committee on Public Health.

Senate Bill No. 107, by Senate Committee on Appropriations, to Committee on Appropriations.

Senate Bill No. 108, by Johnson of the Senate, and Hansen of the House, to Committee on Fees and Salaries.

Senate Bill No. 109, by Durant of the Senate, and Moot-hart and Mabon of the House, to Committee on State and County Affairs.

Senate Joint Resolution No. 7, by Holloway, of the Senate, and Robertson, of the House, to Committee on Constitution and Constitutional Amendments.

House Bill No. 6, by Cunningham, Hutson and Anderson, to Judiciary Committee No. 2.

House Bill No. 7, by Brice and Taylor of the House, and Monk of the Senate, to Committee on Banks and Banking.

House Bill No. 14, by Brydia, to Committee on State and County Affairs.

House Bill No. 22, by Pullen, to Committee on Agriculture.

House Bill No. 64, by Stewart and Dyer of the House, and Holloway of the Senate, to Committee on Fees and Salaries.

House Bill No. 67, by Sigler, to Committee on State and County Affairs.

House Bill No. 81, by House Committee on Appropriations, to Committee on Appropriations.

House Bill No. 88, by Sigler, to Committee on State and County Affairs.

House Bill No. 109, by the House Appropriations Committee, to Committee on Appropriations.

House Bill No. 112, by Wren and Case of the House, and Anglin of the Senate, to Committee on State and County Affairs.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 27, by Gulager, of the Senate, and Miller (Muskogee), Disney and Berry, of the House, entitled:



“An Act providing for the disposition of balance in excess of contract price of any special fund which remains to the credit of any county of this State in the hands of the State Highway Commissioner, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President ordered Enrolled Senate Bill No. 27 transmitted to the Governor.

Senator Leedy moved that Senate Bill No. 48 be held over until the next legislative day and ordered printed. Motion lost.

Senate Bill No. 48 was read for the third time at length.

Senator Leedy moved that the bill be referred to the Committee on Constitution and Constitutional Amendments.

Senator Glasser offered as a substitute for the Leedy motion a motion that the bill be recommitted to the Judiciary Committee No. 1 with instructions that said committee have a hearing upon the matter.

On motion of Senator Darnell, the Glasser motion was tabled.

Senator Darnell moved that the Leedy motion be tabled. Motion carried.

The question being, “Shall the bill pass?” the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney

of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: Glasser, Leedy. Total, 2.

Excused: Horner, West. Total, 2.

Not voting: Anglin, Carlock, Durant, Johnson. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: Glasser, Leedy. Total, 2.

Excused: Horner, West. Total, 2.

Not voting: Anglin, Carlock, Durant, Johnson. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed Senate Bill No. 48 and ordered same transmitted to the Honorable House for consideration.

Senator Holloway was excused indefinitely on account of sickness.

On motion of Senator McPherrren the Senate recessed for fifteen minutes.

The Senate was called to order by the President.

Senate Bill No. 9 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Monk, Ratliff, Wells, Woods. Total, 32.

Excused: Horner, West. Total, 2.

Not voting: Anglin, Barker, Calvert, Holloway, Johnson, Langley, McPherrren, Memminger, Nichols, Reed. Total, 10.

The bill having received a constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Monk, Ratliff, Wells, Woods. Total, 32.

Excused: Horner, West. Total, 2.

Not voting: Anglin, Barker, Calvert, Holloway, Johnson, Langley, McPherrren, Memminger, Nichols, Reed. Total, 10.



The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 9 and ordered the same transmitted to the Honorable House for consideration.

Senate Bill No. 49 was read for the third time at length.

Senator Nichols moved that the vote by which Senate Bill No. 49 was advanced to engrossment and third reading be reconsidered. Motion carried.

Senator Nichols offered the following amendment to Senate Bill No. 49, which was adopted:

Mr. President:

I move to amend Senate Bill No. 49, line 7, page 2, by adding after the word "defended" the words "provided this act shall not abolish the office of Law and Executive Clerk of the Commissioner of the Land Office, which was created by Chapter 211 of the Session Laws of 1919."

NICHOLS. -

On motion of Senator Nichols, Senate Bill No. 49, as amended, was advanced to engrossment and third reading, and was referred to the enrolling and engrossing department for re-engrossment.

Senate Bill No. 57 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughey, Jones, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney

of Pontotoc, Luttrell, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 32.

Excused: Horner, West. Total, 2.

Not voting: Anglin, Brown of Love, Calvert, Holloway, Hughes, Johns, Johnson, Land, McPherren, Nichols. Total, 10.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughey, Jones, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 32.

Excused: Horner, West. Total, 2.

Not voting: Anglin, Brown of Love, Calvert, Holloway, Hughes, Johns, Johnson, Land, McPherren, Nichols. Total, 10.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed engrossed copy of Senate Bill No. 57 and ordered the same transmitted to the Honorable House for consideration.

Senator Lewis reported on behalf of the Committee on Engrossed and Enrolled Bills, Senate Concurrent Resolution No. 7 correctly engrossed.

The President signed the engrossed copy of Senate Concurrent Resolution No. 7 and ordered the same transmitted to the Honorable House for consideration.

## HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 11, by Ferrell of the House, and Hudson of the Senate—A Bill re-enacting and amending Section 1 of Chapter 101 of the Session Laws of 1911. The same being a bill entitled, An Act providing for and regulating hawking and peddling by ex-Confederate and ex-Union soldiers and their widows, so as to make the provisions thereof applicable to veterans of the Spanish-American and World Wars, and declaring an emergency.

Engrossed House Bill No. 93, by Thompson—An Act making an appropriation for the general repairs of four cottages used as dormitories located at the State Training School, Pauls Valley, Oklahoma, and declaring an emergency.

Engrossed House Joint Resolution No. 8, by Laskey, Anderson and Mitchell—A Resolution proposing an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma.

Senate Bill No. 67 was taken up for consideration and read at length.

Senator Glasser offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 67, line 3, page 3, by striking the words "Cannot be" and substituting therefor the words "are not."

GLASSER.

Senator Glasser offered the following amendment:

Mr. President: I move to amend Senate Bill No. 67, lines 5 to 12, page 3, by striking all words after the word "same" in line 5.

GLASSER.

Senator Cornett was recognized by the President for the purpose of making remarks on the amendment.



Senator Looney of Pontotoc made a point of order that Senator Cornett was speaking to the bill, and not to the amendment.

The Chair sustained the point of order, but Senator Cornett was granted unanimous consent to continue his remarks on the subject.

Senator Lillard was called to the Chair.

On motion of Senator Woods, the Glasser amendment was tabled.

Senator Looney of Pontotoc offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 67, line 7, page 2, by inserting after the word "coin" and before the word "shall," the following: "shall be guilty of misdemeanor, upon conviction thereof."

J. C. LOONEY.

On motion of Senator Feuquay, Section 1 was adopted as amended.

On motion of Senator Woods, Section 2 was adopted as read.

On motion of Senator Woods, Section 3 was adopted as read.

Senator Woods moved that Senate Bill No. 67, as amended, be advanced to engrossment and third reading. Motion carried.

Senator Bobo moved that Senate Bill No. 88 be advanced to engrossment and third reading. Motion carried.

Senator Hudson moved that Senate Bill No. 89 be referred to Judiciary Committee No. 1. Motion carried.

Senator Hudson moved that Senate Bill No. 90 be advanced to engrossment and third reading. Motion carried.

The President presiding.

Senator Golobie requested the President to instruct the Committee on Senate and Legislative Affairs to make investigation as to the possibility of improvement in lighting of the Senate Chamber.

Senator Calvert requested the President to instruct the Committee on Senate and Legislative Affairs to make investigation as to the possibility of improvement in the ventilating system in the Senate Chamber.

The President instructed the Sergeant-at-Arms to make some temporary arrangement for additional lights, and instructed the Committee on Senate and Legislative Affairs to make an investigation and report upon the subjects under discussions.

Senator Langley moved that the President appoint a committee of three members of this body to join a similar committee already appointed by the House, to visit the Hospital for the Insane at Supply, Oklahoma, and the Institute for the Feeble Minded at Enid, and the Teachers' Normal at Alva, for the purpose of studying the physical conditions of these institutions and securing information upon which intelligent action might be taken in reference to appropriations for the same and that mileage and expense of the committee be ordered paid out of the funds appropriated for the present session of the Legislature.

Motion carried, and the President appointed as the committee to visit the Institute for the Feeble Minded at Enid, Senators Glasser, Langley and Reed; and for the committee to visit the Teachers' Normal at Alva and the Hospital for the Insane at Supply, Senators Hughey, Langley and Reed.

On motion of Senator Feuquay, the Senate adjourned under the rules.

## TWENTIETH LEGISLATIVE DAY.

January 24, 1923.

The Senate convened at 1:30 o'clock p. m. pursuant to adjournment, and was called to order by the President.

On roll call the following Senators were present:

Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, **Frye**, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 39.

Absent: Wells. Total, 1.

Excused: Anglin, Holloway, Horner, West. Total, 4.

The Chair announced a quorum present.

Prayer by Rev. Harold B. Cook.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 67, 88 and 90 correctly engrossed, and Senate Bills Nos. 6 and **30** correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 6 and 30 and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Woods, on behalf of the Committee on Senate and Legislative Affairs, reported as follows:



To the President of the Senate and Members of the Ninth Legislature:

We, the Committee appointed to investigate the possibility of correcting the acoustical defects in the Senate Chamber of the Capitol of the State of Oklahoma, have made a thorough investigation, together with a like committee, duly appointed by the House for the investigation of the possibility of correcting the acoustical defects in the House, and beg leave to submit the following report:

We find that a number of similar rooms have been successfully corrected in this State and other places throughout the country, including the Federal court room in the post office building, Oklahoma City, and the Criminal Court of Appeals in this State Capitol building.

We have also conferred with Judge Doyle, who expressed his absolute satisfaction of the results accomplished in his court room, who stated that the court room had been absolutely unsuitable for use before this correction was made. We also find that this correction was made by the Johns-Manville Company, whose acoustical engineers have carefully studied the acoustical problem in both the House and Senate Chambers since the Capitol was built.

This Committee therefore concludes that the acoustical defects in the Senate Chamber can be satisfactorily corrected and recommends that a resolution be passed, authorizing the Senate to enter into a contract for this work immediately with some acoustical engineering firm of sufficient experience and financial responsibility to assure the correction being properly made.

WOODS, Chairman.

On motion of Senator Woods, the report was adopted and the Committee instructed to introduce the proper resolution on the subject as suggested in the report.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Engrossed House Bill No. 22, by Pullen, entitled, An Act authorizing the Board of County Commissioners of any county in the State of Oklahoma, to pay a bounty on chicken hawks, crows and chaparral, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Senate Judiciary Committee No. 1, to whom was referred Committee Amendment to Senate Bill No. 89, by Lillard, entitled, An Act relating to the salaries of county officers in all counties having a population of more than 112,000 inhabitants, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard moved that the rules be suspended and Senate Bill No. 89 be advanced to engrossment and third reading. Motion carried.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 6, by Holloway, Bobo, McPherrren and Mmminger of the Senate, and Johnson Stewart, Dyer, Kidd, Harper, Stovall and Thornley of the House, entitled, A Resolution relating to eradication of ticks in certain counties in this State, making it the duty of the State Board of Agriculture to supervise work, making an appropriation therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended, said amendment being as follows: By striking from Section 1 thereof the following, "Forty-Four Thousand Seven Hundred Eighty-Five Dollars (\$44,785.00)" and inserting in lieu thereof the following: "Thirty-Five Thousand Dollars (\$35,000.00)."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted, and the bill, as amended, was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 107, by Committee on Appropriations, entitled, An Act making general appropriations for the budget of the Legislative, Executive and Judicial Department of the State, and for the principal and interest on the public debt, for the fiscal years ending June 30, 1924, and June 30, 1925, by functions of each department in accordance with the budget classifications adopted by the Governor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended. Said amendments being as follows:



By striking from page 6 of said bill the following:

**DISABLED SOLDIERS AND**

**FAMILIES:** - ----- 75,000.00 75,000.00

Out of this appropriation of seventy-five thousand dollars for each year, shall be paid the following amounts:

**CONTRACTUAL SERVICES:**

Traveling (in and outside of State)----- 15,000.00 15,000.00

**PENSION AND RETIREMENT**

**SALARIES:**

Pensions (State aid to Dependent

Soldiers and Families) ..... 60,000.00 60,000.00

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill, as amended, ordered placed on the Calendar.

Senator Hughes, on behalf of the Committee on Revenue and Taxation, reported as follows:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 46, by Hudson and Luttrell, entitled, An Act amending Section 2 of Article 1, Chapter 107, Session Laws of the State of Oklahoma, 1915, relating to the method of assessment of property for taxation, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 69, by Jones and Hughey, entitled, An Act amending Sections 9665, 9666 and 9678, relating to the assessment of property and repealing Sections 9660, 9676, 9679, 9680, 9681, Compiled Statutes of Oklahoma, 1921, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted, and the bill ordered printed and placed on the Calendar.

Senator Ratliff, on behalf of Judiciary Committee No. 2, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 95, by Hill, entitled, An Act amending Section 354 of Article 9 of Chapter 3, Compiled Statutes of Oklahoma, 1921, relating to attachment and garnishment, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Engrossed House Bill No. 6, by Cunningham, Hutson and Anderson, entitled, An Act amending Chapter 138 of the Session Laws of Oklahoma, 1917, by fixing and providing for terms of the Superior Court of Creek County, Okla-

homa, to be held at Bristow, in said county, and providing for a clerk of said court and additional deputy county attorneys, and fixing the salaries of said clerk and deputy county attorneys, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Langley, on behalf of the Committee on Hospitals and Charities, reported as follows:

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 102, by Langley, entitled, An Act making an appropriation for the maintenance of the Soldiers' Relief Commission of the State of Oklahoma for the fiscal years ending June 30, 1924, and June 30, 1925, respectively, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill referred to the Committee on Appropriations.

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 19, by Langley, Nichols, Brown of Love, Mrs. Looney and Hill, entitled, An Act making appropriations for grading, landscaping and insurance purposes, relating to the Oklahoma Soldiers' Memorial Hospital, located at Muskogee, Oklahoma, and declaring an emergency, beg leave to report that we have had the same under consid-



eration and return herewith a committee bill as a substitute for said bill and do recommend that said substitute bill do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill referred to the Committee on Appropriations.

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 15, by Johnson, entitled, An Act providing for an emergency appropriation of \$100,000.00 for the aid of sick, wounded and disabled soldiers, sailors and marines, their destitute wives, widows and minor children, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended by the committee.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill was referred to the Committee on Appropriations.

A petition was presented by Senator Woods, signed by several persons, outlining certain legislation and requesting that it be taken up during this session of the Legislature.

Senator Woods introduced Senate Resolution No. 3, by the Committee on Senate and Legislative Affairs, which was read at length, as follows:

### SENATE RESOLUTION NO. 3.

By Committee on Senate and Legislative Affairs.

WHEREAS, we, your Committee, appointed and directed to investigate and report to the Senate body the result of our

investigations concerning the correction of the acoustical defects in the Senate chamber, do hereby certify and report that we have carefully and considerably investigated the acoustical defects and conditions, and have conferred with competent and experienced engineers who have submitted formal proposal for the correction of these acoustical defects; and, whereas, the Johns-Manville Company, by its engineers, do propose to correct said defects within a reasonable time for the sum of seven thousand four hundred twenty (\$7,420.00) dollars, which your said Committee considers to be a reasonable charge for such work and correction; and, we therefore recommend that the Senate accept this proposal at once and have the acoustical defects corrected at the earliest possible moment.

BE IT THEREFORE RESOLVED, by the Senate of the State of Oklahoma, that an emergency exists whereby it is necessary for the acoustical defects of the Senate chamber to be corrected at once for the best interest of the Senators, and in conducting the business of the State; and

BE IT FURTHER RESOLVED, that the bid of the Johns-Manville Company is a reasonable and equitable charge for the correction contemplated; and

BE IT FURTHER RESOLVED, that the Committee on Senate and Legislative Affairs be and they are hereby authorized and directed to accept and approve the said bid of the said Johns-Manville Company for the sum of seven thousand four hundred and twenty (\$7,420) dollars, and the said Johns-Manville Co. is hereby authorized and directed to immediately begin work to correct the acoustical defects of the Senate chamber, and on completion of the said work by the said Johns-Manville Company and the acceptance thereof by the said Committee, that said company file with the Secretary of the Senate their claim in the amount herein stipulated and agreed upon for the work so performed.

Senator Woods also presented specifications and proposal from the Johns-Manville Company for the performance of such work, which were read by the Clerk.

Senator Gulager moved that the rules be suspended and the resolution taken up for immediate consideration. Motion carried.

Senator Woods moved that the resolution be adopted.

Motion carried, and the Committee on Senate and Legislative Affairs was instructed to see that the work was expedited as much as possible.

Senator Bobo introduced Senate Resolution No. 4, which was read at length, as follows:

#### SENATE RESOLUTION NO. 4.

By Bobo, Menminger and Lewis.

WHEREAS, this body has learned of the death on May 4, 1922, of the Honorable Edwin T. Sorrells, while residing temporarily at Breckenridge, Texas, and,

WHEREAS, he was born on the border of the Indian Territory and spent practically all his life in the old Choctaw Nation in what is now Latimer and LeFlore Counties, and,

WHEREAS, he was a pioneer in the section where he lived, being foremost in all educational and moral uplift matters, and,

WHEREAS, he was a member of the Constitutional Convention and twice elected a member of the State Senate,

THEREFORE, BE IT RESOLVED, by the Senate of the State of Oklahoma, that in the death of the Hon. Edwin T. Sorrells, the State has lost a man sincere and unselfish in all his acts, having the common good of mankind and honesty of purpose as the characteristic traits of his life, and a pioneer



citizen devoted to its interests who left his impress on the laws of the State,

BE IT FURTHER RESOLVED, that we, the members of the Senate, heartily express our deep sorrow at his death and extend our sympathy to his bereaved family, and that this resolution be spread upon the Journal of the Senate and that a copy be furnished his wife.

Senator Bobo asked that unanimous consent be granted for considering the resolution at this time.

On motion of Senator Bobo, the resolution was adopted and referred to the enrolling and engrossing department for engrossment.

### FIRST READING

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

Senate Bill No. 126, by Glasser—An Act to regulate nominations and elections for all offices of judges of courts of record; providing for non-partisan nominations and elections for said offices, etc., and declaring an emergency.

Senate Bill No. 127, by Glasser—An Act relating to the platting for assessment and other purposes of tracts owned by two or more persons in severalty.

Senate Bill No. 128, by Durant—An Act amending Section 9719, Compiled Statutes of Oklahoma, 1921, providing for the time of payment of ad valorem taxes, and amending Section 9672, Compiled Statutes of Oklahoma, 1921, relating to the completion of tax rolls and for other purposes, and declaring an emergency.

Senate Bill No. 129, by Joseph C. Looney and Hughes—A Bill creating a public land fund from the proceeds of sale or other disposition of Sections 16, 36, 13, and all lands granted to the State of Oklahoma in lieu of said sections, and

lands designated as new college lands, etc., and declaring an emergency.

Senate Bill No. 130, by Cordell (by request)—An Act providing for fire safeguards on threshing machines and exempting operators of threshing machines who comply with the provisions of this act from liabilities by reason of fires originating from threshing machines.

Senate Bill No. 131, by Frye—An Act amending Section 502, Article 18 of the Compiled Oklahoma Statutes, 1921, Volume 2, relating to divorce and alimony, and declaring an emergency.

Senate Bill No. 132, by Senate Committee on Hospitals and Charities, and House Committee on Soldier Relief and Memorials—An Act creating the office of custodian of the American Legion Memorial Hall in the State Capitol; providing for his appointment and qualifications; describing his duties and fixing his compensation; making an appropriation therefor, and declaring an emergency.

Senate Bill No. 133, by Hughes—An Act providing for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State and other State schools having teacher-training courses, etc.

Senate Bill No. 134, by Hughes—An Act authorizing the county attorneys of all counties in the State of Oklahoma having a population of not less than 3,000 nor more than 8,000 population as shown by the Federal census of 1920 to engage in private practice of law, and declaring an emergency.

Senate Bill No. 135, by Luttrell—An Act to provide for the establishment and change of the grade, permanent improvement, repair and maintenance of any street, avenue, lane, alley or other public place in any city or incorporated town in the State of Oklahoma, and providing for the levy and

collection of special assessments and the issuing of bonds to pay for same, and declaring an emergency.

Senate Bill No. 136, by Johnson—An Act making appropriation for the care and medical treatment of drug addicts who are indigent and-unable to pay for such care and treatment, etc.

Senate Bill No. 137, by Durant (by request)—An Act discontinuing the Miami School of Mines, at Miami, Oklahoma, creating the Northeastern Oklahoma Junior College, under the control of the Board of Regents of the University of Oklahoma, defining the powers and duties of the Board of Regents of the University of Oklahoma, and of the State Board of Public Affairs in regard thereto, creating a revolving fund, and declaring an emergency.

Senate Bill No. 138, by Lillard—An Act allowing two additional judges for the Thirteenth Judicial District of the State of Oklahoma and providing for the appointment and election of such additional judges, and declaring an emergency.

Senate Joint Resolution No. 9, by Leedy, of the Senate—A Resolution providing for the submission of a proposition to amend Sections 32 and 34 of Article 5 of the Constitution of the State of Oklahoma, relating to special and local bills and the reading and passage of bills by applied roll calls.

Senate Joint Resolution No. 10, by Senate Committee on Hospitals and Charities, and House Committee on Soldier Relief and Memorials—Joint Resolution authorizing the use in perpetuity by the American Legion of the department of the State of Oklahoma of a memorial hall in the State Capitol building.

Senate Joint Resolution No. 11, by McPherrren of the Senate, and Disney of the House—A Joint Resolution providing for the building and operating a toll bridge across the South Canadian River between the Counties of McIntosh and Pittsburg.



Senator Gulager, with unanimous consent, reported as follows, on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 14, by Brydia, entitled, An Act relating to county courts in counties having a population of over 30,948 inhabitants and not exceeding 30,950 inhabitants, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred House Bill No. 112, by Wren and Case of the House, and Anglin of the Senate, entitled: An Act authorizing the court clerk and the county clerk of counties having a population of not less than 25,000 nor more than 25,100, to appoint deputies by and with the advice and consent of the Board of County Commissioners; and also to appoint an additional deputy or deputies upon investigation and recommendation of the county attorney of such counties and by and with the advice, consent, and approval of the Board of County Commissioners of such counties; fixing salaries thereof and repealing all laws and parts of laws in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

By unanimous consent the report was adopted and the bill ordered printed and placed on the Calendar.

A message from the Honorable House was received and read by the Clerk, as follows:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 50, by Thornley, entitled:

“An Act amending Section 6441 of the Compiled Oklahoma Statutes, Annotated, 1921.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

## SECOND READING.

The following bills were read for the second time and referred to the committees indicated:

Senate Bill No. 110, by Johnson, Woods, Horner, Lewis and McPherrren, to Judiciary Committee No. 1.

Senate Bill No. 111, by Johnson and Lewis, to Committee on Fees and Salaries.

Senate Bill No. 112, by Glasser, to Committee on Military Affairs.

Senate Bill No. 113, by Hudson of the Senate, and Simpson of the House, on motion of Senator Hudson advanced to engrossment and third reading.

Senate Bill No. 114, by Reed, West and Leedy, to Committee on Agriculture.

Senate Bill No. 115, by Lillard, to Committee on Public Buildings.

Senate Bill No. 116, by Gulager, to Judiciary Committee No. 2.

Senate Bill No. 117, by Gulager of the Senate, and Berry of the House, to Committee on State and County Affairs.

Senate Bill No. 118, by Woods, to Committee on Oil and Gas.

Senate Bill No. 119, by Woods, to Committee on Education.

Senate Bill No. 120, by Cordell of the Senate, and Windle, Lowry and Treadway of the House, to Committee on Education.

Senate Bill No. 121, by Durant (by request), to Committee on Education.

Senate Bill No. 122, by Hughey, Cordell and Lewis of the Senate, and Laskey and Clothier of the House, to Committee on Agriculture.

Senate Bill No. 123, by Glasser, to Judiciary Committee No. 1.

Senate Bill No. 124, by Durant, to Committee on Education.

Senate Bill No. 125, by Barker, to Committee on Agriculture.

Senate Joint Resolution No. 8, to Committee on Agriculture and Animal Industry.

House Bill No. 11, by Ferrell of the House, and Hudson of the Senate, to Committee on Military Affairs.

House Bill No. 93, by Thompson, to Committee on Appropriations.



House Joint Resolution No. 8, by Laskey, Anderson and Mitchell, to Committee on Constitution and Constitutional Amendments.

Senate Bill No. 49 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 34.

Nays: None.

Absent: Wells. Total, 1.

Excused: Anglin, Holloway, Horner, West. Total, 4.

Not Voting: Barker, Calvert, Johnson, Luttrell, Hughes. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 34.

Nays: None.

Absent: Wells. Total, 1.

Excused: Anglin, Holloway, Horner, West. Total, 4.

Not Voting: Barker, Calvert, Johnson, Luttrell, Hughes.  
Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 49, and ordered the same transmitted to the Honorable House.

Senate Bill No. 88 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 33.

Nays: Leedy. Total, 1.

Absent: Wells. Total, 1.

Excused: Anglin, Holloway, Horner, West. Total, 4.

Not Voting: Barker, Calvert, Hughes, Johnson, Luttrell.  
Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughey,

Johns, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 33.

Nays: Leedy. Total, 1.

Absent: Wells. Total, 1.

Excused: Anglin, Holloway, Horner, West Total, 4.

Not Voting: Barker, Calvert, Hughes, Johnson, Luttrell. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 88 and ordered same transmitted to the Honorable House.

Senator Woods moved that the Senate operate under the call of the house, and that the Sergeant-at-Arms be instructed to bring any Senators who may be about the corridors or committee rooms into the Senate chamber.

Motion carried, and the Sergeant-at-Arms performed his duty as ordered.

Senate Bill No. 90 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 33.

Nays: Leedy. Total, 1.

Absent: Wells. Total, 1.



Excused: Anglin, Holloway, Horner, West. Total, 4.

Not Voting: Barker, Calvert, Hughes, Johnson, Luttrell. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Hudson, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 33.

Nays: Leedy. Total, 1.

Absent: Wells. Total, 1.

Excused: Anglin, Holloway, Horner, West. Total, 4.

Not Voting: Barker, Calvert, Hughes, Johnson, Luttrell. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 90 and ordered same transmitted to the Honorable House for consideration.

Senator Hill, with unanimous consent, introduced Senate Concurrent Resolution No. 8, by Hill, Darnell and Cordell.

Senator Hill moved that the rules be suspended and the resolution taken up for immediate consideration. Motion carried.

The resolution was read at length by the Clerk, as follows:

SENATE CONCURRENT RESOLUTION NO. 8.

By Hill, Darnell and Cordell.

A Concurrent Resolution memorializing the Congress of the United States to grant aid to the Kansas City, Mexico & Orient Railroad.

BE IT RESOLVED by the Senate of the State of Oklahoma, the House of Representatives concurring:

THAT WHEREAS, the Legislature of the State of Texas has memorialized the Congress of the United States to aid the Kansas City, Mexico & Orient Railroad; and,

WHEREAS, the said railroad traverses the western part of the State of Oklahoma; and,

WHEREAS, the abandonment and discontinuance of said railroad would work an equal hardship on the State of Oklahoma; therefore, be it

RESOLVED, by the Senate and House of Representatives of the Ninth Legislature of the State of Oklahoma, that we join with the Legislature of the State of Texas in their memorial to the Congress of the United States, in asking for the relief set forth in their memorial, which is as follows:

S. C. R. No. 8.

By Bledsoe and Dudley.

SENATE CONCURRENT RESOLUTION.

Be It Resolved by the Senate of the State of Texas, the House of Representatives Concurring:

That the following memorial and petition to the Congress of the United States and prayer for relief from pending disaster and destruction of the Orient Railroad be adopted by

the Thirty-eighth Legislature of the State of Texas and presented to the Congress of the United States and to the Interstate Commerce Commission; that

WHEREAS, the Kansas City, Mexico & Orient Railroad, particularly that part of it built through Texas, is built through a pioneer section of the State susceptible of great development possibilities if given transportation facilities that must come through the proper maintenance and operation of said road, which aid and assistance can only come through the united action of our Federal Congress and the Interstate Commerce Commission, permitting said road and the physical properties thereof to be taken over and operated under such conditions as will permit said road to continue as a factor for good in the development of that section of the State through which it has been constructed; and,

WHEREAS, the necessity for such transportation facilities in the proper development of the pioneer section of our country has heretofore been recognized and encouraged both by Federal and State land grants; and,

WHEREAS, said land grants can no longer be extended to any road because of the exhaustion of the public lands by such railroad grants; and,

WHEREAS, a great injustice can be done to a patriotic citizenship by permitting the abandonment of said railroad and the discontinuance of its operation; therefore, be it

RESOLVED, that the plan heretofore submitted to the Interstate Commerce Commission of the United States by the Honorable Lynch Davidson, Lieutenant Governor of the State of Texas, and embodied in this resolution as follows:

Immunity from, and relaxation of both Federal and State transportation laws, are solvents to save the Orient Railroad from abandonment, the scrap pile and wreckage.

That purpose is to be accomplished by Federal and State legislation. An act, to be enacted by the Federal Govern-



ment, exempting any railroad owned, or of which a substantial part is owned, by a sovereign State or by the Nation, from all transportation acts and laws, other than the ordinary civil laws of the State and Nation.

The classification of the Federal acts to provide that the title, or some substantial part of the title, of a road or roads enjoying such immunity shall be vested in a sovereign State or an agency created by a sovereign State.

To further provide that any debt or obligation owing to the Federal Government by any road or roads so situated, whose rehabilitation and operation has been assumed by a State, shall be subordinated to all claims and moneys expended by said State in the rehabilitation or operation of such railroad.

The measure to further provide that any net profits not essential to improvements, developments and betterments shall apply fifty per cent to the payment of any sums due the State and fifty per cent to repayment of any sum advanced by the Federal Government.

To further provide that such immunity, in the event of sale, transfer or lease of a road to individuals or corporations, etc., shall continue for a period of ten or fifteen years following such transfer, lease or conveyance, provided the State shall retain its control of said road, and reserve the right to direct its affairs.

The Federal act to require the State or States to furnish the necessary capital for rehabilitation and operation of the road to which it has taken title, and such requirements to constitute a substantial guarantee of continuity of operation of such road or roads by the State or those holding under it.

Repayment of all moneys due the State or Nation by a railroad under this classification, shall be a condition of its relinquishment by the State.

The Federal act to be effective only upon the enactment of corresponding legislation by a State or States.

be submitted to the Congress of the United States with the request that suitable legislation be enacted carrying said plan into effect and directing the Interstate Commerce Commission of the United States to make all suitable and necessary rules and regulations for the maintenance, operation, conduct, control and management of said road in accordance with the terms of said plan.

BE IT FURTHER RESOLVED, that copies of this resolution be presented to the Oklahoma Legislature, now in session, and to the Kansas Legislature, now in session.

BE IT FURTHER RESOLVED, that a copy of this Concurrent Resolution be submitted to the Congress of the United States, and copies presented to the Texas and Kansas Legislatures, now in session.

Senator Hill moved that the resolution be adopted as read.

Motion carried, and the resolution was referred to the enrolling and engrossing department for engrossment.

Senate Bill No. 67 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Brown of Love, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobic, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherran, Memminger, Ratliff, Reed, Woods. Total, 30.

Nays: Bobo, Brown of Blaine, Cornett, Glasser, Luttrell, Monk. Total, 6.

Absent: Wells. Total, 1.

Excused: Anglin, Holloway, Horner, West. Total, 4.

Not voting: Calvert, Langley, Nichols. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Brown of Love, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobic, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrren, Memminger, Ratliff, Reed, Woods. Total, 30.

Nays: Bobo, Brown of Blaine, Cornett, Glasser, Luttrell, Monk. Total, 6.

Absent: Wells. Total, 1.

Excused: Anglin, Holloway, Horner, West. Total, 4.

Not voting: Calvert, Langley, Nichols. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 67 and ordered same transmitted to the Honorable House for consideration.

On motion of Senator Bobo, the call of the house was raised.

A message from the Honorable House was received and read as follows:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body:



Engrossed House Bill No. 72, by Watkins of the House, and Cline of the Senate, entitled:

“An Act amending Section 10368, Bunn Compiled Oklahoma Statutes, 1921; An Act providing for an oath or affirmation of allegiance to be taken by all teachers in the public, private, parochial or denominational schools by re-enacting said section with certain exceptions added thereto.”

Engrossed House Bill No. 68, by Elam and Smith, entitled:

“An Act fixing the salaries of county officials in counties having a population of not less than 36,536 and not over 36,600, and with an assessed valuation of not less than \$44,428,920.00 as shown by the assessment rolls of the year 1922, and basing the salaries on such population and assessed valuation.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

#### HOUSE BILLS ON FIRST READING.

House Bill No. 50, by Thornley—An Act amending Section 6441 of the Compiled Oklahoma Statutes, Annotated, 1921.

House Bill No. 72, by Watkins of the House, and Cline of the Senate—An Act amending Section 1368, Bunn Compiled Oklahoma Statutes, 1921: An Act providing for an oath or affirmation of allegiance to be taken by all teachers in the public, private, parochial of denominational schools by re-enacting said section with certain exceptions added thereto.

House Bill No. 68, by Elam and Smith—An Act fixing the

salaries of county officials in counties having a population of not less than 36,536 and not over 36,600, and with an assessed valuation of not less than \$44,428,920.00, as shown by the assessment rolls of the year 1922, and basing the salaries on such population and assessed valuation.

Senate Bill No. 68 was taken up for consideration and Section 1 was read at length.

Senator Fequay offered the following amendment, which was tabled on motion of Senator Lillard:

Mr. President: I move to amend Senate Bill No. 68 by striking the enacting clause.

FEQUAY.

Senator Woods offered the following amendment, which was tabled on motion of Senator McPherrren:

Mr. President: I move to amend Senate Bill No. 68, line 2, page 1, by striking the words "or now pending and not finally determined."

WOODS.

On motion of Senator Luttrell, Section 1, as amended, was adopted.

Section 2 was read by the Clerk, and on motion of Senator Luttrell was adopted as read.

On motion of Senator Luttrell, Senate Bill No. 68 was advanced to engrossment and third reading.

Senate Bill No. 70 was taken up for consideration and read at length.

Senator Woods offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 70, line 9, page 2, by changing the figures "1926" in line 9 to "1924" and by striking in line 7, page 3, the word "same" and by

inserting in lieu of line 8, page 3, after the word "election" and before the word "and" the words "to be held in August, 1924" and by striking lines 1 to 10 inclusive on page 4; and in line 15, page 3, after the word "following" and before the word "the" the words "their nomination" be included.

WOODS and LUTTRELL.

Senator Woods offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 70, by striking all of Section 4 and inserting in lieu thereof the following: "Section 4. All laws or parts of laws in conflict herewith are, insofar as they affect this Act, hereby repealed."

WOODS.

Senator Feuquay moved that the bill be re-committed to the Senate Committee on Legislative and Judicial Apportionments, with instructions to conduct hearings on conditions in this State and report same to the Senate.

On motion of Senator Lewis, the Feuquay motion was tabled.

On motion of Senator Luttrell, Section 1 was adopted as read.

On motion of Senator Luttrell, Section 2 was adopted as amended.

On motion of Senator Luttrell, Section 3 was adopted as amended.

On motion of Senator Luttrell, Section 4 was adopted as amended.

Section 5, being the emergency section, was adopted by unanimous consent.

Senator Luttrell moved that Senate Bill No. 70 be advanced to engrossment and third reading. Motion carried.



With unanimous consent, Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 103, by Anglin, entitled, A Bill to be entitled, An Act creating the office of budget officer and assistant thereto, and fixing their salaries, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 40, by Cunningham, Anderson and Hutson, entitled, An Act providing for three additional deputy sheriffs for Creek County, Oklahoma, fixing their salaries and increasing the salaries of the deputy sheriffs now provided for by law, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the bill **was** ordered placed on the Calendar without printing.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 37, by Hutson, Anderson and Cunningham, entitled, An Act authorizing the

County Clerk, the County Treasurer, the Court Clerk and the County Assessor to appoint deputies in every county in the State of Oklahoma having a population of not less than sixty-two thousand and not more than sixty-five thousand, according to the last preceding Federal census, or any census ordered or authorized by the Board of County Commissioners of any county, fixing the salary thereof, repealing all other acts in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the bill was ordered placed on the Calendar without printing.

On motion of Senator Jones, House Bill No. 37 was advanced to engrossment and third reading.

A message from the Honorable House was received and read as follows:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith:

Enrolled Senate Bill No. 6, by Cordell, entitled:

“An Act validating contracts heretofore entered into by boards of education in cities of first class in counties having a population of not less than 22,432 and not more than 22,500, according to the next preceding Federal decennial census, and declaring an emergency.”

Enrolled Senate Bill No. 30, by Monk of the Senate, and Taylor of the House, entitled:

“An Act designating and fixing the salaries of certain deputies and assistant county assessors in the State of Okla-

homa in counties having a population of more than 52,000 and less than 53,000, according to the last preceding decennial Federal census, and providing for expenses of certain county assessors and deputy assessors when away from the county seat on business connected with their office, and declaring an emergency."

And to advise you, and through you, the Honorable Senate that the same have been read for the fourth time and signed by the Speaker of the House of Representatives in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

The President ordered Enrolled Senate Bills Nos. 6 and 30 transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith:

Engrossed Senate Bill No. 3, by Cordell, entitled:

"An Act making the selling, giving away, or otherwise furnishing any liquor, preparation or compound for beverage purposes which results in death, murder, and declaring an emergency."

And to advise you, and through you, the Honorable Senate, that the same has been read for the third time and signed by the Speaker of the House of Representatives in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 3 was referred to the enrolling and engrossing department for enrollment.



Senator Ratliff, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 2:

Mr. President:

We, your Judiciary Committee No. 2, to whom was referred Senate Bill No. 99, by Hill, entitled, An Act amending Section 2762, Revised Laws of Oklahoma, 1910, being Section 2229, Compiled Oklahoma Statutes, 1921, and Section 2787, Revised Laws of Oklahoma, 1910, being Section 2256, Compiled Oklahoma Statutes, 1921, relating to injuring or interfering with telephone lines, etc., and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Nichols was called to the Chair.

Senate Bill No. 40 was taken up for consideration.

Section 1 was read by the Clerk.

Senator Glasser offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, the enacting clause, by substituting the words "the people" for the words "the General Assembly," and striking the words "As follows."

GLASSER.

Senator Cline offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, lines 6 and 7, page 2, by striking, after the word "maker" the words "and the maker."

CLINE.

Senator Glasser offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, line 1, page 1, by inserting, after the word "or" and before the word "dealer" the word "retail."

GLASSER.

Senator Jones offered the following amendment, which was lost.

Mr. President: I move to amend Senate Bill No. 40, line 3, page 1, after the word "firearm" and before the word "of" by including the word "knuckledusters."

JONES.

Senator Lillard moved the adoption of Section 1 as amended. Motion carried.

Section 2 was read at length.

Senator Leedy offered the following amendment, which was tabled on motion of Senator Reed.

Mr. President: I move to amend Senate Bill No. 40, line 18, page 2, by striking, after the word "wholesale" and before the word "or" the words "thereof, to or from a whole-sale."

LEEDY.

Senator Glasser offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, line 6, page 4, by adding, after the figures "\$1.50" the following, "to be paid by said Clerk into the County Treasury as provided by law."

GLASSER.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, line 5, page 4, after the word "clerk", by inserting the words "and said permit shall contain an accurate description of the holder."

FEUQUAY.

On motion of Senator Lillard Section 2 was adopted as amended.

Section 3 was read and on motion of Senator Lillard, adopted.

Section 4 was read and on motion of Senator Lillard, adopted.

Section 5 was read by the Clerk.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, line 3, page 6, by changing the word "his" to "its," and placing a comma after the word "firm."

FEUQUAY.

Senator Hughes offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, lines 10 and 11, page 6, as follows: By striking after the word "imprisonment" the words "in the county jail," and inserting, after the word "both" and before the word "fine", the word "such."

HUGHES.

On motion of Senator Lillard, Section 5 was adopted as amended.

Section 6 was read by the Clerk.

Senator Hughes offered the following amendment, which was adopted:



Mr. President: I move to amend Senate Bill No. 40, line 18, page 6, by adding after the word "imprisonment" the words "in the county jail."

HUGHES.

The President presiding.

Senator Durant offered the following amendment, which was tabled on motion of Senator Glasser:

Mr. President: I move to amend Senate Bill No. 40, line 16, page 6, by adding after the word "thereof" and before the word "shall", the words "unless pardoned or paroled by the Governor."

DURANT.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, line 3, page 7, by adding after the figures "\$500.00)" the words "and for each subsequent offense by imprisonment in the penitentiary for not less than one year nor more than five years."

FEUQUAY.

On motion of Senator Lillard, Section 6 was adopted as amended.

Section 7 was read at length.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, line 9, page 7, by changing the word "presumptive" to "*prima facie*."

FEUQUAY.

On motion of Senator Glasser, Section 7 was adopted as amended.

Section 8 was read by the Clerk.

Senator Glasser offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 40, lines 1 to 5 inclusive, by striking after the word "Act" in line 1, all of lines 1, 2, 3, 4 and 5.

GLASSER.

On motion of Senator Glasser, Section 8 was adopted as amended.

Section 9 was read and on motion of Senator Lillard, was adopted:

On motion of Senator Lillard, Senate Bill No. 40 was advanced to engrossment and third reading.

House Bill No. 6 was taken up for consideration and read by the Clerk.

Senator Jones offered the following amendment which was adopted:

Mr. President: I move to amend House Bill No. 6 as follows: By substituting for Section 2 of the bill the following:

"Section 2. Section 4 of Chapter 138 of the Session Laws of Oklahoma, 1917, be and the same is hereby amended to read as follows, to-wit:

"Section 4. There shall be held in each calendar year at least eight terms of said court in said county, two (2) terms of said court shall be held at Sapulpa, beginning on the first Monday in March and November, in each year, three (3) terms of said court shall be held at Drumright, beginning on the first Monday in February, June and October in each year, and three (3) terms of said court shall be held at Bristow, beginning on the first Monday in January, May and September, of each year. The judge of said court shall have

power and authority by order entered of record to fix additional terms of said court at either of said places. Provided, upon petition signed by two-thirds of the members of the Bar of either of said cities respectively, and filed with the Court Clerk, it shall be the duty of said Superior Court Judge, when not elsewhere engaged in holding court, to hold a special term in the city where said petition originates."

JONES.

On motion of Senator Jones, House Bill No. 6 as amended, was advanced to engrossment and third reading.

On motion of Senator Lillard, House Bill No. 2 was advanced to engrossment and third reading.

The President appointed Senator Gulager as President Pro Tempore for the next legislative day, during the absence of the President Pro Tempore.

On motion of Senator Feuquay, the Senate adjourned until 11:00 o'clock a. m. Thursday.



## TWENTY-FIRST LEGISLATIVE DAY.

Thursday, January 25, 1923.

### MORNING SESSION.

The Senate convened at 11:00 o'clock a. m. pursuant to adjournment and was called to order by the Acting President Pro Tempore.

On roll call the following Senators were present:

Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 41.

Excused: Anglin, Holloway, West. Total, 3.

The Chair announced a quorum present.

Prayer by Senator Looney of Harmon.

On motion of Senator Hudson the Senate stood recessed until 1:30 o'clock p. m.

### AFTERNOON SESSION.

The Senate was called to order at 1:30 o'clock p. m. by the President.

Senator Monk, on behalf of the Committee on Penal Institutions, reported as follows:

Mr. President:

We, your Committee on Penal Institutions, to whom was referred Senate Bill No. 22, by Woods and Hughes, entitled, An Act creating a Board of Pardons and Paroles, prescribing its duty, providing for the conduct and the expenses thereof, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass, for the reasons that, in the opinion of the Committee the same is unconstitutional. See *ex Parte Horine*, 148 Pac. 824.

MONK, Chairman.

On motion of Senator Monk, the report was adopted.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 8, and Senate Resolutions Nos. 3 and 4, correctly engrossed.

The President signed the engrossed copy of Senate Concurrent Resolution No. 8, and ordered same transmitted to the Honorable House for consideration.

The President signed the engrossed copies of Senate Resolutions Nos. 3 and 4 and ordered same returned to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 68, 86, 89, 113, 40 and 70, and House Bill No. 6, correctly engrossed.

Senator Hughey, on behalf of the Committee on Fish and Game, reported as follows:

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 93, by Gulager, Holloway and Bobo of the Senate, and Gulager, Sanders, Comfort, Berry and

Watson (Sequoyah), of the House, entitled, An Act establishing two propagating farms and fish hatcheries, providing for a commission to locate the same, and making an appropriation therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the report was adopted and the bill ordered-referred to the Committee on Appropriations.

### FIRST READING.

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

Senate Bill No. 139, by Hill of the Senate and Salter of the House—An Act relating to judicial districts and re-apportionment thereof, and creating District No. 31, and declaring an emergency.

Senate Bill No. 140, by Cline of the Senate, and Franks, Bell and Watkins of the House—An Act amending Section 2139 of the Compiled Statutes of Oklahoma, 1921, relating to the crime of embezzlement.

Senate Bill No. 141, by Senate and House Committee on Military Affairs—A Bill entitled, An Act to maintain the efficiency of the National Guard and enabling the organization of additional units as required by the National Defense Act, by providing additional help in the Adjutant General's department, additional armory rent, and for more regular and systematic inspection of the personnel and equipment of the Guard, as required by Federal regulations, and making an appropriation to cover cost of same from February 1st to July 1st, 1925.

Senate Bill No. 142, by Cline of the Senate, and Franks, Bell and Watkins of the House—An Act repealing Sections



3514 and 3524 of the Compiled Statutes of Oklahoma, 1921, and inserting a new section for 3514 numbered 3514.

Senate Bill No. 143, by Darnell and Land of the Senate, and Bremer of the House—An Act authorizing and making appropriation to complete and equip the tuberculosis sanatorium near Clinton, Oklahoma, and declaring an emergency.

Senate Bill No. 144, by Reed—An Act authorizing the cancellation of back taxes and lien thereby created on real estate owned by municipalities.

Senate Bill No. 145, by Cordell—A Bill entitled, An Act creating the department of rural school supervision in the office of the State Superintendent of Public Instruction, providing for the appointment of three rural school supervisors prescribing their duties and salaries and making an appropriation for same.

Senate Joint Resolution No. 12, by Hughey—A Resolution providing for the appointment of a committee of three of the Senate and three of the House, appointed by presiding officer, to report the necessary action to be taken at this time. This relates to schools and school finance.

Senate Joint Resolution No. 13, by Golobie—A Resolution for the annual display of the American Flag on Mother's Day, the second Sunday in May.

## SECOND READING.

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

Senate Bill No. 126, by Glasser, to Judiciary Committee No. 2.

Senate Bill No. 127, by Glasser, to Committee on Revenue and Taxation.

Senate Bill No. 128, by Durant, to Committee on Revenue and Taxation.

Senate Bill No. 129, by Joseph C. Looney and Hughes, to Committee on School Lands.

Senate Bill No. 130, by Cordell (by request), to Committee on Agriculture.

Senate Bill No. 131, by Frye, to Judiciary Committee No. 1.

Senate Bill No. 132, by Senate Committee on Hospitals and Charities, and House Committee on Soldier Relief and Memorials, ordered printed and placed on the Calendar without reference to Committee.

Senate Bill No. 133, by Hughes, to Committee on Education.

Senate Bill No. 134, by Hughes, advanced to engrossment and third reading.

Senate Bill No. 135, by Luttrell, to Committee on Municipal Corporations.

Senate Bill No. 136, by Johnson, to Committee on Hospitals and Charities.

Senate Bill No. 137, by Durant (by request), to Committee on Education.

Senate Bill No. 138, by Lillard, to Committee on Legislative and Judicial Apportionments.

Senate Joint Resolution No. 10, by Senate Committee on Hospitals and Charities, and House Committee on Soldier Relief and Memorials, ordered printed and placed on the Calendar without reference to Committee.

Senate Joint Resolution No. 11, by McPherrren of the Senate, and Disney of the House, to Committee on Roads and Highways.

House Bill No. 50, by Thornley, to Committee on Education.

House Bill No. 68, by Elam and Smith, to Committee on Fees and Salaries.

House Bill No. 72, by Watkins of the House, and Cline of the Senate, to Committee on Education.

House Bill No. 2 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 37.

Excused: Anglin, Holloway, West. Total, 3.

Not voting: Brown of Blaine, Durant, Langley, Nichols. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 37.

Excused: Anglin, Holloway, West. Total, 3.

Not voting: Brown of Blaine, Durant, Langley, Nichols. Total, 4.



The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 2 and ordered same returned to the Honorable House.

House Bill No. 6 was read for the third time at length.

On motion of Senator McPherrren, the bill was allowed to remain on the Calendar under the head of third reading, and was re-committed to Judiciary Committee No. 1 for correction of reference to the Statutes.

House Bill No. 37 was read for the third time at length.

On motion of Senator McPherrren, the bill was allowed to remain on the Calendar under the head of third reading, and was re-committed to the Committee on State and County Affairs for correction of the title in its reference to the census.

Senator Carlock moved that Senate Bill No. 107 be taken up and made special order of business until completed. Motion carried.

Senator Nichols asked the consent of the Chairman of the Appropriations Committee to have Senate Bill No. 86 read for final passage.

Senate Bill No. 86 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Anglin, Holloway, West. Total, 3.

Not voting: Brown of Blaine, Durant, Langley, Nichols.  
Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Anglin, Holloway, West. Total, 3.

Not voting: Brown of Blaine, Durant, Langley, Nichols.  
Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 86 and ordered same transmitted to the Honorable House for the consideration thereof.

Senator Luttrell asked consent of the Chairman of the Committee on Appropriations to have Senate Bill No. 70 read for final passage.

Senate Bill No. 70 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cordell, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey,

Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 32.

Nays: Cline, Cornett, Glasser, Horner, Leedy. Total, 5.

Excused: Anglin, Holloway, West. Total, 3.

Not voting: Brown of Blaine, Durant, Langley, Nichols. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cordell, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 32.

Nays: Cline, Cornett, Glasser, Horner, Leedy. Total, 5.

Excused: Anglin, Holloway, West. Total, 3.

Not voting: Brown of Blaine, Durant, Langley, Nichols. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 70, and ordered the same transmitted to the Honorable House for the consideration thereof.

Senator Feuquay moved that Senate Bill No. 107 be re-committed to the Committee on Appropriations with instruc-



tions to bring it back on the floor of the Senate with an increase of not more than one million dollars over the appropriation for the last bi-ennium.

Senator McPherren made a point of order that such instructions were too indefinite and uncertain to receive the consideration of the Senate.

The Chair ruled the point of order not well taken, but held that a motion to re-commit is not debatable.

On motion of Senator Gulager the Feuquay motion was tabled.

Senator McPherren was called to the Chair.

Senator Carlock moved that the items appropriated under each department be read, and then considered, item by item. Motion carried.

The Clerk read the items of the appropriation under the head of "Executive Department."

On motion of Senator Lillard the items of the appropriation for the Executive Department were adopted as read.

The Clerk read the items of the appropriation under the head of the "State Board of Equalization."

On motion of Senator Carlock the items of the appropriation for the State Board of Equalization were adopted as read.

The Clerk read the items of the appropriation under the head of "Supreme Court."

On motion of Senator Hudson the items of the appropriation for the Supreme Court were adopted as read.

The Clerk read the items of the appropriation under the head of "Criminal Court of Appeals."

On motion of Senator Carlock the items of the appropriation for the Criminal Court of Appeals were adopted as read.

The Clerk read the items of the appropriation under the head of "Clerk of the Supreme Court."

On motion of Senator Carlock, the items of the appropriation for the department of Clerk of the Supreme Court were adopted as read.

The Clerk read the items of the appropriation under the head of "State Reporter."

On motion of Senator Carlock the items of the appropriation for the department of State Reporter were adopted as read.

The Clerk read the items of the appropriation under the head of "State Library."

On motion of Senator Carlock, the items of the appropriation for the State Library were adopted as read.

The Clerk read the items of the appropriation under the head of "Lieutenant Governor."

On motion of Senator Carlock the items of the appropriation for the department of the Lieutenant Governor were adopted as read.

The Clerk read the items of the appropriation under the head of "Secretary of State."

On motion of Senator Carlock the items of the appropriation for the department of the Secretary of State were adopted as read.

The Clerk read the items of the appropriation under the head of "State Auditor."

On motion of Senator Carlock the items of the appropriation for the department of the State Auditor were adopted as read.

The Clerk read the items of the appropriation under the head of "Attorney General."

Senator Glasser offered the following amendment, which was tabled, on motion of Senator Hudson:

Mr. President: I move to amend Senate Bill No. 107, lines 17 and 18, page 31, by striking the items on lines 17 and 18 of page 31.

GLASSER.

On motion of Senator Carlock the items of the appropriation for the department of the Attorney General were adopted as read.

The Clerk read the items of the appropriation under the head of "State Treasurer," which were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "Commissioner of the Land Office," which were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "State Board of Affairs," which were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "State Industrial Commission," which were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "State Examiner and Inspector," which were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "Department of Labor," which were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "Department of Charities and Corrections," which were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "Insurance Commissioner."



Senator Looney of Pontotoc offered the following amendment.

Mr. President: I move to amend Senate Bill No. 107, lines 1 and 2, page 66, by striking lines 1 and 2 of page 66.

J. C. LOONEY.

Senator Hudson moved to table the Looney amendment, which was lost.

Upon further discussion and after hearing statements of various members of the Appropriations Committee concerning the items contained in lines 1 and 2 of page 66, Senator Looney withdrew his amendment.

The items of the appropriation for the department of the Insurance Commissioner were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "State Insurance Board," which were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "Banking Department."

Senator Lillard offered the following amendment:

Mr. President: I move to amend Senate Bill No. 107, lines 16 and 17, page 68, by striking after the word "men" and before the word "at" the figures "10" and inserting the figures "20"; and by striking the figures "\$20,000.00—\$20,000.00" and inserting the figures "\$48,000.00—\$48,000.00."

LILLARD.

Senator Feuquay made a point of order that the amendment seeks to create ten additional Bank Examiners and to raise the salaries, and that the Constitution provides that this cannot be done in an appropriation bill.

The Chair held the point of order well taken.

Senator Glasser offered the following amendment:

Mr. President: I move to amend Senate Bill No. 107, lines 17 and 18, page 68, by striking the words "10 at \$2,000.00 each."

GLASSER.

Senator Langley made a point of order that the 1919 Session Laws fixed the salaries of the ten examiners.

The Chair held the point of order not good against the Glasser amendment for the reason that it is not necessary for the appropriations bill to state the number of persons for whom an appropriation is made.

On motion of Senator Feuquay the Glasser amendment was tabled.

The items of the appropriation for the State Banking Department were adopted by unanimous consent.

The Clerk read the items of the appropriation under the head of "Corporation Commission."

Senator Glasser offered the following amendment, which was tabled on motion of Senator Brown of Love.

Mr. President: I move to amend Senate Bill No. 107, line 5, page 78, by striking "\$10,000.00" and in lieu thereof substituting "\$5,000.00."

GLASSER.

Senator Gulager moved that the items under this head be passed for the time being. Motion lost.

Senator Langley offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 1, page 71, by striking the figures "\$1,800.00 in each year" and inserting "\$1,200.00 for each year."

LANGLEY.

Senator Looney of Pontotoc offered the following amendment, which was tabled on motion of Senator Reed.

Mr. President: I move to amend Senate Bill No. 107, lines 14, 15, 16, 17 and 18 on page 77, and lines 1 and 2 on page 78 by striking said lines, and inserting in lieu thereof the following: "Wages (extra help) \$33,600.00 for each year."

J. C. LOONEY.

Senator Nichols offered the following amendment, which was tabled on motion of Senator Brown of Love:

Mr. President: I move to amend Senate Bill No. 107, lines 13 to 18 on page 77 and lines 1 and 2 on page 78 by striking all the lines above mentioned.

NICHOLS.

On motion of Senator Feuquay the items of the appropriation for the Corporation Commission were adopted as amended.

Senator Looney of Pontotoc moved that the Senate instruct the Committee on Oil and Gas to prepare a bill creating the positions for which appropriations were made in this section. Motion carried.

Senator Lillard moved to adjourn under the rules until Monday. A roll call was requested, and resulted as follows:

Ayes: Barker, Bobo, Durant, Glasser, Harvey, Hill, Hughey, Lillard, Looney of Harmon, Reed. Total, 10.

Nays: Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Golobie, Gulager, Horner,



Hudson, Hughes, Johns, Jones, Land, Langley, Leedy, Lewis, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Wells, Woods. Total, 28.

Excused: Anglin, Holloway, West. Total, 3.

Not voting: Calvert, Frye, Johnson. Total, 3.

The motion was declared lost.

The Clerk read the items of the appropriation under the head of "Market Commission."

Senator Nichols moved that when the Senate do adjourn, it adjourn until 10:00 o'clock a. m. Friday. Motion carried.

Senator Lillard moved to amend Senate Bill No. 107, line 13, page 78, by striking after the word "administration," the figures "\$30,220.00" and inserting in lieu thereof the figures "\$20,000.00 for each year."

LILLARD.

Senator Reed moved to table the amendment.

Senator Lillard made the point of order that he had the floor when Senator Reed arose, also that Senator Reed made a speech and followed it by his motion.

The Chair ruled that Senator Lillard had the floor.

On motion of Senator Lewis, the Lillard amendment was tabled.

Senator Langley offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, lines 7 and 8, of page 79, by striking all of line 7 and the words "for three months" on line 8, and inserting in lieu thereof, the words "Wages (extra help)".

LANGLEY.

The items of the appropriation for the Market Commission were adopted as amended by unanimous consent.

The President presiding.

A message from the Honorable House was received and read as follows:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith,

Engrossed House Bill No. 31, by Robertson, Singletary, O'Brien, Burleson and Street, entitled:

"An Act making an appropriation to pay the cities and towns named herein the amount of money collected by the State Insurance Commissioner from the foreign fire insurance companies doing business in the State of Oklahoma, which money has been turned into the State Treasury as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1919, amended under Chapter 35, Senate Bill No. 204, Session Laws of Oklahoma, 1921, setting aside the annual tax of two per cent on all net premiums collected from foreign fire insurance companies doing business in the State of Oklahoma, and declaring an emergency."

And Engrossed House Bill No. 32, by Robertson, Burleson, O'Brien, Street and Singletary, entitled:

"An Act making an appropriation to pay the cities and towns named the remainder of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury, as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that these two bills have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

## HOUSE BILLS ON FIRST READING.

House Bill No. 31, by Robertson, Singletary, O'Brien, Burleson and Street—An Act making an appropriation to pay the cities and towns named herein by the State Insurance Commissioner from the foreign fire insurance companies, doing business in the State of Oklahoma which money has been turned into the State Treasury as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, amended under Chapter 35, Senate Bill 204, Session Laws of Oklahoma, 1921, setting aside the annual tax of two per cent on all net premiums collected from foreign fire insurance companies doing business in the State of Oklahoma, and declaring an emergency.

House Bill No. 32, by W. W. Robertson, Street, O'Brien and Singletary—An Act making an appropriation to pay the cities and towns named the remainder of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, and declaring an emergency.

Senator Cordell, with unanimous consent, reported as follows on behalf of the Committee on Agriculture:

Mr. President:

We, your Committee on Agriculture and Animal Industry, to whom was referred Senate Bill No. 24, by Memminger, entitled, An Act for the encouragement of raising sheep and their protection in the State of Oklahoma, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended by the Committee.

CORDELL, Chairman.

On motion of Senator Cordell the report was adopted and the bill ordered printed and placed on the Calendar.



Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred House Bill No. 37, by Hutson, Anderson and Cunningham, entitled, An Act authorizing the county clerk, the county treasurer, the court clerk and the county assessor to appoint deputies in every county in the State of Oklahoma having a population of not less than sixty-two thousand and not more than sixty-five thousand, according to the last preceding Federal census, or any census ordered or authorized by the board of county commissioners of any county; fixing the salary thereof, repealing all other Acts or parts of Acts in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and return the same herewith with the recommendation that it do pass, as amended.

GULAGER, Chairman.

On motion of Senator Gulager, the bill was placed on third reading and final passage.

House Bill No. 37, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 37.

Nays: None.

Excused: Anglin, Holloway, West. Total, 3.

Not Voting: Brown of Blaine, Durant, Langley, Nichols. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 37.

Nays: None.

Excused: Anglin, Holloway, West. Total, 3.

Not Voting: Brown of Blaine, Durant, Langley, Nichols. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and House Bill No. 37 was referred to the enrolling and engrossing department for engrossment of the amendments.

Senator Lewis was excused from the next day's session.

An invitation from Amity Lodge No. 473, A. F. & A. M. to Masonic brethren of the Senate to visit its meetings was read by the Clerk.

On motion of Senator Nichols, the Senate adjourned until 10:00 o'clock a. m., Friday.

TWENTY-SECOND LEGISLATIVE DAY.

Friday, January 26, 1923.

The Senate convened at 10:00 o'clock a. m. pursuant to adjournment and was called to order by the President.

On roll call the following Senators were present:

Barber, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Absent: Anglin, Frye. Total, 2.

Excused: Feuquay, Holloway, Lewis, West. Total, 4.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Brown of Love County reported on behalf of the Committee on Engrossed and Enrolled Bills, Senate Bill No. 3 correctly enrolled.

The President signed Enrolled Senate Bill No. 3 and ordered same transmitted to the Honorable House for signature of the Speaker.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 134 correctly engrossed.



Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 37 correctly engrossed.

The President signed House Bill No. 37, as amended, and ordered same returned to the Honorable House.

Senator Golobie, on behalf of the Committee on Public Buildings, reported as follows:

Mr. President:

We, your Committee on Public Buildings, to whom was referred Senate Bill No. 12, by Harvey, entitled, An Act to prevent architects and civil engineers in the service of the state, city, township or school district from over-estimating the construction cost of public improvements, providing a penalty therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GOLOBIE, Chairman.

On motion of Senator Golobie, the report was adopted and the bill ordered printed and placed on the Calendar.

#### FIRST READING.

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

Senate Bill No. 146, by Woods—An Act providing for deputy court clerks in counties having a population of not less than 32,442 and not more than 32,447, fixing their salaries and declaring an emergency.

Senate Bill No. 147, by Senate Committee on Public Health, a bill to be entitled—An Act giving a list of officers and employees authorized in the State Health Department, dividing the State into approximately equal sections, authorizing the appointment of one health supervisor for each of

said four sections, re-adjusting and fixing the salaries, and declaring an emergency.

Senate Bill No. 148, by Committee on Public Health—An Act creating a State Board of Medical Examiners, prescribing its duties, regulating the practice of medicine and surgery and the vending of medicines in the State of Oklahoma, repealing Sections 8798 to 8823, Compiled Statutes Oklahoma, 1921, and all other laws and parts of laws in conflict therewith, and declaring an emergency.

Senate Bill No. 149, by Hughes—An Act amending Section 185, Chapter 3, Article 2 of Compiled Statutes of Oklahoma, 1921, relating to limitation of actions, providing for the computing of time in open running accounts, and declaring an emergency.

Senate Bill No. 150, by Hughes—A Bill to be entitled, An Act providing for the organization of industrial life, health and accident insurance companies on the stipulated premium plan, regulating the same, and declaring an emergency.

Senate Bill No. 151, by Glasser, Langley, Hudson, Horner and Hill of the Senate, and Boyer, VanDall and Bayless of the House—An Act creating a State Highway Commission, providing for the appointment of officers and employees, defining powers and duties, providing for the construction and maintenance of a connected system of State highways, dividing the same into county divisions, permitting the State Highway Department in co-operation with counties to anticipate certain road funds, securing to the State the benefit of all present and future Federal aid that may be offered to the State of Oklahoma by the Federal Government, granting to the State Highway Commission supervising authority over construction and maintenance of the State highway system, and repealing all acts or parts of acts in conflict herewith.

Senate Bill No. 152, by Looney (Pontotoc)—A Bill to be entitled, An Act establishing a State Training School for Delinquent Negro Boys at or near Lima in Seminole County,

transferring said school from its present location at the State Penitentiary in Pittsburg County, near McAlester, making appropriation therefor, and declaring an emergency.

Senate Bill No. 153, by Darnell—An Act repealing Article 13, same being Sections 3835 to 3843 of the Compiled Statutes of Oklahoma, 1921, relating to Johnson grass and Russian thistles, and declaring an emergency.

Senate Bill No. 154, by Wells—An Act amending Section 332 of the Compiled Oklahoma Statutes, 1921, relating to redelivery bond in replevin cases, and declaring an emergency.

Senate Bill No. 155, by the Committee on Commerce and Labor (by request)—A Bill entitled, An Act to amend Sections 7283, 7284, 7285, 7287, 7288, 7290, 7294, 7297, 7300, 7313 of the Compiled Oklahoma Statutes, 1921, relating to the compensation of injured employees in certain industries.

## SECOND READING

The following bills were read for the second time and referred to the Committee indicated:

Senate Bill No. 139, by Hill of the Senate, and Salter of the House, to Committee on Legislative and Judicial Apportionments.

Senate Bill No. 140, by Cline of the Senate, and Franks, Bell and Watkins of the House, to Judiciary Committee No. 1.

Senate Bill No. 141, by Senate and House Committees on Military Affairs, to Committee on Appropriations.

Senate Bill No. 142, by Cline of the Senate, and Franks, Bell and Watkins of the House, to Judiciary Committee No. 1.

Senate Bill No. 143, by Reed, placed on the Calendar without reference to Committee.

Senate Bill No. 144, by Cordell, to Committee on Education.



Senate Bill No. 145, by Cordell, to Committee on Education.

Senate Joint Resolution No. 12, by Hughey, to Committee on Education.

Senate Joint Resolution No. 13, by Golobie, placed on the Calendar without reference to Committee.

House Bill No. 31, by Robertson, Singletary, O'Brien, Burleson and Street, to Committee on Insurance.

House Bill No. 32, by Robertson, Street, Burleson, O'Brien and Singletary, to Committee on Insurance.

Senator McPherran was called to the Chair.

Senate Bill No. 107, being on special order of business, was taken up for further consideration.

The items of the appropriation under the head of "State Issues Commission" were read.

Senator Horner offered the following amendment:

Mr. President: I move to amend Senate Bill No. 107, by striking all of page 80 and down to line 5, on page 81.

HORNER.

Senator Jones, after speaking against the amendment, moved to table same.

Senator Woods made point of order that a motion cannot be made after addressing the Senate.

The point of order was sustained.

On motion of Senator Brown of Love County, the Horner amendment was tabled.

Senator Langley offered the following amendment, which was tabled on motion of Senator Hudson.

Mr. President: I move to amend Senate Bill No. 107, line 11, page 80, by striking the items of \$5,000.00 and inserting in lieu thereof \$2,500.00 in each year.

LANGLEY.

On motion of Senator Carlock, the items of the appropriation for the State Issues Commission were adopted as read.

Senator Cornett moved that in the further consideration of Senate Bill No. 107, debate on each amendment be limited to five minutes to each Senator. Motion carried.

The items of the appropriation under the head of "State Election Board" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Chief Mine Inspector" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Military Department" were read and adopted by unanimous consent.

The items of the appropriation under the head of "State Capitol Custodian" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Board of Health" were read and adopted by unanimous consent.

The items of the appropriation under the head of "State Mining Board" were read and adopted by unanimous consent.

Senator Glasser moved that in considering the appropriation for the State Board of Agriculture, the items be read by departments and each department considered separately. Motion carried.

The items of the appropriation under the head of "Administration" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Feed Department" were read.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Reed:

Mr. President: I move to amend Senate Bill No. 107, lines 8 to 18 inclusive on page 99 and lines 1 to 15 inclusive on page 100 by striking all items therein contained.

GLASSER.

Senator Lillard offered the following amendment, which was tabled on motion of Senator Johnson:

Mr. President: I move to amend Senate Bill No. 107, line 8 on page 99 by striking after the word "department" the figures "\$28,030.00" and "\$27,980.00" and inserting in lieu thereof the figures "\$20,000.00" in each year.

LILLARD.

The items of the appropriation for the Feed Department were adopted by unanimous consent.

On motion of Senator Woods, the Senate recessed until 1:00 o'clock p. m.

#### AFTERNOON SESSION.

The Senate was called to order at 1:00 o'clock p. m. by Acting President Senator McPherrren.

Senate Bill No. 107 was taken up for further consideration.

The items of the appropriation under the head of "Board Members" were read and adopted by unanimous consent.

The items of the appropriation under the head of "State Veterinarian" were read and adopted by unanimous consent.



The items of the appropriation under the head of "Bovine Tubercular Department" were read.

Senator Lillard offered the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 14, page 102, by striking the figures "\$90,250.00—\$90,150.00" and inserting in lieu thereof the figures "\$60,000.00" for each year.

LILLARD.

Senator Gulager spoke against the amendment and moved that same be tabled.

Senator Lillard made a point of order that Senator Gulager had addressed the Senate before putting his motion.

The Chair sustained the point of order.

Senator Hudson moved that the amendment be tabled. Motion carried.

The items of the appropriation for the Bovine Tubercular Department were adopted by unanimous consent.

The items of the appropriation under the head of "Sheep and Cattle Scab Department" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Hog Cholera Department" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Tick Eradication Department" were read.

Senator Glasser offered the following amendment:

Mr. President: I move to amend Senate Bill No. 107, lines 6 to 18, page 105, and lines 1-11 inclusive, page 106, by striking all of said lines.

GLASSER.

Senator Lillard offered the following substitute amendment, which was tabled on motion of Senator Gulager:

Mr. President: I move to amend Senate Bill No. 107, line 2, page 106, by striking the figures "\$40,000.00" and inserting in lieu thereof the figures "\$20,000.00" in each year.

LILLARD.

Senator Glasser withdrew his amendment.

Senator Glasser offered the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 5, page 106, by striking the figures "\$12,500.00" in each instance and inserting in lieu thereof the figures "\$5,000.00" in each instance.

GLASSER.

Senator Woods offered the following substitute amendment:

Mr. President: I move to amend Senate Bill No. 107, line 2, page 106, by striking the figures "\$40,000.00" for each year and inserting in lieu thereof the figures "\$25,000.00" for each year; and by striking, in line 5, page 106, the figures "\$12,500.00" in each year, and inserting in lieu thereof the figures "\$6,250.00."

WOODS.

On motion of Senator Gulager the substitute amendment was tabled.

On motion of Senator Gulager the Glasser amendment was tabled.

On motion of Senator Johnson the items of the appropriation for the Bovine Tubercular Department were adopted as read.

The items of the appropriation under the head of "Pure Seed, Department" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Statistical Department" were read.

Senator Glasser offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 107, line 3, page 108, by striking the lines mentioned.

GLASSER.

Senator Lillard offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 107, line 8, page 107, by striking after the word "department" the figures "\$25,245.00" in each year and inserting the figures "\$20,000.00" for each year.

LILLARD.

The items of the appropriation for the Statistical Department were adopted by unanimous consent.

The items of the appropriation under the head of "Dairy Department" were read.

Senator Lillard offered the following amendment:

Mr. President: I move to amend Senate Bill No. 107, line 6, page 109, by striking after the word "commissioner" the figures "\$1,800.00" and inserting in each instance "\$2,400.00."

LILLARD.

Senator Hudson made a point of order that the salary in question was fixed by the statutes.

The Chair held the point of order well taken.

The items of the appropriation for the Dairy Department were approved by unanimous consent.



The items of the appropriation under the head of "Bee Department" were read.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Hudson:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 110, by striking the figures "\$1,500.00" and substituting in each instance the figures "\$500.00."

GLASSER.

The items of appropriation for the Bee Department were approved by unanimous consent.

The items of the appropriation under the head of "Orchard and Nursery Department" were read.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Durant:

Mr. President: I move to amend Senate Bill No. 107, line 5, page 111, by striking the figures "\$2,000.00" in each instance and substituting therefor the figures "\$500.00" in each instance.

GLASSER.

The items of the appropriation for the Orchard and Nursery Department were adopted by unanimous consent.

The items of the appropriation under the head of "Boys' and Girls' Club Contests" were read.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Johnson:

Mr. President: I move to amend Senate Bill No. 107, line 4, page 112, by striking the figures "\$4,000.00" in each instance and substituting the figures "\$1,000.00" in each instance.

GLASSER.

The items of the appropriation for the department of Boys' and Girls' Club Contests were adopted by unanimous consent.

The items of the appropriation for the Department of Boys and Girls' Permanent Exhibit were read and adopted by unanimous consent.

The items under the head of "Boys and Girls' Summer School at Stillwater" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Exhibit at Interstate Soil Products Exposition and Other State Fairs" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Relating to Poultry and Egg Shows" were read and adopted by unanimous consent.

The President presiding.

The items of the appropriation under the head of "Anthrax and Other Contagious and Infectious Diseases of Live Stock" were read.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Hudson:

Mr. President: I move to amend Senate Bill No. 107, line 5, page 116, by striking the figures "\$10,000.00" in each year and substituting therefor the figures "\$2,500.00" in each year.

GLASSER.

The items of the appropriation for Anthrax and Other Contagious and Infectious Diseases of Live Stock, were adopted by unanimous consent.

Senator Cornett moved to reconsider the vote by which all items of traveling expense under the Board of Agriculture had been adopted.

On motion of Senator Johnson the motion to reconsider was tabled.

The items of the appropriation under the head of "State Department of Public Instruction" were read and adopted by unanimous consent.

The items of the appropriation under the head of "State Board of Education" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Oklahoma Library Commission" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Oklahoma Geological Survey, Norman" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Oklahoma Historical Society" were read.

Senator Bobo offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 5, page 131, by striking the figures "\$1,200.00" in each year and inserting in lieu thereof the figures "\$2,400.00" in each year.

BOBO.

The items of the appropriation for the Oklahoma Historical Society were adopted by unanimous consent.

The items of the appropriation under the head of "State Board of Vocational Education" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Department of Confederate Pensions" were read and adopted by unanimous consent.



Senator Carlock moved to strike all items of appropriations for the State Highway Commission, which motion prevailed.

The items of the appropriation under the head of "State Board of Accountancy" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Confederate Soldiers' Memorial Hall" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Custodian G. A. R. Hall" were read and adopted by unanimous consent.

The items of the appropriation under the head of "Petroleum Experiment Station, U. S. Bureau of Mines" were read and adopted by unanimous consent.

Section 2 of the bill, being "Appropriation from Game Protection Fund," was read.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 3, page 154, by striking line 3 and substituting the following, "Purchase of Pipe and Hydraulic Pump and installing same, \$15,000.00."

McPHERREN.

Senator Carlock offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 9, page 153, by inserting after the word "assistants" the figures "\$1,000.00" in each year, instead of "\$5,000.00."

CARLOCK.

Section 2 of the bill was approved by unanimous consent.

Section 3 of the bill, being the "Appropriation from the State Bar Association Fund," were read and adopted by unanimous consent.

Senator Carlock moved that the Senate revert to two or three sections of the appropriation bill previously approved, for the purpose of amending. Motion carried.

Senator Carlock offered the following amendments, which were adopted:

Mr. President: I move to amend Senate Bill No. 107, line 15, page 28, by striking after the word "tax" the figures "\$5,700.00" and inserting in lieu thereof, in both instances, the figures "\$9,600.00."

CARLOCK.

Mr. President: I move to amend Senate Bill No. 107, line 14, page 47, by striking, after the word "Supplies" the figures "\$250.00" and inserting in lieu thereof, the figures "\$500.00."

CARLOCK.

Mr. President: I move to amend Senate Bill No. 107, line 6, page 49, by striking after the word "supplies" the figures "\$1,200.00" and substituting therefor the figures "\$2,000.00."

CARLOCK.

Mr. President: I move to amend Senate Bill No. 107, line 4, page 49, by striking after the word "communication" the figures "\$500.00" and substituting the figures "\$1,800.00."

CARLOCK.

Mr. President: I move to amend Senate Bill No. 107, line 6, page 81, by striking the figures for 1925, "\$37,962.50" and inserting the following figures, "\$36,962.50."

CARLOCK.

Mr. President: I move to amend Senate Bill No. 107, line 5, and before line 6, page 83, as follows:

By inserting between said lines the words, "Provided, the sums of money herein appropriated for the State Election Board shall be paid out only on proper vouchers audited and approved by the Secretary of said Board."

CARLOCK.

Senator Carlock moved that the Committee on Engrossed and Enrolled Bills be given authority to change the totals of the various functions in Senate Bill No. 107 where the items in those functions have been changed by amendment. Motion carried.

Senator Hudson offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 107, line 10, page 18, by striking the figures "\$200.00" after the word "equipment" and substituting therefor the figures "\$1,200.00."

HUDSON.

Senator Cline moved to reconsider the vote by which the appropriation for Extraordinary Protection of the State, on page 9, was adopted. Motion to reconsider was lost.

Senator Carlock moved that the bill as amended be advanced to engrossment and third reading. Motion carried.

Senator Leedy, with unanimous consent, reported as follows on behalf of the Committee on Public Health:

Mr. President:

We, your Committee on Public Health, to whom was referred Senate Bill No. 83, by Wells, entitled, An Act to accept the provisions of an act of Congress of the United States, approved November 23, 1921, entitled, "An Act for the pro-



motion of the welfare of hygiene of maternity and infancy, and for other purposes," and providing for the creation of the Bureau of Maternity and Infancy under the jurisdiction of the State Board of Health, creating positions in said bureau, and fixing salaries therefor, and providing an appropriation therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LEEDY, Chairman.

On motion of Senator Leedy, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Public Health, to whom was referred Senate Bill No. 106, by Hudson and Gulager, entitled, An Act to regulate the practice of barbering, the licensing of persons to carry on such practice and to insure the better education of such practitioners in the State of Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LEEDY, Chairman

On motion of Senator Leedy, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Public Health, to whom was referred Senate Bill No. 21, by Durant as amended, entitled, An Act amending Section 9002 of the Compiled Statutes of 1921, relating to vital statistics, providing for registration districts and registrars of births, deaths and marriages, prescribing the duties of registrars and health officers, providing penalties for violation thereof, and declaring an emergency, beg leave to report that we had the same under consideration and

herewith return the same with the recommendation that it do pass as amended.

LEEDY, Chairman.

On motion of Senator Leedy, the report was adopted and the bill ordered printed and placed on the Calendar.

With unanimous consent Senator Gullager reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred House Bill No. 117, by Gulager of the Senate, and Berry of the House, entitled, An Act fixing the salaries of the assistant county attorneys of all counties in the State of Oklahoma having a population of not less than 61,000 and not more than 64,000, as shown by the Federal census of 1920, providing for the appointment of assistant county attorneys and fixing the salaries, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

On behalf of the Committee on Committees, Senator Looney of Pontotoc reported as follows:

Mr. President:

We, the Senate Committee on Committees, recommend the election of the following Senators as members of the Senate Committee on Soldiers' Relief, to-wit: Langley (Chairman), Nichols, Holloway, Mrs. Looney, West, E. A. Brown, Ratliff, Lewis, Johnson, Hill, Leedy, Fenquay.

LOONEY, Chairman.

Senator Carlock, with unanimous consent, reported as follows, on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 83, by Gulager, Holloway and Bobo of the Senate, and Gulager, Sanders, Comfort, Berry and Watson (Sequoyah) of the House, entitled, An Act establishing two propagating farms and fish hatcheries, providing for a commission to locate the same, and making an appropriation therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Hughes, with unanimous consent, reported as follows, on behalf of the Committee on Revenue and Taxation:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 4, by Williams, entitled, A Resolution authorizing an extension of the time of payment of the first half of the 1922 ad valorem taxes until April 1, 1923, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Langley introduced Senate Resolution No. 5.



On motion of Senator Langley the rules were suspended and Senate Resolution No. 5 taken up for immediate consideration, and read at length as follows:

SENATE RESOLUTION No. 5.

By Langley, Nichols and Gulager.

A Resolution Requiring the Different Departmental and Institutional Heads of the State Departments to Report Forthwith by Itemized Statement, an Account of Expenditures Made Under Deficiency Certificates for Which No Appropriation Has Yet Been Made.

WHEREAS, the present Legislature will soon have for consideration an appropriation of approximately a half million dollars to liquidate certain deficiency certificates heretofore issued, an itemized statement whereof is hereto attached, marked Exhibit "A" and made a part of this paragraph of this resolution; and,

WHEREAS, under present statutes, no provision is made for audit or examination of the expenditures made by the departmental and institutional heads before appropriation by the Legislature to liquidate such deficiency certificates, and no record kept in either the offices of State Auditor or State Treasurer of such expenditures prior to appropriation and liquidation thereof; and,

WHEREAS, the power of issuance of deficiency certificates is an extraordinary power and province and should be used only in cases of gravest emergency;

NOW, THEREFORE, BE IT RESOLVED by this body, that: Each of the departmental and institutional heads receiving such deficiency certificates report forthwith the date and number of deficiency certificates received, the bank at which the same was endorsed and deposited, the amount realized on each thereof, and the expenditures made thereof, with

explanation of necessity for each, and that the State Auditor, or some competent member of his office, together with a committee of three members of this body be by the Chair appointed and requested as a committee to examine such actions, and make their report to the Appropriations Committee of their findings, that the Appropriations Committee of this body may intelligently consider such appropriations, and that such report be available for inspection by members of this body.

On motion of Senator Langley, Senate Resolution No. 5 was adopted and referred to the enrolling and engrossing department for engrossment.

On motion of Senator Brown of Love, Senate Bill No. 132 was stricken from the Calendar and referred to the Committee on Appropriations.

On motion of Senator Reed, Senate Bill No. 129 was withdrawn from the Committee on School Lands and referred to the Legal Advisory Committee.

On motion of Senator Carlock, Senate Bill No. 132 was stricken from the Calendar and referred to the Committee on Appropriations.

On motion of Senator Nichols, the Senate adjourned under the rules until Monday.

## TWENTY-THIRD LEGISLATIVE DAY.

Saturday, January 27, 1923.

No session.



## TWENTY-FOURTH LEGISLATIVE DAY.

Monday, January 29, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President.

On roll call the following Senators were present:

Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total 5.

The Chair announced a quorum present.

Prayer by Rev. B. J. Kimbler, pastor of Culbertson Presbyterian Church, Oklahoma City.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 107 correctly engrossed.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolutions Nos. 3, 4 and 5 correctly engrossed.

The President signed the engrossed copy of Senate Resolutions Nos. 3, 4 and 5 and ordered the same returned to the enrolling and engrossing department for enrollment.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of the Senate, that I signed enrolled copy of Senate Bill No. 27, on January 23, 1923, and have caused the same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of the Senate, that I have today signed enrolled copy of Senate Bill No. 30, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of the Senate, that I signed enrolled copy of Senate Bill No. 6, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of the Senate, that I signed enrolled copy of Senate Bill No.

11, on January 15, 1923, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President and Members of the Senate:

I enclose herewith my special message in reference to the courts of the State.

Trusting the same will receive your early consideration, I am,

Very respectfully,

J. C. WALTON,  
Governor.

To the Ninth Legislative Assembly of the State of Oklahoma:

In my first message to your Honorable body, I stated that in a subsequent message I would address you in reference to the courts of the State. I herewith respectfully submit the following:

#### THE SUPREME COURT.

#### TEMPORARY RELIEF.

The recommendation of the State Bar Association for temporary relief from the congested conditions of the docket of the Supreme Court appears in the main to be as practicable and adequate as present circumstances will allow. While creation of a Supreme Court Commission of nine members to be divided into three divisions has not heretofore proved highly satisfactory, something along that line has become absolutely necessary in order to give the Supreme Court immediate relief in disposing of the great number of cases that have accumulated on its docket. I understand there are nearly



3,000 cases pending undecided in the Supreme Court and that more cases were filed the past year than those decided.

I am in accord with the recommendation of the Oklahoma State Bar Association, except that the Commissioners should be appointed by the Governor, and that each Commissioner be authorized to appoint one law clerk, whose compensation shall be fixed by the Supreme Court.

### PERMANENT RELIEF.

The suggestion of the Bar Association in regard to permanent relief by amending Section 3, Article 7 of the Constitution, pertaining to the judiciary, may, it seems to me, be improved on in several important particulars. In the first place, there should be but one Supreme Court. Dividing the Supreme Court into three or more divisions of three members each with power to sit, hear, consider and determine causes amounts essentially to the creation of three Supreme Courts.

In my opinion a cause that is worthy of being taken to the Supreme Court is entitled to the very best judgment and consideration of each and every justice composing that high court of last resort. Besides, with a court thus organized, the individual members are deprived, to a great extent, of the benefit of conference with their brothers of the court, and of the opportunity of keeping up with the opinions of the Court handed down in the innumerable cases in which they necessarily, owing to the system, cannot participate.

Another serious defect incident to requiring the members to sit in divisions of three is that the plan obviously contemplates speed rather than mature consideration and reflection in the preparation of opinions. It is my observation that either a machine or a system that is obviously built for speed will be used principally for that purpose, often at the expense of safety and utility. Take the high powered automobile for example. There are very few men who can drive

one without exceeding the speed limit. The chief value of a Supreme Court, as I see it, is laying down safe and sound principles of right and justice in each particular case, so that they may serve as precedents for the future guidance of the people and the bar in similar circumstances.

While it is highly desirable that there shall be no unnecessary delay in the disposal of cases in the Supreme Court, yet haste should not be the prime consideration in such matters. The maxim that justice delayed is justice denied does not apply with full force. Wrongly deciding a particular case in the trial court through haste or inadvertance results only in denying justice to the particular litigant, but wrongly deciding a case in the Supreme Court results not only in denying justice to the losing party in that particular case, but may result in denying justice to innumerable persons similarly situated so long as the erroneous decision stands as a precedent.

These are a few of the reasons why the Supreme Court should be careful in the preparation of opinions and why the appellate judicial system should be constructed on a plan that suggests calm deliberation and efficiency rather than speed and consequent error. This is the plan upon which the Supreme Court of the United States, the Court of Appeals of New York, the Supreme Judicial Court of Massachusetts and other great Supreme Courts are constructed.

Would it not be a part of wisdom for us to follow, so far as practicable, these precedents which have been subjected to the acid test of time?

We have a great and rapidly growing State with an immense volume of litigation involving many intricate questions of statutory and constitutional law and personal and property rights of tremendous importance and value.

It is well known that although it is conceded that the Supreme Court has always disposed of as many cases annually as is humanly possible, consistent with efficient service, the

present volume of business is greater than it can handle with proper dispatch.

Within the last year I have come in direct contact with the great masses of people, and I find that in the first Supreme Court of this State they had great faith and confidence and that their faith and confidence in the Supreme Court remains unshaken to this day.

When the American people lose confidence and cease to have faith in their courts, great dangers are imminent but whatever system be adopted, I urge immediate action in this matter as one of our first duties to the people of this State.

#### THE CRIMINAL COURT OF APPEALS.

This Court has been in existence almost since statehood. What I have said of the Supreme Court is true of this Court. One distinguished jurist has been a member of this Court since the beginning, and for many years the presiding judge. I feel that we may safely take his suggestions and those of the other members as to any changes in this tribunal or in the law for its relief if any are needed.

#### ADVANCE OPINIONS.

In connection with the courts, I beg to urge that you authorize the Governor to request of the Supreme Court and the Criminal Court of Appeals, and that you confer jurisdiction on the said Courts to render advance opinions on the constitutionality and construction of proposed laws and on questions of public concern where such opinions may be competent. The benefits of such a law, it seems, are almost self-evident. Our bill of rights provides that the courts of justice shall be open to every person and guarantees speedy and certain remedy for wrongs. If possible, the costs of appeals, particularly the advance costs, should be reduced in order that there be no denial of justice to any man however poor. Large corpo-



rations retaining lawyers by the year sometimes force unfortunate litigants into unfair settlements or to abandon their rights because not able to follow appeals or not able to wait for several years for a decision from our over-burdened Supreme Court.

Respectfully submitted,

J. C. WALTON,  
Governor.

Senator Memminger submitted Senate Resolution No. 6, which was read by the Clerk as follows:

SENATE RESOLUTION No. 6.

By Memminger.

Relating to State Capitol Grounds, etc.

WHEREAS, The State Capitol building and grounds have been occupied by state officials since 1917, and from all appearances, little has been done to beautify the grounds in laying out lawns and the planting of trees, its condition being out of harmony with the building and dignity becoming the State of Oklahoma.

WHEREAS, the street car line reaching the Capitol Building is by a round-about route, and lacking in convenience, in leaving and reaching a car.

WHEREAS, it is reported that funds greatly in excess of One Hundred Thousand (\$100,000.00) Dollars have in the past been appropriated, a landscape architect employed and that a number of State prisoners have done work on the grounds around the Capitol, therefore,

BE IT RESOLVED, That the State Examiner and Inspector, Fred Parkinson be, and he is hereby instructed to make an investigation of the amount appropriated out of the State Treasury by former legislation for grounds and improvements, the amount of said appropriations that has been

used, to whom paid, for what material and services rendered in detail, if possible, and any other information on the subject, his investigation may disclose, and to report to the Senate as soon as practicable.

By unanimous consent the rules were suspended and the Resolution taken up for immediate consideration.

Senator Durant moved to amend the resolution making it require that report be furnished by the State Examiner and Inspector's office within ten days.

Amendment adopted by unanimous consent.

On motion of Senator Memminger the resolution as amended was adopted, and referred to the enrolling and engrossing department for engrossment.

Senator Woods introduced Senate Concurrent Resolution No. 9.

By unanimous consent the rules were suspended and the resolution taken up for immediate consideration.

Senate Concurrent Resolution No. 9, was read at length, as follows:

#### SENATE CONCURRENT RESOLUTION No. 9.

By Woods.

A Resolution for the Appointment of a Joint Committee to Report as to a Revision of Certain Portions of the Oklahoma Criminal Code.

WHEREAS, the recent murder of William Prewett, a traveling salesman, together with numerous other murders and heinous crimes committed within the borders of our State, serve to call our attention to the fact that the application of criminal law and procedure in Oklahoma, is inadequate, and fails to deter the commission of crime; and

WHEREAS, crime appears to be alarmingly on the increase and there seems to be a wanton disregard for law and its enforcement;

THEREFORE, BE IT RESOLVED,

First: That a Committee of ten (five from the Senate and five from the House) be appointed with instruction to immediately investigate conditions and to recommend such changes in our Criminal Code, with a view of decreasing crime and commanding respect for the law;

Second: That the Committee be instructed to consider the advisability of an amendment of the Code:

1st, as to certain existing requirements for qualification of jurors;

2nd, to that portion of the law which permits a person accused of a crime to refuse to testify or to be given immunity from prosecution if he does testify;

3rd, to consider a change from the present County Attorney System to the system in force in other states, known as the District or Circuit Attorney System;

4th, to consider the enforcement of more effective and stringent laws relating to the crimes of perjury and subornation of perjury;

5th, to consider proposed changes in the Constitution and Statutes, to provide for the creation of a Pardon and Parole Board, and fixing its duties and responsibilities;

6th, to consider requiring attorneys for the defendant in criminal cases to furnish the State's counsel with a list of defendant's witnesses in cases where the State is required to furnish lists to defendant's counsel;

7th, to consider changing the present law providing for selection of jurors by jury commissioners;



8th, and to consider such other changes that will tend to guarantee citizens the enjoyment of "life, liberty and the pursuit of happiness."

Third: And that this Committee meet at an early date, and report its findings to both branches of the Legislature.

Fourth: That a copy of these resolutions be sent to the Governors of each State in the Union, and to the presiding officers of each branch of the Legislature in each State of the Union.

On motion of Senator Woods the Resolution was adopted as read, and referred to the enrolling and engrossing department for engrossment.

Notice of a banquet to be given on January 31st, by the Brotherhood of Oklahoma Legislators, was read by the clerk.

### FIRST READING.

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

Senate Bill No. 156, by Memminger and McPherrren of the Senate, and Eastridge of the House—An Act authorizing the County Attorney of all counties in the State of Oklahoma having a population as shown by the Federal census of 1920 of not less than 20,500 and not to exceed 21,000, to appoint one assistant county attorney, and fixing the salary of same, and declaring an emergency.

Senate Bill No. 157, by Cline of the Senate, and Franks, Bell and Watkins of the House—An Act amending Section 785 of the Compiled Statutes of Oklahoma, 1921, relating to service of case-made, on appeal and error, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 158, by Wells—An Act amending Sections 1267, 1268, 1269, 1273, 1274 and 1276, of the Compiled Statutes

of Oklahoma, 1921, relating to the sale of real estate in County Courts, and declaring an emergency.

Senate Bill No. 159, by Woods—An Act making a supplementary appropriation for salary and expenses of Henry N. Carr, chairman of the Board of Eleemosynary Institutions, State of Oklahoma, for the fiscal year ending June 30, 1921, and declaring an emergency.

Senate Bill No. 160, by Langley of the Senate and Lindsay of the House—An Act changing the name of the East Oklahoma State Home, Pryor, Oklahoma, to Whittaker State Orphans' Home, repealing conflicting laws, and declaring an emergency.

Senate Bill No. 161, by Bobo and Jones of the Senate, and Callahan of the House—An Act amending Sections 8295 and 8296, Compiled Statutes of Oklahoma, 1921, and declaring an emergency.

Senate Bill No. 162, by Durant—An Act amending Section 7626 of the Compiled Statutes of Oklahoma, 1921, for the protection of labor, and providing that eight hours shall constitute a day's work in all mines in this State, and declaring an emergency.

Senate Bill No. 163, by Durant—An Act amending Sections 6508, 6509, 6511, 6512 and 6514 of the Compiled Laws of Oklahoma, 1921, and obtaining licenses therefor, and declaring an emergency.

Senate Bill No. 164, by Lillard—An Act entitled, An Act fixing the salaries of certain clerical, stenographic and other positions connected with the Supreme Court and Criminal Court of Appeals, repealing all acts and parts of acts in conflict herewith.

Senate Bill No. 165, by Hughey and Hughes of the Senate, and Lightner of the House—An Act validating certain acknowledgements to assignments of mortgages and releases of mortgages, taken before any County Clerk, Court Clerk,

County Judge or notary public within the State of Oklahoma, or before any notary public of any other State of the United States, and declaring an emergency.

Senate Bill No. 166, by Hughes, Hughey, Leedy, Reed and Lewis of the Senate, and Lightner and Ray of the House—An Act entitled, An Act establishing a fish farm and a game preserve, providing for a commission to locate the same, and making an appropriation therefor.

Senate Bill No. 167, by Hudson of the Senate, Ferrell, Boyer, Long, Simpson and Miller of the House—An Act to be entitled, An Act fixing the number of deputies and employees in the office of the Sheriff in all counties in the State of Oklahoma having a population of not less than 100,000 nor more than 115,000 inhabitants, according to the last decennial Federal census, providing for the appointment thereof, and fixing the salaries thereof, and providing that the County Commissioners of such counties may purchase and furnish the Sheriff's office two automobiles, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 146, by Woods, placed on the Calendar without reference to committee.

Senate Bill No. 147, by Senate Committee on Public Health, to Committee on Appropriations.

Senate Bill No. 148, by Committee on Public Health, at request of Senator Langley placed on the Calendar without reference to committee.

Senate Bill No. 149, by Hughes, to Judiciary Committee No. 1.

Senate Bill No. 150, by Hughes, to Committee on Insurance.



Senate Bill No. 151, by Glasser, Langley, Hudson, Horner and Hill of the Senate, and Boyer, Van Dall and Bayless of the House, to Committee on Roads and Highways.

Senate Bill No. 152, by Looney of Pontotoc, to Committee on Penal Institutions.

Senate Bill No. 153, by Darnell, to Committee on Agriculture.

Senate Bill No. 154, by Wells, to Judiciary Committee No. 1.

Senate Bill No. 155, by Committee on Commerce and Labor (by request), to Committee on Commerce and Labor.

Senator Lillard, with unanimous consent, reported as follows on behalf of the Judiciary Committee No. 1.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 6, by Cunningham, Hutson and Anderson, and Engrossed Senate Amendment No. 1, entitled, An Act amending Section 3156 of Chapter 12, Article 4, by fixing and providing for terms of the Superior Court of Creek County, Oklahoma, to be held at Bristow, in said county, and providing for a clerk of said court and additional deputy county attorneys, and fixing the salaries of said clerk and deputy county attorneys, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard the report was adopted and the bill ordered printed and placed on the Calendar.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to return, herewith:

Engrossed Senate Bill No. 77, by Hughes of the Senate, and Lightner and Ray of the House, entitled:

“An Act authorizing county commissioners of any county in Oklahoma with a population of not less than 14,020 nor more than 14,050, as shown by the Federal census of 1920, to make a special levy for the purpose of erecting or completing buildings for the Free Fair Association upon real estate owned by the Free Fair Association or such counties under contract or lease for use as exhibit grounds for free county fairs.”

Engrossed Senate Bill No. 31, by Lewis of the Senate, and Nance of the House, entitled:

“An Act authorizing the county attorney of all counties in the State of Oklahoma having a population of not less than 24,600 and not to exceed 24,750, as shown by the Federal census of 1920, to appoint one assistant county attorney and one stenographer and fixing the salary of each, and declaring an emergency.”

Engrossed Senate Bill No. 43, by Golobie, entitled:

“An Act fixing the time of convening of the District Court in Judicial District No. 11 of the State of Oklahoma, and repealing all laws in conflict therewith, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, and signed by the Speaker, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to return herewith,

Engrossed Senate Concurrent Resolution No. 7, by Gulgager of the Senate, and Miller of the House, entitled:

“A Concurrent Resolution instructing the State Examiner and Inspector to check the inmates of the State Penitentiary at McAlester, Oklahoma.”

And to advise you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 77, 31 and 43, and Senate Concurrent Resolution No. 7 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of the Honorable Senate,

Engrossed House Bill No. 4, by Garner, entitled:

“An Act amending Section 1 of Chapter 15 of the Session Laws of Oklahoma, 1919, entitled, An Act amending Sections 1, 5, 6 and 8, Chapter 54, Session Laws of Oklahoma, 1915, and Sections 2 and 3, Chapter 210, Session Laws of Oklahoma, 1917, repealing Section 1, Chapter 210, Session Laws of Oklahoma, 1917, relating to Confederate pensions, creating the office of Commissioner of Pensions in Oklahoma, and secretary to said commissioner, prescribing the duties of said officers, providing their compensation, appropriating moneys to carry into effect the provisions of this pension law, and declaring an emergency.”



And to inform you, and through you, the Honorable Senate, that the House of Representatives has passed this bill and that same has been signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed to transmit herewith by the House of Representatives for the consideration of your Honorable body,

Engrossed House Bill No. 136, by Harper, entitled:

“An Act providing closed season on deer and wild turkey and repealing all laws and parts of laws in conflict herewith.”

And to inform you, and through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 192, by Goodrich of the House, and Johnson of the Senate, entitled:

“An Act fixing the salaries of county attorney and assistant county attorney and providing for a stenographer in counties having a population of more than 26,600 and less than 26,700 inhabitants, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Represen-

tatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 2, by Singletary, Street, O'Brien, Burleson and Robertson of the House, and Lillard of the Senate, entitled:

"An Act amending the last paragraph of Section 1 of Senate Bill No. 55, Chapter 11, of the Session Laws of Oklahoma, 1921, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed Enrolled House Bill No. 2 and ordered same returned to the Honorable House.

Senate Bill No. 68 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Durant, Harvey, Hill, Hudson, Hughes, Hughey, Jones, Land, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 28.

Nays: Darnell, Feuquay, Frye, Horner, Leedy, Wells. Total, 6.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

Not voting: Barker, Golobie, Johns, Johnson, Langley. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Golobie, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 31.

Nays: Brown of Love, Durant, Feuquay, Horner, Leedy, Wells. Total, 6.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

Not voting: Barker, Johnson. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of the members elected to and constituting the Senate, was declared passed.

The President signed Engrossed Senate Bill No. 68, and ordered same transmitted to the Honorable House for its consideration.

Senator Carlock moved that the Senate operate under the call of the House during the third reading of bills.

The motion carried and the Sergeant-at-Arms was instructed to make observations in the corridors and committee rooms and bring into the chamber any Senators who might be there.



Senate Bill No. 40 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Pontoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of the members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 40 and ordered the same transmitted to the Honorable House for consideration.

Senate Bill No. 113 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Leedy. Total, 1.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Leedy. Total, 1.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 113, and ordered same transmitted to the Honorable House for its consideration.

Senate Bill No. 89 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Leedy. Total, 1.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Leedy. Total, 1.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.



The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 89 and ordered same transmitted to the Honorable House for its consideration.

Senate Bill No. 134 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Leedy. Total, 1.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Leedy. Total, 1.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 134 and ordered the same transmitted to the Honorable House for its consideration.

Senate Bill No. 107 was read for the third time at length.

Senator Looney of Pontotoc asked unanimous consent to introduce the following amendment to Senate Bill No. 107:

Mr. President:

I move to amend Senate Bill No. 107 by striking after the word "appropriated" on line 14, page 161, the word "provided" and by striking all of lines 15 to 18 inclusive on page 161 and lines 1 to 18 inclusive on page 162.

LOONEY (of Pontotoc.)

By unanimous consent the amendment was adopted and considered engrossed:

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Golobie, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Langley, Leedy, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 31.

Nays: Brown of Blaine, Frye, Horner, Land, Memminger. Total, 5.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

Not voting: Durant, Feuquay, Jones. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed, and was referred to the enrolling and engrossing department for engrossment of the amendment.

House Bill No. 6 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Leedy. Total, 1.

Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Leedy. Total, 1.



Excused: Anglin, Glasser, Gulager, Holloway, Looney of Harmon. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 6 and ordered same returned to the Honorable House.

Senator McPherrren moved that the Legal Advisory Committee of the Senate prepare a concurrent resolution in accordance with the opinion expressed by that committee with reference to the matter of titles to bills making reference to statutes in amendatory acts.

Motion carried, and the committee was so instructed.

#### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 136, by Harper and Dyer—An Act providing closed season on deer and wild turkey and repealing all laws and parts of laws in conflict herewith.

Engrossed House Bill No. 192, by Goodrich of the House, and Johnson of the Senate—An Act fixing the salaries of county attorney and assistant county attorney and providing for a stenographer in counties having a population of more than 26,600 and less than 26,700 inhabitants, and declaring an emergency.

Engrossed House Bill No. 4, by Garner—An Act amending Section 1 of Chapter 15, of Session Laws of Oklahoma, 1919, entitled, An Act amending Sections 1, 5, 6 and 8, Chapter 54, Session Laws of Oklahoma, 1915, and Sections 2 and 3, Chapter 210, Session Laws of Oklahoma, 1917, repealing Section 1, Chapter 210, Session Laws of Oklahoma, relating to Confederate pensions, creating the office of Commissioner of Pensions in Oklahoma, and secretary to said officers, providing their compensation, appropriating moneys to carry

into effect the provisions of this pension law, and declaring an emergency.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 19, by Committee on Hospitals and Charities, entitled, An Act making appropriations for additional quarters for housing of personnel, other than nurses and doctors, to the Oklahoma Soldiers' Memorial Hospital, located at Muskogee, Oklahoma, authorizing expenditure thereof by Soldiers' Relief Commission, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 141, by Senate and House Committees on Military Affairs, entitled, A Bill entitled, An Act to maintain the efficiency of the National Guard and enabling the organization of additional units as required by the National Defense Act, by providing additional help in the Adjutant General's department, additional armory rent, and for more regular and systematic inspection of the personnel and equipment of the guard, as required by Federal regulations, and making an appropriation to cover cost of same from February 1 to July 1, 1923, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator McPherrren, Senate Bill No. 141 was advanced to engrossment and third reading.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 132, by Senate Committee on Hospitals and Charities, and House Committee on Soldier Relief and Memorials, entitled, An Act creating the office of custodian of the American Legion Memorial Hall in the State Capitol; providing for the appointment and qualifications; describing his duties and fixing his compensation; making an appropriation therefore, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended, as follows: By adding after the word "Legion" at the end of the seventh line on page 2 of said bill the following words: "for the Department of Oklahoma."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 102, by Langley, entitled, An Act making an appropriation for the maintenance of the Soldiers' Relief Commission of the State of Oklahoma for the fiscal years ending June 30, 1924, and June 30, 1925, respectively, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.



Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 38, by Cordell, entitled, An Act making an appropriation for the support and maintenance of the dairy, feed, orchard and nursery, statistical, market commission and quarantine departments of the Board of Agriculture, for the remainder of the fiscal year, ending June 30, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended, as follows:

By striking from Section 1 of said bill the following words:

“Statistical Department \$7,500.00”

and by striking out the words:

“Thirty-eight Thousand Seven Hundred Twenty-five (\$38,725.00) Dollars”

and inserting in lieu thereof the following:

“Thirty-one Thousand Two Hundred Twenty-five (\$31,225.00) Dollars.”

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 93, by Thompson, entitled, An Act making an appropriation for the general repairs of four cottages used as dormitories, located at the State Training School, Pauls Valley, Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 109, by Committee on Appropriations, entitled, An Act making supplemental appropriation for the offices of Governor, State Auditor, State Examiner and Inspector, and Commissioner of Charities and Corrections for the remainder of the fiscal year ending June 30, 1923, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended: By striking from page 2 under the Department of Commissioners of Charities and Corrections the figures "\$6,000.00" and inserting in lieu thereof the figures "\$2,000.00."

By adding on page 1 after the items for the Governor's office the following:

#### LIEUTENANT GOVERNOR.

Salary of Secretary, "\$450.00."

By striking on page 2, line 1, the figures "\$37,483.46" and inserting in lieu thereof the figures "37,933.46."

By striking on page 2, line 12, after the words, total the figures "\$48,483.46" and inserting in lieu thereof the figures "\$44,933.46."

By adding to the title thereof on page 1, 2nd line of said title after the word "Governor" and before the word "State" the words "Lieutenant Governor."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Leedy, with unanimous consent, reported as follows, on behalf of the Committee on Public Health:

Mr. President:

We, your Committee on Public Health, to whom was referred Senate Bill No. 84, by Wells, entitled, An Act providing that counties may erect quarters on the county poor farms for the isolation and treatment of indigent tuberculosis patients, permitting the acceptance of donations, and providing for care, treatment and maintenance, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

LEEDY, Chairman. \*

On motion of Senator Leedy, the report was adopted and the bill ordered printed and placed on the Calendar.

Senate Bill No. 44 was taken up for consideration and read at length by the Clerk.

On motion of Senator West, Senate Bill No. 44 was advanced to engrossment and third reading.

Senator Lewis reported on behalf of the Committee on Engrossed and Enrolled Bills, Senate Bill No. 107 correctly engrossed.

The President signed Engrossed Senate Bill No. 107 and ordered same transmitted to the Honorable House for consideration.

Senator Carlock asked unanimous consent to again take up Senate Bill No. 44 for amendment.

Senator McPherrren offered the following amendment to Senate Bill No. 44, which was adopted by unanimous consent:



Mr. President:

I move to amend Senate Bill No. 44, line 13, page 2, by adding after the figures "\$3,600.00" the following words, "to be assigned to the Department of the State Auditor."

McPHERREN.

Senate Bill No. 44 was referred to the enrolling and engrossing department for engrossment of the amendment.

Senate Bill No. 60 was taken up for consideration, and read at length by the Clerk.

On motion of Senator Cordell, Senate Bill No. 60 was advanced to engrossment and third reading.

Senate Bill No. 91 was taken up for consideration and read at length by the Clerk.

On motion of Senator Woods, Senate Bill No. 91 was advanced to engrossment and third reading.

Senate Bill No. 13 was taken up for consideration and read at length by the Clerk.

Senator Hudson moved that Senate Bill No. 13 be re-committed to the Committee on State and County Affairs, with instructions. Motion lost.

On motion of Senator Harvey, Senate Bill No. 13 was advanced to engrossment and third reading.

Senate Bill No. 80 was taken up for consideration and read at length by the Clerk.

On motion of Senator Johns, Senate Bill No. 80 was advanced to engrossment and third reading.

Senate Bill No. 52 was taken up for consideration and read at length by the Clerk.

Senator Leedy moved to recommit the bill to the Legal Advisory Committee. Motion lost.

On motion of Senator **Reed**, Senator Bill No. 52 was permitted to remain on the Calendar until the next legislative day.

Senator Hudson moved to reconsider the vote by which Senate Bill No. 13 was advanced to engrossment and third reading.

On motion of Senator Lewis the Hudson motion was laid on the table.

Senate Bill No. 63 was taken up for consideration and read at length by the Clerk.

Senator McPharren moved that further consideration of Senate Bill No. 63 be postponed indefinitely.

Senator Hill moved to table the McPharren motion. Motion lost.

The vote recurring on the McPharren motion, same was lost.

Senator McPharren, with unanimous consent, reported as follows, on behalf of the Committee on Military Affairs:

Mr. President:

We, your Committee on Military Affairs, to whom was referred House Bill No. 11, by Ferrell of the House and Hudson of the Senate, entitled, A Bill re-enacting and amending Section 1 of Chapter 101 of the Session Laws of 1911, the same being a bill entitled, An Act providing for and regulating hawking and peddling by ex-Confederate and ex-Union soldiers and their widows, so as to make the provisions thereof applicable to veterans of the Spanish and the World Wars, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

McPHERREN, Chairman.

On motion of Senator McPherran, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Carlock Senate Bill No. 50 was re-comitted to the Committee on Appropriations.

On motion of Senator Langley Senate Bill No. 132 was made special order of business for 3:00 o'clock p. m., February 1st.

On motion of Senator Langley Senate Bill No. 19 was made special order of business for February 1st, immediately following Senate Bill No. 132.

On motion of Senator Lillard, the Senate adjourned under the rules.



## TWENTY-FIFTH LEGISLATIVE DAY.

Tuesday, January 30, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President.

On roll call, the following members were present:

Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 40.

Excused: Anglin, Holloway, Lewis, Looney of Harmon. Total, 4.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 125, by Barker, entitled, A Bill entitled, An Act to provide regulations for governing the standard measuring of grain by threshing machines in the State of Oklahoma, prescribing penalty for violating the same and repealing all laws in conflict therewith, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 122, by Hughey, Cordell and Lewis of the Senate, and Laskey and Clothier of the House, entitled, An Act amending Sections 3835, 3836, 3837, 3838, 3839, 3840 and 3841, Compiled Oklahoma Statutes, 1921, relating to Johnson grass, Russian thistle and cocklebur, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture and Animal Industry, to whom was referred Senate Joint Resolution No. 8, by Reed of the Senate, and Adams of the House, entitled, A Resolution authorizing the transfer and payment out of moneys appropriated by Senate Bill No. 1 of the Eighth Legislative Assembly of the State of Oklahoma, to reimburse cattle owners of Oklahoma for tubercular cattle slaughtered by order of the State Board of Agriculture during the fiscal year ending June 30, 1923, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the same be referred to the Appropriations Committee.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill was referred to the Committee on Appropriations.

On behalf of the Committee on Revenue and Taxation, Senator Hughes reported as follows:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 127, by Glasser, entitled, An Act relating to the platting for assessment and other purposes of tracts owned by two or more persons severally, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 71, by Jones, entitled, A Bill entitled, An Act authorizing the township board in each township in the State of Oklahoma, to levy annually a tax on real estate located within said township of not to exceed two mills on the dollar, to be used exclusively for the building of township roads connecting with State highways, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 45, by Calvert, entitled, A Bill entitled, An Act amending Section 9746, Compiled Oklahoma Statutes Annotated, 1921, relating to resale of real estate on



account of delinquent taxes, extending time of redemption and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 128, by Durant, entitled, An Act amending Section 9719, Compiled Statutes of Oklahoma, 1921, providing for the time of payment of ad valorem taxes, and amending Section 9672, Compiled Statutes of Oklahoma, 1921, relating to the completion of tax rolls and for other purposes, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 31, 47 and 77 correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 31, 47 and 77 and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 5 correctly enrolled.

The President signed the enrolled copy of Senate Resolution No. 5 and ordered the same transmitted to the Secretary of State for permanent record.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 7 correctly enrolled.

The President signed the enrolled copy of Senate Concurrent Resolution No. 7 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 6 correctly engrossed.

The President signed Engrossed House Bill No. 6, as amended, and ordered same returned to the Honorable House.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 13, 91, 80, 44, 141 and 60 correctly engrossed.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 9 correctly engrossed.

The President signed the engrossed copy of Senate Concurrent Resolution No. 9 and ordered the same transmitted to the Honorable House for consideration.

Senator Jones moved that the vote by which the committee report on Senate Bill No. 71 was adopted, be reconsidered. Motion carried.

Senator Jones moved that Senate Bill No. 71 be ordered printed and placed on the Calendar. Motion carried.

Senator Luttrell, on behalf of the Committee on Legislative and Judicial Apportionments, reported as follows:

Mr. President:

We, your Committee on Legislative and Judicial Apportionment, to whom was referred Senate Bill No. 138, by Lillard, entitled, An Act allowing two additional judges for the Thirteenth Judicial District of the State of Oklahoma, and

providing for the appointment and election of such additional judges, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LUTTRELL, Chairman.

On motion of Senator Luttrell the report was adopted and the bill ordered printed and placed on the Calendar.

### FIRST READING.

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

Senate Bill No. 168, by Feuquay—An Act appropriating two million five hundred thousand dollars to repay one and one-half mills illegally collected, to the taxpayers of the State, providing rules and regulations for the payment of same.

Senate Bill No. 169, by Lillard—An Act amending Sections 1, 2 and 3, Chapter 1, Revised Laws of Oklahoma, 1910, being Sections 3610, 3611 and 3612, Bunn's Compiled Oklahoma Statutes, 1921, relating to abstracting, providing for a graduated bond, providing additional qualifications, fixing liabilities of abstractors, repealing conflicting laws, and declaring an emergency.

Senate Bill No. 170, by Cordell—An Act providing a lien for the services of stallions and jacks registered according to the provisions of this act, and amending Sections 3393 to 4012 inclusive, and repealing all acts in conflict therewith.

Senate Bill No. 171, by Langley of the Senate, and Williams of the House—An Act relating to the salary of deputy court clerk in counties having a population of not less than 19,000 and not more than 19,500, according to the 1920 Federal census, repealing conflicting laws and declaring an emergency.

Senate Bill No. 172, by Langley of the Senate, and Williams of the House—An Act authorizing taxing of minerals



or mineral rights in or under any lands within this State when the mineral is owned by a person, firm or corporation other than the owner of the surface of such land and on which no mineral has been produced or any gross production tax paid on minerals produced from such land for a period of one year.

Senate Bill No. 173, by Horner of the Senate, and Lewis of the House—An Act amending Chapter 133 of the Session Laws of 1919, relating to the salaries of deputies and stenographers of county officials and the expenses of said county officers in Okmulgee County, Oklahoma, and declaring an emergency.

Senate Bill No. 174, by Hughes—An Act amending Section 3893, Chapter 21, of the Compiled Laws of 1921, relating to bounties on wolves and coyotes, and declaring an emergency.

Senate Bill No. 175, by Hughes—An Act providing for the appointment of a court crier by each district judge, defining his powers and duties, and for his compensation, and tenure in office, for an appropriation, and declaring an emergency.

Senate Bill No. 176, by Feuquay—An Act requiring railroad and electric railway companies in the State of Oklahoma to maintain safety mounds at grade crossings, and conferring on the Corporation Commission jurisdiction to require the erection of same, and providing specifications, and declaring an emergency.

Senate Bill No. 177, by Luttrell of the Senate, and Phillips of the House—An Act authorizing the employment of certain deputies by the sheriff in counties having a population of not less than 19,385 and not more than 19,390, according to the last preceding decennial census, fixing the salaries of such deputies, providing for traveling expenses of the sheriff and deputies of such counties, and declaring an emergency.

Senate Bill No. 178, by Luttrell—An Act authorizing suits to be brought against the State of Oklahoma by reason of any

claim, lien, mortgage or other equity in real estate growing out of the failure of State Banks within the State of Oklahoma, providing the manner of service and authorizing service upon the Bank Commissioner of the State of Oklahoma, fixing the procedure, and declaring an emergency.

Senate Bill No. 179, by Bobo—An Act amending Section 3675, Compiled Statutes of Oklahoma, 1921, giving a live stock inspector authority to fix local and special quarantine areas.

Senate Joint Resolution No. 14, by Woods and Hughes of the Senate—A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to all of Article 6, of the Constitution of the State of Oklahoma, providing for the creation of a Board of Pardons and Paroles, and prescribing its duties.

Senate Joint Resolution No. 15, by Cline of the Senate, and Franks, Bell and Watson of the House—A Resolution authorizing the extension of the time of the payment of the second half of the 1922 ad valorem taxes until August 15, 1923, and declaring an emergency.

Senator Calvert, by unanimous consent, reported as follows for the joint committee to investigate prices of cement, lumber and other building materials, under House Concurrent Resolution No. 3:

### FIRST REPORT.

Mr. President:

We, the Joint Committee appointed by virtue of House Concurrent Resolution No. 3, to investigate the prices of cement, lumber and other building materials in this State, beg leave to report:

1. That your committee met, and organized. Brice of the House elected chairman of committee; Calvert of Senate elected secretary of committee.

2. That your committee, after due consideration, has employed W. N. Redwine of McAlester, Oklahoma, to act as counsel for the committee, at the price of \$25.00 per day and necessary traveling expenses.

3. That it has been deemed necessary by your committee to employ a competent stenographer or reporter, and also a competent accountant, to aid in the investigation.

4. That it will probably be necessary for your committee to hold hearings in three or four different places in this State.

5. That the salary agreed upon for the counsel, and the salary yet to be agreed upon for the stenographer and accountant, and all expenses incident to such investigation, be paid out of the funds appropriated for expenses of the Ninth Oklahoma Legislature, and to be appropriated, if any.

BRICE, Chairman House Committee.

CALVERT, Chairman Senate Committee.

BRICE, Chairman Joint Committee.

Senator Calvert moved that the report be adopted and the committee authorized to employ counsel, stenographer and accountant, as provided for in the report. Motion carried.

## SECOND READING.

The following bills were read for the second time and referred to the committees indicated:

Senate Bill No. 156, by Memminger and McPherrren of the Senate, and Eastridge of the House, referred to the Calendar, without reference to committee, not to be printed.

Senate Bill No. 157, by Cline of the Senate, and Franks, Bell and Watkins of the House, to Judiciary Committee No. 1.

Senate Bill No. 158, by Wells, to Judiciary Committee No. 1.



Senate Bill No. 159, by Woods, to Committee on Appropriations.

Senate Bill No. 160, by Langley of the Senate, and Lindsey of the House, placed on Calendar without reference to committee, but not to be printed.

Senate Bill No. 161, by Bobo and Jones of the Senate, and Callahan of the House:

Senator Bobo offered the following amendment to the title of Senate Bill No. 161, which was adopted:

Mr. President:

I move to amend the title of Senate Bill No. 161, on page 2 of the Calendar, by inserting after the figures "1921" and before the word "and" the following: "Relative to expenses incurred on behalf of insane persons confined in asylums and hospitals."

Senate Bill No. 161, referred to Committee on Hospitals and Charities.

Senate Bill No. 162, by Durant, to Committee on Commerce and Labor.

Senate Bill No. 163, by Durant, to Committee on Fish and Game.

Senate Bill No. 164, by Lillard, to Committee on Fees and Salaries.

Senate Bill No. 165, by Hughey and Hughes of the Senate, and Lightner of the House, to Committee on Legal Advisory.

Senate Bill No. 166, by Hughes, Hughey, Leedy, Reed and Lewis of the Senate, and Lightner and Ray of the House, to Committee on Fish and Game.

Senate Bill No. 167, by Hudson of the Senate, and Ferrell, Boyer, Long, Simpson and Miller of the House, by re-

quest of Senator Hudson placed on Calendar without reference to committee.

House Bill No. 136, by Harper and Dyer, to Committee on Fish and Game.

House Bill No. 192, by Goodrich of the House, and Johnson of the Senate, to Committee on Fees and Salaries.

House Bill No. 4, by Garner, to Committee on Military Affairs.

Senator Brown of Love, reported on behalf of the Committee on Engrossed and Enrolled Bills, Senate Resolution No. 6 correctly engrossed.

The President signed the engrossed copy of Senate Resolution No. 6 and ordered same returned to the enrolling and engrossing department for enrollment.

Senate Bill No. 91 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Excused: Anglin, Holloway, Lewis, Looney of Harmon. Total, 4.

Not voting: Golobie, Johnson, Memminger, Monk. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Excused: Anglin, Holloway, Lewis, Looney of Harmon. Total, 4.

Not voting: Golobie, Johnson, Memminger, Monk. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 91 and ordered same transmitted to the Honorable House for its consideration.

Senate Bill No. 13 was read for the third time at length, and on request of Senator Horner, further consideration was postponed for the time being and the bill ordered to remain on the Calendar.

Senate Bill No. 44 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Love, Calvert, Cordell, Cornett, Darnell, Durant, Golobie, Gulager, Harvey, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Luttrell, McPherren, Monk, Nichols, Ratliff, Wells, West, Woods. Total, 27.

Nays: Brown of Blaine, Carlock, Cline, Feuquay, Frye, Glasser, Hill, Horner, Land, Looney of Pontotoc, Reed. Total, 11.

Excused: Anglin, Holloway, Lewis, Looney of Harmon. Total, 4.



Not voting: Johnson, Memminger. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 44 and ordered the same transmitted to the Honorable House for its consideration.

Senate Bill No. 80 was read for the third time at length.

On motion of Senator Feuquay, Senate Bill No. 80 was re-committed to the Committee on Legal Advisory for consideration.

Senate Bill No. 141 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherren, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: Leedy. Total, 1.

Not voting: Golobie, Johnson, Memminger, Monk. Total, 4.

Excused: Anglin, Holloway, Lewis, Looney of Harmon. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant.

Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Excused: Anglin, Holloway, Lewis, Looney of Harmon. Total, 4.

Not voting: Golobie, Johnson, Memminger, Monk. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 141 and ordered the same transmitted to the Honorable House for consideration.

Senate Bill No. 60 was read for the third time at length.

Senator Glasser asked unanimous consent to offer the following amendment:

Mr. President:

I move to amend Senate Bill No. 60, lines 3 to 6 inclusive, page 8, by striking after the word "dollars" all the balance of line 3, and all of lines 4, 5 and 6.

Amendment was adopted by unanimous consent.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherren, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: Leedy. Total, 1.

Not voting: Golobie, Johnson, Memminger, Monk.  
Total, 4.

Excused: Anglin, Holloway, Lewis, Looney of Harmon.  
Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

Senate Bill No. 60 was referred to the enrolling and engrossing department for engrossment of the amendment.

Senator Looney of Pontotoc gave notice that on the next legislative day, he would move to reconsider the vote by which Senate Bill No. 44 was passed.

House Bill No. 14 was taken up for consideration and read by the Clerk.

On motion of Senator Looney of Pontotoc, House Bill No. 14 was advanced to engrossment and third reading.

House Bill No. 22 was taken up for consideration and read by the Clerk.

On motion of Senator Brown of Love, further consideration of House Bill No. 22 was indefinitely postponed.

Senator Glasser moved that the Senate proceed to the consideration of House Bill No. 33. Motion carried.

House Bill No. 33 was read by the Clerk, and on motion of Senator Glasser was advanced to engrossment and third reading.

Senator Cline asked unanimous consent to submit an amendment to Senate Bill No. 33.

Objection was voiced from the floor.

Senator Cline moved to reconsider the vote by which House Bill No. 33 was advanced to engrossment and third reading.



After considerable discussion of the motion, Senator Cordell moved the previous question.

Motion carried, and debate on the Cline motion was limited to 15 minutes to each side.

The vote recurring upon Senator Cline's motion to reconsider, same was lost.

Senator Glasser moved that the rules be suspended and that House Bill No. 33 be placed on third reading and final passage. Motion carried.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Excused: Anglin, Holloway, Lewis, Looney of Harmon. Total, 4.

Not voting: Carlock, Feuquay, Memminger, Monk. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley,

Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherran, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Excused: Anglin, Holloway, Lewis, Looney of Harmon. Total, 4.

Not voting: Carlock, Feuquay, Memminger, Monk. Total, 4.

Senator Horner moved that Senate Bill No. 29 be stricken from the Calendar. Motion carried.

Senator Glasser moved that the Sergeant-at-Arms be instructed to purchase \$10.00 worth of flowers to be sent to Senator Looney of Harmon, who was ill in the University Hospital. Motion carried.

House Bill No. 112 was taken up for consideration and read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

House Bill No. 40 was taken up for consideration, read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

House Bill No. 31 was taken up for consideration and read by the Clerk.

Senator Glasser was called to the Chair.

Senator Hudson moved that House Bill No. 31 be advanced to engrossment and third reading. Motion carried.

House Bill No. 32 was taken up for consideration and on motion of Senator Reed was advanced to engrossment and third reading.

House Concurrent Resolution No. 4, was taken up for consideration.

Senator Cline called attention to the fact that a resolution seeking to accomplish that which was sought by House Concurrent Resolution No. 4 should be a joint resolution.

On motion of Senator Cline, further consideration of House Concurrent Resolution No. 4 was postponed temporarily.

House Bill No. 109 was taken up for consideration and read by the Clerk.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President:

I move to amend House Bill No. 109 by adding after line 18, page 4, the following:

*Department of Mines, Oil and Gas.*

Salary of Chief Clerk for fiscal year ended June 30,	
1922 . . . . .	\$1,800.00
Salary of Chief Clerk for fiscal year ended June 30,	
1923 . . . . .	1,800.00

McPHERREN.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President:

I move to amend the title to Engrossed House Bill No. 109 by adding after the word "Inspector" and before the word "and" the following: "Department of Mines, Oil and Gas."

McPHERREN.

Senator Horner offered the following amendment, which was adopted:

Mr. President:

I move to amend House Bill No. 109, page 5, line 7, by the insertion of the following: "Vocational Education Depart-



ment, for matching Federal aid funds for trade, industrial and economic education: Salaries of teachers of approved trade courses, \$5,000.00; for matching Federal aid fund in teacher training in trade and industrial education, \$3,000.00. Total, \$8,000.00."

HORNER.

Senator Carlock offered the following amendment, which was adopted:

Mr. President:

I move to amend House Bill No. 109, line 4, page 4, by striking the figures "\$4,354.84" and inserting the figures "\$7,050.84."

CARLOCK.

On motion of Senator Hudson, House Bill No. 109, as amended, was advanced to engrossment and third reading.

House Bill No. 93 was taken up for consideration, read by the Clerk, and on motion of Senator Reed was advanced to engrossment and third reading.

House Bill No. 11 was taken up for consideration and read by the Clerk:

Senator Hudson offered the following amendment, which was adopted:

Mr. President:

I move to amend House Bill No. 11 by striking the word "exposition" in line 4, page 2, and substituting the word "exhibition."

HUDSON.

On motion of Senator McPherrren, House Bill No. 11 as amended was advanced to engrossment and third reading.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Correction of the Journal:

Mr. President:

We, your Committee on Correction of the Journal, beg leave to report that we have read the Journal to and including the 22nd day, and with the exception of minor clerical changes which we have made, find it correct as written.

We therefore recommend that the Journal as corrected be adopted to and including the Twenty-second Legislative Day.

WEST, Chairman.

On motion of Senator West, the report was adopted.

Senator McPherren, on behalf of the Committee on Military Affairs, reported as follows:

Mr. President:

We, your Committee on Military Affairs, to whom was referred Senate Bill No. 112, by Glasser, entitled, *An Act for the purpose of fostering public sentiment in favor of honoring the flag of our country and preserving it from desecration, providing penalties for violation of the provisions of this act, and declaring an emergency*, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, and it is further recommended that the Sergeant-at-Arms of the Senate be instructed to secure and display in the Senate Chamber a Star-Spangled Banner of suitable size.

McPHERREN, Chairman.

On motion of Senator McPherren, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Cordell moved that Senate Bill No. 38 be made special order of business for 3:00 o'clock p. m. Wednesday. Motion carried.

The following messages from the House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Concurrent Resolution No. 8, by Hill Darnell and Cordell, entitled:

“A Concurrent Resolution memorializing the Congress of the United States to grant aid to the Kansas City, Mexico & Orient Railroad.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Concurrent Resolution No. 8 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith,

Enrolled Senate Bill No. 3, by Cordell, entitled:

“An Act making the selling, giving away, or otherwise furnishing any liquor, preparation or compound for beverage purposes which results in death, murder, and declaring an emergency.”



And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 3 was ordered transmitted to the Governor.

On motion of Senator Hudson, the Senate adjourned under the rules.

## TWENTY-SIXTH LEGISLATIVE DAY.

Wednesday, January 31, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 40.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bills Nos. 109 and 60 correctly engrossed.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 6, correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 6, and ordered the same transmitted to the Secretary of State for permanent record.

Senator Darnell, on behalf of the Legal Advisory Committee, reported as follows:

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 165, by Hughey and Hughes, entitled, An Act validating certain acknowledgments to assignments of mortgages and releases of mortgages, taken before any county clerk, court clerk, county judge or notary public within the State of Oklahoma, or before any notary public of any other State of the United States, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

DARNELL, Chairman.

On motion of Senator Darnell, the report was adopted.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 35, by McPherrren, entitled, An Act providing for the appointment by the Governor of eighteen Supreme Court Commissioners same to be divided into six divisions, prescribing their qualifications, defining their powers and duties, fixing their salaries, providing for clerical assistants, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Darnell, on behalf of the Legal Advisory Committee, reported as follows:



Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 80, by Johns, entitled, An Act validating certain acknowledgements relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma, before justices of the peace, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

DARNELL, Chairman.

On motion of Senator Darnell, the report was adopted.

Senator Hughes, on behalf of the Committee on Revenue and Taxation, reported as follows:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 64, by Bobo, Ratliff, Hughes and Frye, entitled, An Act amending Section 9710, Compiled Oklahoma Statutes, 1921, relating to the penalty on delinquent taxes, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Hughey, on behalf of the Committee on Fish and Game, reported as follows:

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 61, by Cordell, entitled, An Act providing for the protection of forests and woodlands of the State and the growing of trees and forests on private and public

lands; establishment of State Forest and Parks; creation of a Forestry Commission and defining its powers and duties; appointment of State Forester and defining his powers and duties; providing for appointment of Park Commissions in counties and defining their duties; appointment of shade tree commissions in cities and towns and defining their duties; providing a tax on timber cut from the forests of the State; providing for levying taxes in counties and cities; and providing for an appropriation, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the report was adopted and the bill referred to the Committee on Appropriations.

Senator West, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 108, by Johnson of the Senate, and Hansen, of the House, entitled, An Act providing for the number of deputies, assistants and stenographers for the several county officers and regulating and providing for the salaries of said deputies, assistants and stenographers in all counties in the State of Oklahoma, having a population of not less than 16,669 nor more than 16,689, according to the 1920 Federal census, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 8, by Woods, entitled, An Act providing for fees for jurors and witnesses and amending Section 3236 of the Revised Laws of Oklahoma, 1910, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Hughey, on behalf of the Committee on Fish and Game, reported as follows:

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 62, by Cordell, entitled:

An Act to empower the United States of America, to acquire lands in the State of Oklahoma, by purchase or otherwise, for establishing, consolidating and extending National Forests and to grant to the United States of America all rights necessary for the proper control and administration of lands so acquired, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the report was adopted and the bill referred to the Committee on Appropriations.

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 166, by Hughes, Leedy, Reed, and



Lewis of the Senate, and Lightner of the House, entitled, An Act entitled an act establishing a fish farm and a game preserve, providing for a commission to locate the same, and making an appropriation therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the report was adopted and the bill referred to the Committee on Appropriations.

Mr. President:

We, your Committee on Fish and Game, to whom was referred Engrossed House Bill No. 136, by Harper and Dyer, entitled, An Act providing closed season on deer and wild turkey and repealing all laws and parts of laws in conflict herewith, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator West, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 111, by Johnson and Lewis, entitled, An Act fixing the salary of the Chief Clerk of the Governor of the State of Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Nichols, on behalf of the Committee on Roads and Highways, reported as follows:

Mr. President:

We, your Committee on Roads and Highways, to whom was referred Senate Joint Resolution No. 11, by McPherran of the Senate and Disney of the House, entitled, A Resolution providing for authority in the Highway Commissioner to enter into a contract with the Jefferson Highway Bridge Company, and beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the report was adopted and the resolution ordered printed and placed on the Calendar.

Senator Calvert introduced a memorial signed by the County Commissioners of Nowata County, and attested by the Clerk of Nowata County, protesting against the passage of House Bill No. 80. Same was read at length by the Clerk and referred to the Committee on Roads and Highways.

The following message from the House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled Senate Bill No. 77, by Hughes, of the Senate, and Lightner and Ray, of the House, entitled:

“An Act authorizing county commissioners of any county in Oklahoma with a population of not less than 14,020 nor more than 14,050, as shown by the Federal census of 1920, to

make a special levy for the purpose of erecting or completing buildings for the Free Fair Association upon real estate owned by the Free Fair Association of such counties under contract or lease for use as exhibit grounds for free county fairs."

Enrolled Senate Bill No. 43, by Golobie, entitled:

"An Act fixing the time of convening of the District Court in Judicial District No. 11, of the State of Oklahoma, and repealing all laws in conflict therewith, and declaring an emergency."

Enrolled Senate Bill No. 31, by Lewis of the Senate, and Nance of the House, entitled:

"An Act authorizing the county attorney of all counties in the State of Oklahoma having a population of not less than 24,600 and not to exceed 24,750, as shown by the Federal census of 1920, to appoint one assistant county attorney and one stenographer and fixing the salary of each, and declaring an emergency."

Enrolled Senate Concurrent Resolution No. 7, by Gulager, of the Senate; and Miller (Hughes), of the House, entitled:

"A Concurrent Resolution instructing the State Examiner and Inspector to check the inmates of the State penitentiary, at McAlester, Oklahoma.

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 77, 43 and 31 were ordered transmitted to the Governor.

Enrolled Senate Concurrent Resolution No. 7, was ordered transmitted to the Secretary of State for permanent record.



## FIRST READING.

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

Senate Bill No. 180, by Leedy (by request)—An Act declaring the purpose of organization of a State Bank of Oklahoma, to engage in the banking business and establish a system of banking under the name of the Bank of Oklahoma, operated by the State, and defining the scope and manner of its operation, and the powers and duties of the persons charged with its management, making an appropriation therefor, and providing penalties for the violation of certain provisions thereof.

Senate Bill No. 181, by Lillard—An Act entitled, An Act amending Section 1 of Chapter 12, Session Laws of 1919, being Section 10246, Compiled Laws of Oklahoma, 1921, and declaring an emergency.

Senate Bill No. 182, by Committee on Fees and Salaries—An Act amending Section 111 of the Compiled Oklahoma Statutes of 1921, relating to District Court Reporters.

Senate Bill No. 183, by Jones—A Act creating a steam laundry, dry cleaning and dyeing plant to be located at the A. & M. College at Stillwater, Oklahoma, for the purpose of producing laundry and dry cleaning for the students of said institution, and to be used as a department of vocational training for occupations within the laundry, and making an appropriation therefor.

Senate Bill No. 184, by Committee on Fees and Salaries—An Act amending sub-division X of Section 111 of Article XI of the Compiled Oklahoma Statutes of 1921, relating to employees and providing for their salaries.

Senate Bill No. 185, by West, Reed, Calvert, Cordell, Nichols, Horner, Cline, Woods, Hudson, Hughey and Luttrell of the Senate, and Vernon, Lowry, Bayless, Boyer, Williams, Mabon, and Taylor (Lincoln), of the House—An Act fixing the

annual salary of the Chief Clerk, Loan Division, of the Commissioners of the Land Office, and declaring an emergency.

Senate Bill No. 186, by Durant—An Act amending Section 6559 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to catching fish with trammel net, seine, gun, trap, spear, gig or snare in certain streams in the State of Oklahoma, and declaring an emergency.

Senator Golobie introduced Senate Concurrent Resolution No. 10, which was read at length by the Clerk, as follows, and ordered placed on the Calendar under the rules.

#### SENATE CONCURRENT RESOLUTION No. 10.

By Golobie, Darnell and Barker of the Senate, and  
Laskey and Callahan of the House.

A Resolution Requesting Certain Information From the State Bank Commissioner, and State Examiner and Inspector, Relating to State Banks.

WHEREAS, a large number of depositors are affected by a number of failing State banks, and the break-down of the State Guaranty Fund to liquidate such failures; and,

WHEREAS, some measure of relief must be created by this Legislature to reimburse the thousands of depositors in said failing banks to stabilize the present Bank Guaranty law, and cure its defects, or solve by other methods the present banking conditions of this State, and,

WHEREAS, in order to solve the chaotic condition of the failing banks and banking law of this State, it is necessary that the Legislature possess all the information in regard to the condition of the failing banks;

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Ninth Legislature, the House concurring therein, That the State Bank Commissioner and the State Examiner

and Inspector be requested to prepare and furnish to the Senate, at the earliest possible moment, the following:

(1) Statement of the total collections of the assessments on account of the Bank Guaranty Fund.

(2) Number of State Banks now operating.

(3) Number of State Banks *failed, liquidated, consolidated*, and number of *State Banks Nationalized*.

(4) Total amounts of assets taken over from *failed, liquidated* of *consolidated* banks.

(5) Total amount received from the sale of assets and otherwise disposed.

(6) Total amount of assets on hand.

(7) Total amount of cash on hand.

(8) Total amount of warrants issued to date.

(9) Total amount of warrants outstanding.

(10) Total amount of deposits.

(11) Total number of State Banks at last statement call.

(12) Names and addresses of liquidating agents.

(13) Compensation of liquidating agents.

(14) Amounts paid liquidating agents in the past.

(15) Number and style of suits filed against stockholders and creditors of defunct banks.

## SECOND READING.

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

Senate Bill No. 168, by Feuquay, to Committee on Appropriations.



Senate Bill No. 169, by Lillard, to Judiciary Committee No. 1.

Senate Bill No. 170, by Cordell, to Committee on Agriculture.

Senate Bill No. 171, by Langley, of the Senate and Williams of the House. By request of Senator Langley, ordered placed on the Calendar but not printed.

Senate Bill No. 172, by Langley, of the Senate, and Williams of the House, to Committee on Mines and Manufacturing.

Senate Bill No. 173, by Horner of the Senate and Lewis of the House, to Committee on Fees and Salaries.

Senate Bill No. 174, by Hughes, to Committee on Agriculture.

Senate Bill No. 175, by Hughes, to Committee on State and County Affairs.

Senate Bill No. 176, by Fenquay, to Committee on Public Service Corporations.

Senate Bill No. 177, by Luttrell, of the Senate and Phillips of the House. By request of Senator Luttrell, ordered placed on the Calendar, but not printed.

Senate Bill No. 178, by Luttrell, to Judiciary Committee No. 2.

Senate Bill No. 179, by Bobo, to Committee on Agriculture.

Senate Joint Resolution No. 14, by Woods and Hughes, to Committee on Constitution and Constitutional Amendments.

Senate Joint Resolution No. 15, by Cline, of the Senate, and Franks, Bell and Watson of the House, to Judiciary Committee No. 1.

The President presiding.

Senator Harvey moved that the Senate operate under the call of the House, during third reading of bills.

Motion carried, and the Sergeant-at-Arms was instructed to bring the Senators into the Senate Chamber.

Senate Bill No. 60, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 37.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Brown of Blaine, Johnson, Durant. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Senate Bill No. 60, and ordered same transmitted to the Honorable House for its consideration.

Senator Looney of Pontotoc, moved that the vote by which Senate Bill No. 44 was passed on the previous day, be reconsidered.

After considerable argument on the motion, Senator Gulager moved to table the Looney motion.

Senator Glasser made a point of order against the Gulager motion that Senator Looney had the privilege of closing the argument.

The Chair held that inasmuch as there had been no ruling at the beginning of the argument, as to time for either side

of the debate, and manner of closing same, the point of order was not well taken.

Senator Looney was given unanimous consent to close the debate on his motion.

The vote recurring on the motion to table, same carried.

The motion to reconsider being laid on the table, Senate Bill No. 44 was ordered transmitted to the Honorable House for consideration.

The hour of 3:00 o'clock p. m. having arrived, Senate Bill No. 38, was taken up under special order of business.

Senator McPherrren offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 38, by adding, after line 6, and before line 7, page 2, the following: "For securing crop reports and statistics and compiling same, \$5,000.00."

McPHERREN.

Senator Cordell offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 38, by adding after line 8 and before line 9, page 2, the following: "For expenses incurred in the eradication of hog cholera, \$2,500.00."

CORDELL.

Senator Cordell offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 38, between lines 7 and 8, of page 2, by inserting the following: "For expenses incurred in eradication of cattle and sheep scab, \$2,500.00."

CORDELL.



Senator Lillard offered the following amendment which was tabled on motion of Senator Hudson:

Mr. President: I move to amend Senate Bill No. 38, line 6, page 2, by striking all of said line.

LILLARD.

On motion of Senator Cordell, Senate Bill No. 38, as amended, was advanced to engrossment and third reading.

On motion of Senator Nichols, the enrolling and engrossing department was instructed to change the totals to conform to the amendments as adopted.

Senator Harvey called attention to Senate Bill No. 10, which had remained on the Calendar by reason of notice of a motion to reconsider.

The Chair held that inasmuch as the motion was not made on the day for which notice was given, the motion passed out of the control of the Senator giving such notice.

Senator Harvey moved that the vote by which Senate Bill No. 10 was passed be reconsidered, and that that motion lie on the table.

Senator Nichols made a point of order that Senator Harvey's motion could not be entertained, for the reason that it included two questions.

The Chair held the point of order not well taken.

The vote recurring upon Senator Harvey's motion, the same carried.

The President signed Senate Bill No. 10, and ordered same transmitted to the Honorable House for consideration.

Senator Johnson moved that the vote by which Senate Resolution No. 3 was passed be rescinded.

Senator Gulager moved that the motion of Senator Johnson be laid on the table.

Roll call was demanded, and resulted as follows:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Cornett, Frye, Golobie, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johns, Jones, Land, Leedy, Lillard, Looney of Pontotoc, Luttrell, Monk, Nichols, Ratliff, Reed, Woods. Total, 26.

Nays: Carlock, Cline, Cordell, Darnell, Feuquay, Glasser, Johnson, Langley, Memminger. Total, 9.

Not Voting: Calvert, Durant, Horner, McPherren, West. Total, 5.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

The motion to table prevailed.

Senator Memminger introduced Former Lieutenant-Governor Howard, of Nebraska, now Congressman-elect from that State, who was invited to address the Senate.

Senator Memminger and Senator Johnson were appointed to escort Mr. Howard to the rostrum.

The following message from the Governor was received and read at length:

To the Honorable President and Members of the Senate of the Ninth Oklahoma Legislature:

This is to advise you, and through you, the members of your Honorable body, that I have today approved and signed Senate Bill No. 3, same being, "An Act making the selling, giving away or otherwise furnishing any liquor, preparation or compound for beverage purposes, which results in death, murder."

Very respectfully,

J. C. WALTON, Governor.

Senator Lillard asked unanimous consent to have Senate Bill No. 138 taken up for consideration.

The President Pro Tempore presiding.

On motion of Senator Hudson, Senate Bill No. 138 was advanced to engrossment and third reading.

House Bill No. 31 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result :

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durrant, Frye, Glasser, Golobie, Gulager, Hill, Horner, Hudson, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, McPherran, Memminger, Monk, Reed, Woods. Total, 32.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Darnell, Harvey, Johnson, Luttrell, Nichols, Ratliff, West. Total, 8.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durrant, Frye, Glasser, Golobie, Gulager, Hill, Horner, Hudson, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, McPherran, Memminger, Monk, Reed, Woods. Total, 32.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Darnell, Harvey, Johnson, Luttrell, Nichols, Ratliff, West. Total, 8.



The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 31, and ordered the same returned to the Honorable House.

House Bill No. 32 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Golobie, Gulager, Hill, Horner, Hudson, Hughey, Johns, Jones, Land, Langley, Lillard, Looney of Pontotoc, McPherran, Memminger, Monk, Reed, Woods. Total, 31.

Nays: Leedy. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Darnell, Harvey, Johnson, Luttrell, Nichols, Ratliff, West. Total, 8.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Golobie, Gulager, Hill, Horner, Hudson, Hughey, Johns, Jones, Land, Langley, Lillard, Looney of Pontotoc, McPherran, Memminger, Monk, Reed, Woods. Total, 31.

Nays: Leedy. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon, Wells.  
Total, 4.

Not Voting: Feuquay, Darnell, Harvey, Johnson, Luttrell, Nichols, Ratliff, West. Total, 8.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed House Bill No. 32, and ordered same returned to the Honorable House.

House Bill No. 109 was read for the third time at length.

The question being, "Shall the bill Pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Gulager, Harvey, Horner, Hudson, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Reed, West, Woods. Total, 30.

Nays: Cornett, Durant, Frye, Glasser, Hill, Land.  
Total, 6.

Excused: Holloway, Lewis, Looney of Harmon, Wells.  
Total, 4.

Not Voting: Feuquay, Hughes, Nichols, Ratliff. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Gulager, Harvey, Horner, Hudson, Hughey, Johns, Johnson,

Jones, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Reed, West, Woods. Total, 30.

Nays: Cornett, Durant, Frye, Glasser, Hill, Land. Total, 6.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Hughes, Nichols, Ratliff. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed Engrossed House Bill No. 109 and ordered the same returned to the Honorable House.

House Bill No. 93 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Reed, West, Woods. Total, 37.

Nays: None.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Hughes, Ratliff. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:



Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Reed, West, Woods. Total, 37.

Nays: None.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Hughes, Ratliff. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed Engrossed House Bill No. 93, and ordered same returned to the Honorable House.

Senator Jones moved to adjourn under the rules. Motion lost.

House Bill No. 14 was read for the third time at length.

Senator Looney of Pontotoc asked unanimous consent to amend the title of the bill as follows:

Mr. President: I move to amend the title of House Bill No. 14, by inserting after the word "inhabitants" and before the word "and" in line three of the title, the following: "as shown by the last preceding census."

J. C. LOONEY.

The amendment was adopted.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Hughey, Johns, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Reed, West. Total 29.

Nays: Anglin, Feuquay, Glasser, Horner, Hudson, Johnson, Leedy. Total, 7.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not voting: Cline, Hughes, Ratliff, Woods. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Hughey, Johns, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Reed, West. Total 29.

Nays: Anglin, Feuquay, Glasser, Horner, Hudson, Johnson, Leedy. Total, 7.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not voting: Cline, Hughes, Ratliff, Woods. Total, 4.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared lost.

House Bill No. 14 was referred to the enrolling and engrossing department for engrossment of the amendment.

Senator Hudson was called to the Chair.

House Bill No. 40 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Du-

rant, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Reed, West, Woods. Total, 35.

Nays: Glasser, Leedy. Total, 2.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Hughes, Ratliff. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durrant, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Reed, West, Woods. Total, 35.

Nays: Glasser, Leedy. Total, 2.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Hughes, Ratliff. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The Acting President signed Engrossed House Bill No. 40 and ordered same returned to the Honorable House.

House Bill No. 112 was read for the third time at length.

Senator Anglin asked unanimous consent to offer the following amendment, which was adopted:



Mr. President: I move to amend the title to House Bill No. 112, by inserting, after the figures "25,100" and before the word "to" the words: "according to the last preceding Federal decennial census."

ANGLIN.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durrant, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Reed, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Feuquay, Hughes, Ratliff. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore presiding.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durrant, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Reed, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon, Wells. Total, 4.

Not Voting: Fequay, Hughes, Ratliff. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

House Bill No. 112 was referred to the enrolling and engrossing department for engrossment of the amendment.

On motion of Senator Langley, Senate Bill No. 132 and Senate Bill No. 19 were placed on special order for 3:00 o'clock p. m. Thursday.

On motion of Senator Looney of Pontotoc, Senate Bill No. 152 was withdrawn from the Committee on Penal Institutions and referred to the Committee on Appropriations.

On motion of Senator Gulager, Senate Bill No. 93 was advanced to engrossment and third reading.

On motion of Senator Glasser, Senate Bill No. 112 was made special order of business immediately following Senate Bill No. 19, on Thursday.

On motion of Senator Bobo, Senate Joint Resolution No. 6 was made special order of business following Senate Bill No. 112, on Thursday.

Announcement was read of a dance to be given by the League of Young Democrats on the fourth floor of the Capitol, on Saturday evening; also of a luncheon by the League of Young Democrats at Clausen's Dinner Bell, on Thursday.

Senator Leedy moved that Senate Bill No. 148 be made special order immediately following Senate Joint Resolution No. 6. Motion lost.

On motion of Senator Langley, Senate Joint Resolution No. 10 was advanced to engrossment and third reading.

The President presiding.

The Chair announced the appointment of the Committee under Senate Resolution No. 5, to assist the State Auditor in

auditing certain deficiency certificates, as follows: Senators McPherren, Gulager and Langley.

On motion of Senator Gulager, Senate Bill No. 117 was advanced to engrossment and third reading.

On motion of Senator Memminger, Senate Bill No. 156 was advanced to engrossment and third reading.

On motion of Senator Hudson, the Senate adjourned under the rules.



## TWENTY-SEVENTH LEGISLATIVE DAY.

Thursday, February 1, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 40.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Cordell, on behalf of the Committee of Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 179, by Bobo, entitled, An Act amending Section 3675, Compiled Statutes of Oklahoma, 1921, giving a live stock inspector authority to fix local and special quarantine areas, beg leave to report that we had the same

under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 114, by Reed, West and Leedy, entitled, An Act to amend Section 7452, Compiled Oklahoma Statutes, 1921, providing that the thrasher of grain and seed shall furnish both the person for whom threshing is done, and the State Board of Agriculture a report in writing, providing the extent of such report, and changing the penalties provided under said section, ~~providing~~ Sections 7443 to 7450, inclusive of said statutes, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 174, by Hughes, entitled, An Act amending Section 3893, Chapter 21 of the Compiled Laws of 1921, relating to bounties on wolves and coyotes, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 170, by Cordell, entitled, An Act providing a lien for the services of stallions and jacks registered according to the provisions of this act, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 130, by Cordell (by request), entitled, An Act providing for fire safeguards on threshing machines and exempting operators of threshing machines who comply with the provisions of this act from liabilities by reason of fires originating from threshing machines, beg leave to report that we had the same consideration and herewith return the same with the recommendation that it do not pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 149, by Hughes, entitled, An Act amending Section 185, Chapter 3, Article 2 of Compiled Statutes of Oklahoma, 1921, relating to limitation of actions, providing for the computing of time in open running accounts, and declaring an emergency, beg leave to report that we had



the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 140, by Cline of the Senate, and Franks, Bell and Watkins of the House, entitled, An Act amending Section 2129 of the Compiled Statutes of Oklahoma, 1921, relating to the crimes of embezzlement, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Fequay introduced Senate Concurrent Resolution No. 11, by Fequay and Wells of the Senate, and Ticer and Watson of the House, A Resolution memorializing Congress and the Honorable Commissioner of Indian Affairs, relative to the donation and deeding of the Shawnee Indian Mission property in Pottawatomie County, State of Oklahoma, to the State of Oklahoma for a hospital and school for crippled children.

The Clerk read an announcement on behalf of the Southwestern Bell Telephone Company that they are now furnishing to the Senators directories of all officials of the State, giving their home addresses.

#### FIRST READING.

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

Senate Bill No. 187, by Monk—An Act making an appropriation for the payment of certain State warrants, with accrued interest thereon, drawn against State Prison Fund No. 7, and not paid for want of funds, and declaring an emergency.

Senate Bill No. 188, by Anglin—An Act governing the taking up, advertising and sale of stray stock.

Senate Bill No. 189, by Senate Committee on Public Health—An Act to empower counties to provide by taxation a fund with which to defray the expense of public health nursing within the county.

Senate Bill No. 190, by Monk—An Act fixing the salaries of the Assistant State Librarian and the Reference Librarian, repealing all acts and parts of acts in conflict herewith.

Senate Bill No. 191, by Luttrell—An Act to amend Section 415, Chapter 3, Article 10, Compiled Oklahoma Statutes, 1921, relating to bonds in injunction cases and in all cases where an injunction is sought, and declaring an emergency.

Senate Bill No. 192, by Luttrell—An Act to amend Section 342, Chapter 3, Article 9, of the Compiled Oklahoma Statutes, 1921, relating to attachment bonds, and declaring an emergency.

Senate Bill No. 193, by Luttrell—An Act authorizing the State of Oklahoma to maintain proceedings in garnishment without executing a bond in garnishment, and declaring an emergency.

Senate Bill No. 194, by Luttrell—An Act to amend Section 328, Chapter 3, Article 8 of Compiled Oklahoma Statutes, 1921, undertakings for delivery in replevin actions, and declaring an emergency.

Senate Bill No. 195, by Feuquay—An Act providing for the payment of costs in actions and hearings before the State Industrial Commission, and declaring an emergency.

Senate Bill No. 196, by Feuquay—An Act providing a form for deficiency certificates issued by the Governor of the State of Oklahoma.

Senate Bill No. 197, by Nichols—An Act providing for the education for persons of defective vision, providing for the determination of their eligibility to be enrolled in the Oklahoma School for the Blind at Muskogee, etc., and declaring an emergency.

Senate Bill No. 198, by Nichols, Lillard, Hill and Golobie of the Senate, and Salter, Brumley, Saltsman, Acton and Burleson of the House—An Act making an appropriation to pay the tuition of orphan children according to the provisions of Section 10703, Article 32, Compiled Oklahoma Statutes, 1921, and declaring an emergency.

Senate Bill No. 199, by Glasser—A Bill to be entitled, An Act amending Section 238, Compiled Oklahoma Statutes Annotated, 1921, relating to the manner and method of obtaining service in civil actions.

Senate Joint Resolution No. 16, by Jones—A Resolution authorizing and directing the Board of Regents of the Oklahoma State Agricultural and Mechanical College to convey by quit claim deed to the former owners and assigns all right, title and interest the State may have in said lands, etc., and declaring an emergency.

Senator Hudson was called to the Chair.

Senator Leedy, on behalf of the Committee on Public Health, reported as follows:

Mr. President:

We, your Committee on Public Health, to whom was referred Senate Bill No. 104, by Anglin, entitled, An Act amending Section 1975 of the Compiled Oklahoma Statutes, 1921, relating to sale of cigarettes, prohibiting advertising and sale thereof, fixing the penalty for its violation, and declaring



an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

LEEDY, Chairman.

Senator Leedy moved that the report be adopted.

Senator Anglin offered as a substitute for the Leedy motion, a motion that Senate Bill No. 104 be printed and placed on the Calendar, notwithstanding the committee report.

The substitute motion prevailed.

Senator Hughes was excused indefinitely on account of illness.

## SECOND READING.

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

Senate Bill No. 180, by Leedy (by request), to Committee on Banks and Banking.

Senate Bill No. 181, by Lillard, to Committee on Education.

Senate Bill No. 182, by Committee on Fees and Salaries, to Committee on Fees and Salaries.

Senate Bill No. 183, by Jones, to Committee on Appropriations.

Senate Bill No. 184, by Committee on Fees and Salaries, to Committee on Fees and Salaries.

Senate Bill No. 185, by West, Reed, Calvert, Cordell, Nichols, Horner, Cline, Woods, Hudson, Hughey and Luttrell of the Senate, and Vernon, Lowry, Bayless, Boyer, Williams, Mabon and Taylor (Lincoln) of the House, to Committee on State and County Affairs.

Senator McPherrren was called to the Chair.

Senate Bill No. 186, by Durant, to Committee on Fish and Game.

Senate Concurrent Resolution No. 10, by Golobie, Darnell and Barker of the Senate, and Laskey and Callahan of the House:

Senator Golobie moved that the resolution be placed on the Calendar without reference to committee.

The President Pro Tempore presiding.

The Chair ruled that a Senate Concurrent Resolution is subject to consideration of the Senate on the next legislative day after its introduction, and cannot be referred to committee unless by special order of the Senate.

Senator Lillard moved that Senate Concurrent Resolution No. 10 be referred to the Committee on Banks and Banking. Motion lost.

Senator Golobie moved that Senate Concurrent Resolution No. 10 be adopted.

Motion carried, and the resolution was referred to the enrolling and engrossing department for engrossment.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 130, by Ferrell, Rossiter, Nance and O'Brien, entitled:

"An Act making an appropriation for the support and maintenance of the office of the Attorney General, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Represen-

tatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Joint Resolution No. 1, by Woods, Johnson and Calvert, entitled:

“A Resolution authorizing an extension of time of payment of the first half of the 1922 ad valorem taxes until March 15, 1923, and providing that the last half of the 1922 ad valorem taxes shall not become due until the 15th day of June, 1923, and relieving the taxpayer of all penalty of such taxes if the first half of such taxes is paid on or before March 15, 1923, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Joint Resolution No. 1 was referred to the enrolling and engrossing department for enrollment.

At request of Senator McPherrren, House Bill No. 4 was ordered withdrawn from the Committee on Military Affairs and referred to the Committee on Appropriations.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills reported House Bill No. 14 correctly engrossed.

The President Pro Tempore signed House Bill No. 14, as amended, and ordered same returned to the Honorable House.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 112 correctly engrossed.

The President Pro Tempore signed House Bill No. 112, as amended, and ordered same returned to the Honorable House.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 38, 117, 138, 156, 93 and Senate Joint Resolution No. 10, correctly engrossed.

The President Pro Tempore instructed the Sergeant-at-Arms to bring all Senators from the corridors and committee rooms into the Senate Chamber, under the call of the House.

On request of Senator Johns, Senate Bill No. 80 was stricken from the Calendar.

Senate Bill No. 38 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulgager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 32.

Nays: Cornett, Feuquay, Glasser. Total, 3.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Bobo, Hughes, Langley, Nichols, West. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.



The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 32.

Nays: Cornett, Feuquay, Glasser. Total, 3.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Bobo, Hughes, Langley, Nichols, West. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The president Pro Tempore signed the engrossed copy of Senate Bill No. 38 and ordered the same transmitted to the Honorable House for its consideration.

Senate Joint Resolution No. 10 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Durant. Total, 1.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Hughes, Leedy, Nichols. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Joint Resolution No. 10 and ordered the same transmitted to the Honorable House for its consideration.

Senate Bill No. 117 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Hughes, Leedy, Nichols. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Hughes, Leedy, Nichols. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 117 and ordered the same transmitted to the Honorable House for its consideration.

Senate Bill No. 138 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Love, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Brown of Blaine, Cornett, Frye, Glasser, Land, Leedy. Total, 6.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Calvert, Hughes. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Love, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Golobie, Gulager, Harvey,

Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Langley, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Brown of Blaine, Cornett, Frye, Glasser, Land, Leedy. Total, 6.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Calvert, Hughes. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 138 and ordered the same transmitted to the Honorable House for its consideration.

Senate Bill No. 93 was read for the third time at length.

Senator Johnson moved that Senate Bill No. 93 be stricken from the Calendar.

Senator Bobo was called to the Chair.

The Johnson motion was tabled on motion of Senator Cornett.

The President Pro Tempore presiding.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Gulager, Hill, Horner, Hudson, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 30.

Nays: Brown of Love, Cline, Johnson. Total, 3.



Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Carlock, Feuquay, Golobie, Hughes, Memminger, Woods, Harvey. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 93 and ordered the same transmitted to the Honorable House for consideration.

The hour of 3:00 o'clock p. m. having arrived, the bills on special order were taken up for consideration.

Senate Bill No. 132 was read by the Clerk.

On motion of Senator Langley, Senate Bill No. 132 was advanced to engrossment and third reading.

Senator Nichols was called to the Chair.

Senate Bill No. 112 was taken up for consideration and read by the Clerk.

Senator Glasser offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 112, line 6, page 2, by striking the word "be" after the word "shall" and also by substituting the word "expose" for the word "exposed" in line 7.

GLASSER.

Senator Glasser offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 112, line 14, page 2, by striking the word "representative" and substituting therefor the word "representation."

GLASSER.

Senator Glasser offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 112, line 15, page 4, by striking the word "presumptive" after the word "be" and substituting therefor the words "prima facie."

GLASSER.

On motion of Senator Glasser, Senate Bill No. 112 was advanced to engrossment and third reading.

Senator Langley asked consent to take up Senate Bill No. 19, and offered the following amendment, which was adopted:

Mr. President:

I move to amend the caption of Senate Bill No. 19 by striking the words "Senate Committee Substitute Bill No. 19, by Committee on Hospitals and Charities, Substitute for Senate Bill No. 19" and inserting in lieu thereof the following, "Senate Bill No. 19, by Langley, Nichols, Brown, Mrs. Looney and Hill."

LANGLEY.

On motion of Senator Langley, Senate Bill No. 19, as amended, was advanced to engrossment and third reading.

Senate Joint Resolution No. 6 was taken up for consideration and read by the Clerk.

Senator Bobo offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Joint Resolution No. 6 by inserting the name of Senator Frye as joint author.

BOBO.

On motion of Senator Bobo, Senate Joint Resolution No. 6 was advanced to engrossment and third reading.

Senate Bill No. 102 was taken up for consideration and read by the Clerk.

On motion of Senator Langley, Senate Bill No. 102 was advanced to engrossment and third reading.

Engrossed House Concurrent Resolution No. 4, was taken up for consideration and read by the Clerk.

On motion of Senator Brown of Blaine, House Concurrent Resolution No. 4 was stricken from the Calendar.

Senator Johnson asked unanimous consent to have Senate Bill No. 108 stricken from the Calendar and referred back to the Committee on Fees and Salaries. Consent was granted.

House Bill No. 11 was taken up for consideration and read by the Clerk.

Senator Hudson offered the following amendment, which was adopted:

Mr. President:

I move to amend House Bill No. 11, lines 1 and 2, page 1, by striking after the word "section" in line 1, the words "Chapter 1017" and "Session Laws of 1911" and substituting therefor "8820 of the Compiled Oklahoma Statutes of 1921."

HUDSON.

Senator Hudson offered the following amendment to the title of House Bill No. 11, which was adopted:

Mr. President:

I move to amend the title of House Bill No. 11 by striking the words "of 1911" after the word "laws" in line 2 and before the word "the" in line 3, and substituting in lieu thereof "8820 of the Compiled Oklahoma Statutes, 1921."

HUDSON.

On motion of Senator Hudson, House Bill No. 11 was advanced to engrossment and third reading.

On motion of Senator Woods, Senate Bill No. 8 was stricken from the Calendar.

House Bill No. 136 was taken up for consideration and read by the Clerk.

Senator Glasser offered the following amendment:

Mr. President:

I move to amend House Bill No. 136 by striking the word "or" after the word "deer" and adding after the word "turkey" the words "or quail."

GLASSER.

Senator Fenquay was called to the Chair.

Senator Woods offered the following substitute amendment:

Mr. President:

I move to amend Senate Bill No. 136, line 4, page 1, by adding after the word "act" the following: "or to kill or wound any quail within the State for a period of three years from the taking effect of this act."

WOODS.

Senator Hudson moved to table the Woods substitute amendment, and a roll call was demanded, which resulted as follows:

Ayes: Bobo, Brown of Love, Calvert, Carlock, Cornett,



Darnell, Durant, Frye, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 25.

Nays: Anglin, Brown of Blaine, Cline, Cordell, Feuquay, Glasser, Gulager, Harvey, Hill, Horner, Wells, West, Woods. Total, 13.

Absent: Barker. Total, 1.

Excused: Holloway, Lewis, Looney of Harmon. Total, 3.

Not voting: Golobie, Hughes. Total, 2.

The motion to table prevailed.

On motion of Senator Hudson, the Glasser amendment was tabled.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Darnell:

Mr. President:

I move to amend House Bill No. 136, line 4, page 1, by adding "or to shoot any quail for a period of three years in that part of the State lying west of the Rock Island Railroad and north of the Choctaw Railroad."

GLASSER.

Senator Gulager offered the following amendment:

Mr. President:

I move to amend House Bill No. 136, line 3, page 1, by striking the word "ten" after the word "of" and inserting in lieu thereof the word "five."

GULAGER.

Senator Durant moved that the Gulager amendment lie on the table. Motion lost.

The vote recurring on the Gulager amendment, same was adopted.

On motion of Senator Langley, the bill as amended was advanced to engrossment and third reading.

The President presiding.

Senator Hudson submitted the petition of H. C. Thurmon, counsel for the Western Mutual Life Association, for permission to appear before the Committee on Insurance.

On motion of Senator Hudson, such permission was granted.

On motion of Senator West, Senate Bill No. 55 was made special order of business for 3:00 o'clock p. m. of the next legislative day.

Senator Darnell, with unanimous consent, reported as follows for the Committee on Legal Advisory:

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 101, by Langley of the Senate, and Harper of the House, entitled, An Act providing for the enforcement of tax lien by suit, subjecting real estate to the payment of delinquent taxes, providing for penalty, prescribing the procedure, repealing conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended; original bill submitted.

DARNELL, Chairman.

On motion of Senator Darnell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Calvert moved that the Sergeant-at-Arms be instructed to purchase a bouquet of flowers and send on behalf of the Senate to Senator Lewis, who was ill. Motion carried.

On motion of Senator Hudson, the Senate adjourned under the rules.

## TWENTY-EIGHTH LEGISLATIVE DAY.

Friday, February 2, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Barker, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Absent: Golobie, Gulager. Total, 2.

Excused: Holloway, Hughes, Lewis, Looney of Harmon. Total, 4.

The Chair announced a quorum present.

Senator McPherren was called to the Chair.

Prayer by the Chaplain.

Senator Cline was excused after 3:00 o'clock for the remainder of the week.

The President Pro Tempore presiding.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 81, by the Committee on

Appropriations, entitled, An Act making an appropriation to pay for fire and tornado insurance on State property, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted.

Mr. President :

We, your Committee on Appropriations, to whom was referred Senate Bill No. 15, by Johnson, entitled, An Act providing for an emergency appropriation of \$100,000.00 for the aid of sick, wounded and disabled soldiers, sailors and marines, their destitute wives, widows and minor children, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended by the Committee on Appropriations.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the amended bill ordered printed and placed on the Calendar.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 136, Senate Bills Nos. 102, 19, 132, 112 and Senate Joint Resolution No. 6 correctly engrossed.

Senator Leedy on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 10 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Concurrent Resolution No. 10 and ordered same transmitted to the Honorable House for its consideration.

The President presiding.



Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Joint Resolution No. 1 and Senate Concurrent Resolution No. 1 correctly enrolled.

The President signed the enrolled copy of Senate Joint Resolution No. 1, and Senate Concurrent Resolution No. 1, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Johns, on behalf of the Committee on Banks and Banking, reported as follows:

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 105, by Feuquay, entitled, An Act providing for the organization and incorporation of credit unions under the jurisdiction of State Banking Board, providing rules and regulations for the government and regulation thereof, for the examination and inspection thereof, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return same without recommendation.

JOHNS, Chairman.

On motion of Senator Johns, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Engrossed House Bill No. 7, by Brice and Taylor of the House, and Monk of the Senate, entitled, An Act amending Sections 4178, 4179, 4181 and 4182 of Volume II of the Compiled Statutes of Oklahoma, 1921, providing penalties for the violation of the banking laws of this State and providing punishment therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JOHNS, Chairman.

On motion of Senator Johns, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 17, by Cordell and Bobo, entitled, An Act for the promotion of thrift and savings, to provide loans for farmers and workers, and to authorize the organization of co-operative banks, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

JOHNS, Chairman.

On motion of Senator Johns, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 158, by Wells, entitled, An Act amending Sections 1267, 1268, 1269, 1273, 1274 and 1276 of the Compiled Statutes of Oklahoma, 1921, relating to the sale of real estate in county courts, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

#### FIRST READING.

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

Senate Bill No. 200, by Lillard—An Act entitled, An Act amending Sections 1854 and 1856, Chapter 32, of the Compiled Oklahoma Statutes, 1921, referring to the desertion and abandonment of a wife or children, repealing all acts in conflict therewith, and declaring an emergency.

Senate Bill No. 201, by Jones—An Act relating to the office of County Attorney and amending Section 5744 of the Compiled Oklahoma Statutes of 1921, as to counties having a population of not less than 30,100 and not more than 30,225, and declaring an emergency.

Senate Bill No. 202, by Langley and Hudson of the Senate, and Miller, Simpson, Long, Boyer and Ferrell of the House—An Act authorizing municipal corporations to purchase or condemn and hold lots and lands, in fee simple, for municipal waterworks and the protection thereof from contamination and pollution, and prescribing the manner in which such land shall be designated and condemned, and declaring an emergency.

Senate Bill No. 203, by Woods—An Act making an appropriation for the State Corporation Commission in the sum of Five Thousand Dollars (\$5,000.00) for the fiscal year ending June 30, 1923, said appropriation being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey, and declaring an emergency.

Senate Bill No. 204, by Woods—An Act making an appropriation for the State Corporation Commission in the sum of Ten Thousand Dollars (\$10,000.00) for the fiscal year ending June 30, 1924, and Ten Thousand Dollars (\$10,000.00) for the fiscal year ending June 30, 1925, said appropriation being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey.

Senate Bill No. 205, by Lillard—An Act authorizing cemetery association to erect public mausoleums upon unsold prop-

erty, whether platted or unplatted, to issue bonds secured by deeds of trust or mortgages for the erection of such mausoleums, providing for foreclosure or sale upon default in payment of said bonds, and declaring an emergency.

Senate Bill No. 206, by Memminger—An Act to require the keeping at some accessible point within the state, to be furnished at customary or catalogue price, all necessary parts, repairs and supplies for all farm, mill, factory and road machinery, engines, separators, gins, tractors, motor vehicles and agricultural implements which may be manufactured, sold, distributed or handled for use therein, and providing penalties for the violation thereof.

Senate Bill No. 207, by Durant of the Senate, and Mabon and Moothart of the House—An Act fixing the number of deputies and their salaries in the office of county assessor in the counties having a population of not less than 41,108 and not to exceed 41,200 as shown by the United States census of 1920, and declaring an emergency.

Senate Bill No. 208, by Hudson (by request)—An Act to license and regulate the business of private detectives and detective agencies.

Senate Joint Resolution No. 17, by Jones—A Resolution making an appropriation for the purchase of feed to replace that burned in the horse barn at the A. & M. College at Stillwater.

Senator Reed introduced Senate Concurrent Resolution No. 12, by Reed—A Resolution Memorializing Congress to pass bill H. R. 13932 introduced into the House of Representatives by Hon. Jim McClintic, Representative from the Seventh District of Oklahoma.

On request of Senator Reed, the resolution was referred to the Committee on School Lands.

Senator Hudson asked unanimous consent to amend House Bill No. 11, by striking after the word "section" in



line 4 of the Engrossed House Bill No. 11, the figure "1" and inserting in lieu thereof, the figures "8820."

The amendment was adopted and the bill referred to the enrolling and engrossing department for engrossment of the amendment.

## SECOND READING.

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

Senate Bill No. 187, by Monk, to Committee on Appropriations.

Senate Bill No. 188, by Anglin, to Committee on Agriculture.

Senate Bill No. 189, by Senate Committee on Public Health, to Committee on Public Health.

Senate Bill No. 190, by Monk, to Committee on Fees and Salaries.

Senate Bill No. 191, by Luttrell, to Judiciary Committee No. 2.

Senate Bill No. 192, by Luttrell, to Judiciary Committee No. 1.

Senate Bill No. 193, by Luttrell, to Judiciary Committee No. 1.

Senate Bill No. 194, by Luttrell, to Judiciary Committee No. 1.

Senate Bill No. 195, by Feuquay, to Judiciary Committee No. 2.

Senate Bill No. 196, by Feuquay, to Judiciary Committee No. 2.

Senate Bill No. 197, by Nichols, to Committee on Education.

Senate Bill No. 198, by Nichols, Lillard, Hill and Golobie of the Senate, and Salter, Brumley, Saltsman, Acton and Burseson of the House, to Committee on Appropriations.

Senate Bill No. 199, by Glasser, to Judiciary Committee No. 1.

Senate Joint Resolution No. 16, by Jones, to Legal Advisory Committee.

Engrossed House Bill No. 130, by Ferrell, Rossiter, Nance and O'Brien, to Committee on Appropriations.

Senate Concurrent Resolution No. 11 was read at length, as follows:

SENATE CONCURRENT RESOLUTION NO. 11.

By Feuquay and Wells of the Senate, and Ticer and Watson of the House.

A Resolution Memorializing Congress and the Honorable Commissioner of Indian Affairs, Relative to the Donation and Deeding of the Shawnee Indian Mission Property in Pottawatomie County, State of Oklahoma, to the State of Oklahoma, for a Hospital and School for Crippled Children.

WHEREAS, the Government of the United States and the Commissioner of Indian Affairs have abandoned or discontinued the use of the Shawnee Indian Mission for school purposes and said buildings and lands attached thereto are not being used at the present time for any school purposes; and

WHEREAS, it has become and is necessary for the State of Oklahoma to establish a school and hospital for the education, care and treatment of crippled children in the State of Oklahoma; and

WHEREAS, said Shawnee Indian Mission comprises an exceptionally fine tract of farm land of more than half a sec-

tion of land, beautiful buildings and grounds, with fully equipped school buildings, dormitories, hospital, administration building, laundry, cottages, barns and equipment and could be immediately used as a school and hospital for crippled children.

BE IT RESOLVED, by the Senate and the House of Representatives of the State of Oklahoma:

That the Congress of the United States and the Honorable Commissioner of Indian Affairs are hereby memorialized and requested to donate and deed to the State of Oklahoma, the Shawnee Indian Mission, together with all buildings, lands and equipment belonging thereto, located in Pottawatomie County, State of Oklahoma, to be used as a hospital and school for the education, care and treatment of crippled children in the State of Oklahoma.

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Honorable Commissioner of Indian Affairs and to each of the Senators and Representatives in Congress from Oklahoma.

Senator Feuquay moved that the resolution be adopted.

Senator McPherren moved that the resolution be referred to the Committee on Education.

Senator Feuquay made a point of order that there was already a motion before the house.

The Chair held that a motion to refer takes precedence over a motion to adopt or pass, and that the McPherren motion was therefore in order.

The vote recurring on the McPherren motion, same was lost.

On motion of Senator Feuquay, the resolution was adopted as read.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Joint Resolution No. 9, by Vernon of the House, and Gulager and Horner of the Senate, entitled:

“A Joint Resolution directing a refund to Elmer L. Riley, County Treasurer of Wagoner County, State of Oklahoma, from the State treasury of certain moneys collected by him and erroneously paid by him to the State Treasurer and converted into the State treasury, making an appropriation therefor, and declaring an emergency.”

Engrossed House Bill No. 125, by Van Dall, entitled,

“An Act authorizing county assessors in counties having a population of not less than 27,000 or more than 27,100 according to the last preceding Federal census or any other legal census ordered or authorized by the Board of County Commissioners to appoint one additional deputy county assessor, whose salary shall be fixed by the Board of County Commissioners not to exceed Fifteen Hundred (\$1,500.00) Dollars per annum, and authorizing the sheriff in such counties to appoint two additional deputies whose salaries shall be fixed by the Board of County Commissioners not to exceed Fifteen Hundred (\$1,500.00) Dollars per annum, and authorizing the county attorney in such counties to appoint one stenographer who shall have the qualifications of a court reporter, whose salary shall be fixed by the Board of County Commissioners not to exceed the sum of Fifteen Hundred (\$1,500.00) Dollars per annum, and to allow and provide for the payment by the county, and hereby repealing laws conflicting herewith, and declaring an emergency.”

Engrossed House Bill No. 141, by Lewis and Anderson, entitled,

“An Act establishing a separate ward building at the Central Oklahoma State Hospital at Norman, Oklahoma, for ex-



service persons suffering from mental, neuro and nervous diseases or afflictions, making appropriations providing for the erection and equipment of said building under the supervision of the Soldiers' Relief Commission, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 164, by Hutson, Anderson and Cunningham, entitled:

"An Act authorizing the county superintendent of public instruction to appoint one deputy in every county in the State of Oklahoma, having a population of not less than sixty-two thousand and not more than sixty-five thousand, according to the last preceding Federal census, or any census ordered or authorized by the Board of County Commissioners of any county, fixing the salary thereof, and declaring an emergency."

Engrossed House Bill No. 89, by Gray, entitled:

"An Act validating certain acknowledgments relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency."

Engrossed House Bill No. 79, by Williams, entitled:

"An Act amending Section 4, Chapter 48, of the Session Laws of the State of Oklahoma, 1919, relating to penalties for delinquent taxes on property in cities, providing for the dis-

position of penalties on property within cities having a population of not less than 5,000 and not more than 5,020, according to the Federal census of 1920, and declaring an emergency."

Engrossed House Joint Resolution No. 6, by Anderson and Cunningham, entitled:

"A Resolution providing for the refunding of gross production tax to Rushton Oil Company, a corporation."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 6, by Cunningham, Hutson and Anderson, entitled:

"An Act amending Chapter 138 of the Session Laws of Oklahoma, 1917, by fixing and providing for terms of the Superior Court of Creek County, Oklahoma, to be held at Bristow, in said county, and providing for a clerk of said court and additional deputy county attorneys, and fixing the salaries of said clerk and deputy county attorneys, and declaring an emergency."

Enrolled House Bill No. 33, by Pullen, entitled:

"An Act authorizing the Governor to offer a reward for Former Bank Commissioner Fred Dennis, making an appropriation therefor, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bills Nos. 6 and 33, and ordered the same returned to the Honorable House.

Senator Cornett was by unanimous consent excused for the remainder of the legislative day.

The following messages were received from the Honorable House and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 167, by Committee on Appropriations, entitled:

“An Act making emergency appropriation for repairs and extension of the heating plant and sewerage system at the Panhandle Agricultural and Mechanical College, at Goodwell, Oklahoma, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 17, by Brydia, entitled:

“An Act relating to the creation of voting precincts in counties having a population of not less than 30,948 and not more than 30,950.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 112, by Wren and Case of the House, and Anglin of the Senate, entitled:

“An Act authorizing the court clerk and the county clerk of counties having a population of not less than 25,000 nor more than 25,100 to appoint deputies by and with the advice and consent of the board of county commissioners, and also to appoint an additional deputy or deputies upon investigation and recommendation of the county attorney of such counties and by and with the advice, consent, and approval of the board of county commissioners of such counties, fixing the salaries thereof and repealing all laws and parts of laws in conflict herewith and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.



To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 88, by Bobo of the Senate, and Harper and Kidd of the House, entitled:

“An Act authorizing the county attorney of all counties in the State of Oklahoma having a population of not less than forty-two thousand seven hundred (42,700) and not more than forty-three thousand (43,000), as shown by the Federal census of 1920, to appoint two deputies, fixing the salary of each, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Bill No. 88 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 2, by Cordell, entitled:

“An Act relating to stills, distilleries, mash, wort, wash fit for distillation or for the manufacture of beer, wine, distilled spirits or other alcoholic liquor, fixing the penalty for the violation thereof, and declaring an emergency.”

Engrossed Senate Bill No. 16, by Fequay of the Senate, and Watson of the House, entitled:

“An Act authorizing the county commissioners of any county in Oklahoma, with a population of not less than 33,400

or more than 35,000 by Federal census of 1920, to make a special levy for the purpose of erecting buildings for the Free Fair Association upon real estate owned by the said county or any municipal corporation therein, under contract or lease, for use as exhibit grounds for free county fairs."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives as amended and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The amendment to Senate Bill No. 2 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE BILL No. 2.

Amendment No. 1.

That Section 6 of Senate Bill No. 2, be amended to read as follows:

"Section 6. Any mash, wort, or wash, and any distillery found in any house, or building, or within any enclosure shall *prima facie* be deemed, in the case of mash, wort or wash, to have been made and fermented by, and in the case of a distillery to have been set up by, and to be the property of the person or persons who are in actual possession and control of the house, building or enclosure as the case may be; provided further that it shall be unlawful for any person to place any mash, wort, or wash, or any distillery or still on the premises of another."

On motion of Senator Cordell, the Senate voted to concur in the amendment to Senate Bill No. 2, as offered by the Honorable House.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Feuquay, Frye, Glasser, Hill, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 31.

Nays: Darnell. Total, 1.

Absent: Golobie, Gulager. Total, 2.

Excused: Holloway, Hughes, Lewis, Looney of Harmon, Cornett. Total, 5.

Not voting: Barker, Durant, Horner, Memminger, Harvey. Total, 5.

The amended bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Feuquay, Frye, Glasser, Hill, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 31.

Nays: Darnell. Total, 1.

Absent: Golobie, Gulager. Total, 2.

Excused: Holloway, Hughes, Lewis, Looney of Harmon, Cornett. Total, 5.

Not voting: Barker, Durant, Horner, Memminger, Harvey. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the Engrossed House Amendment to Senate Bill No. 2, and referred the same to the enrolling and engrossing department for enrollment.

The Clerk read the House amendment to Senate Bill No. 16, as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE BILL No. 16.

Amendment No. 1.

That Section 1, Senate Bill No. 16, be amended to read as follows, following the word "exceed", in line 8:

"One-fourth ( $\frac{1}{4}$ ) mill for the year 1923; one-eighth ( $\frac{1}{8}$ ) mill for the years 1924, 1925, 1926 and 1927; and the County Excise Board is authorized and empowered to levy the amount stated herein."

On motion of Senator Feuquay, the Senate voted to concur in the amendment to Senate Bill No. 16 as offered by the Honorable House.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Feuquay, Frye, Glasser, Hill, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 31.

Nays: Darnell. Total, 1.

Absent: Golobie, Gulager. Total, 2.



Excused: Holloway, Hughes, Lewis, Looney of Harmon, Cornett. Total, 5.

Not voting: Barker, Durant, Horner, Memminger, Harvey. Total, 5.

The amended bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the Engrossed House Amendment to Senate Bill No. 16 and ordered same referred to the enrolling and engrossing department for enrollment.

Senator West asked unanimous consent that Senate Bill No. 55, which was on special order for 3:00 o'clock, be passed and placed on special order for 3:00 o'clock on Wednesday, February 7.

The President Pro Tempore presiding.

#### HOUSE BILLS ON FIRST READING.

Engrossed House Joint Resolution No. 9, by Vernon of the House, Gulager and Horner of the Senate—A Joint Resolution directing a refund to Elmer L. Riley, County Treasurer of Wagoner County, State of Oklahoma, from the State treasury of certain moneys collected by him and erroneously paid by him to the State Treasurer, and converted into the State treasury, making an appropriation therefor, and declaring an emergency.

Engrossed House Joint Resolution No. 6, by Anderson and Cunningham—A Resolution providing for the refunding of gross production tax to Rushton Oil Company, a corporation.

Engrossed House Bill No. 79, by Williams—An Act amending Section 4, Chapter 48, of the Session Laws of the

State of Oklahoma, 1919, relating to penalties for delinquent taxes on property in cities, providing for the disposition of penalties on property within cities having a population of not less than 5,000 and not more than 5,020, according to the Federal census of 1920, and declaring an emergency.

Engrossed House Bill No. 89, by Gray—An Act validating certain acknowledgements relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency.

Engrossed House Bill No. 164, by Hutson, Anderson and Cunningham—An Act authorizing the county superintendent of public instruction to appoint one deputy in every county in the State of Oklahoma having a population of not less than sixty-two thousand and not more than sixty-five thousand, according to the last preceding Federal census or census ordered or authorized by the board of county commissioners of any county, fixing the salary thereof, and declaring an emergency.

Engrossed House Bill No. 167, by Committee on Appropriations—An Act making emergency appropriation for repairs and extensions of the heating plant and sewage system at the Panhandle Agricultural and Mechanical College at Goodwell, Oklahoma, and declaring an emergency.

Engrossed House Bill No. 141, by Lewis and Anderson,—An Act establishing a separate ward building at the Central Oklahoma Hospital at Norman, Oklahoma, for ex-service persons suffering from mental, neuro and nervous diseases or afflictions, making appropriations, providing for the erection and equipment of said building under the supervision of the Soldiers' Relief Commission, and declaring an emergency.

Engrossed House Bill No. 125, by Van Dall—An Act authorizing county assessors in counties having a population of not less than 27,000 or more than 27,100, according to the

last preceding Federal census or any other legal census ordered or authorized by the board of county commissioners, to appoint one additional deputy assessor whose salary shall be fixed by the board of county commissioners not to exceed \$1,500.00 per annum, and authorizing the sheriff in such counties to appoint two additional deputies, whose salaries shall be fixed by the board of county commissioners not to exceed \$1,500.00 per annum, and authorizing the county attorneys in such counties to appoint one stenographer who shall have the qualifications of a court reporter whose salary shall be fixed by the board of county commissioners not to exceed the sum of \$1,500.00 per annum, and provide for the payment by the county, and declaring an emergency.

Engrossed House Bill No. 17, by Brydia—An Act relating to the creation of voting precincts in counties having a population of not less than 30,948 and not more than 30,950.

Engrossed House Bill No. 112, by Wren and Case of the House, and Anglin of the Senate—An Act authorizing the court clerk and the county clerk of counties having a population of not less than 25,000 nor more than 25,100 to appoint deputies by and with the advice and consent of the board of county commissioners, and also to appoint an additional deputy or deputies upon investigation and recommendation of the county attorney of such counties and by and with the advice, consent, and approval of the board of county commissioners of such counties, fixing the salaries thereof and repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Senator Glasser moved that the rules be suspended and Senate Bill No. 104 taken up for consideration. Motion carried.

Senate Bill No. 104 was read by the Clerk.

Senator West offered the following amendment.

Mr. President:

I move to amend Senate Bill No. 104, lines 7 to 15 inclusive, page 2, by striking all of lines 7, 8, 9, 10, 11, 12, 13, 14 and 15 to and including the word "advertising," and by adding: "Section 2. All laws and parts of laws in conflict herewith are hereby repealed," and numbering the emergency section "3."

WEST.

Senator Feunquay was called to the chair.

Vote was taken, and the amendment adopted.

Senator Anglin offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 104 by inserting Section 4, following Section 2, as follows: "Section 3. It shall be unlawful for any person, firm, association or corporation in the wholesale or retail cigarette business to solicit or advertise the purchase or sale of any such cigarettes or cigarette papers or substitute therefor, either in person or by sign, circular, letter, card, price list, advertisement in newspapers, sign or notice, signboard or other means of advertising."

ANGLIN.

Senator Looney moved to postpone indefinitely further action on Senate Bill No. 104. Motion lost.

Senator Glasser offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 104, by striking lines 15, 16, 17, 18 on page 2, and lines 1, 2 and 3 on page 3, and by adding another section numbered "4" reading as follows: "Any violation of any of the provisions of this act shall con-



stitute a misdemeanor and shall be punished by fine of not less than \$200.00 and not more than \$2,000.00 or by imprisonment in the county jail not exceeding one year, or by both such fine and imprisonment," and numbering emergency Section 5.

GLASSER.

Senator Lillard offered the following amendment, which was tabled on motion of Senator Cline.

Mr. President:

I move to amend Senate Bill No. 104, line 15, page 2, by striking the word "A", and lines 17 and 18 of page 2, and lines 1, 2 and 3 of page 3, and inserting the words "felony, and shall be punished by imprisonment in the State Penitentiary for not less than one year nor more than five years."

LILLARD.

Senator Lillard offered the following amendment:

Mr. President:

I move to amend Senate Bill No. 104, page 2, by adding a new section, which shall read: "It shall be unlawful for any person to smoke any cigarette or cigarettes in the State of Oklahoma and violation of this section shall be a misdemeanor and punishable by fine of not less than \$100.00 nor more than \$200.00 and by imprisonment in the county jail for not less than 30 days nor more than six months."

LILLARD.

Senator Hudson moved to table the amendment.

The roll call was demanded and resulted as follows:

Ayes: Anglin, Barker, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Darnell, Feuquay, Frye, Glasser,

Hill, Hudson, Johnson, Land, Langley, Monk, Ratliff, Wells, Woods. Total, 20.

Nays: Cordell, Durant, Harvey, Leedy, Lillard, Looney of Pontotoc, Luttrell, McPherren, Memminger, West. Total, 10.

Absent: Golobie, Gulager. Total, 2.

Excused: Cornett, Holloway, Lewis, Looney of Harmon, Hughes. Total, 5.

Not voting: Bobo, Horner, Hughey, Johns, Jones, Nichols, Reed. Total, 7.

The amendment was declared tabled.

On motion of Senator Anglin, Senate Bill No. 104 as amended, was advanced to engrossment and third reading.

Senator McPherren moved that Senate Bill No. 35 be made special order for 3:00 o'clock p. m., Monday, February 5. Motion carried.

Senator Hudson, with unanimous consent, reported as follows, on behalf of the Committee on Oil and Gas:

Mr. President:

We, your Committee on Oil and Gas, to whom was referred Amended Senate Bill No. 118, by Woods, entitled, An Act amending Section 6482, Compiled Oklahoma Statutes, 1921, authorizing the Corporation Commission to fix, charge, and collect a fee or fees for copies or records furnished and supplied from the Oil and Gas Conservation Department of said Commission, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

HUDSON, Chairman.

On motion of Senator Hudson the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 11 correctly engrossed.

Senator Johnson moved that Senate Bill No. 111 be made special order of business immediately following Senate Bill No. 35, on Monday, February 5. Motion carried.

Senator Langley moved that Senate Bill No. 171 under general order be stricken from the Calendar and recommitted to the Committee on State and County Affairs. Motion carried.

Senator Luttrell moved that Senate Bill No. 177 be advanced to engrossment and third reading. Motion carried.

Senator Woods moved that Senate Bill No. 146 be advanced to engrossment and third reading. Motion carried.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 31, by Robertson, Singletary, O'Brien, Burleson and Street, entitled:

"An Act making an appropriation to pay the cities and towns named herein the amount of money collected by the State Insurance Commissioner from the foreign fire insurance companies doing business in the State of Oklahoma, which money has been turned into the State treasury as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, amended under Chapter 35, Senate Bill 204, Session Laws of Oklahoma, 1921, setting aside the annual tax of two per cent on all net premiums collected from foreign fire insurance companies doing business in the State of Oklahoma, and declaring an emergency."

Enrolled House Bill No. 32, by W. W. Robertson, Burleson, O'Brien, Allen Street and Singletary, entitled:

"An Act making an appropriation to pay the cities and towns named the remainder of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State treasury as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, and declaring an emergency."

Enrolled House Bill No. 93, by Thompson, entitled:

"An Act making an appropriation for the general repairs of four cottages used as dormitories, located at the State Training School, Pauls Valley, Oklahoma, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copies of House Bills Nos. 31, 32 and 93, and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 20, by Langley, Looney of Pontotoc, Looney of Harmon, Brown and Hill, entitled:

"An Act conferring on the Soldiers' Relief Commission of the State of Oklahoma authority to sell to the United States of America, the Oklahoma Soldiers' Memorial Hospital, located at Muskogee, Oklahoma, and declaring an emergency."



And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives as amended and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the amendment to Senate Bill No. 20, as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE BILL No. 20.

Amendment No. 1:

That Section 1, of Engrossed Senate Bill No. 20, be amended to read as follows, following the word "conveyance" in line 3, page 1:

"Signed by the Governor of Oklahoma and attested by the Secretary of State."

And add to Section 1 the following words:

"The proceeds of such sale to revert to the General Fund of the State of Oklahoma."

On motion of Senator Langley, the Senate voted to concur in the amendment to Senate Bill No. 20 as offered by the Honorable House, and the bill was ordered held until the next legislative day for roll call.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House of Representatives has concurred in Senate amendments to:

Engrossed House Bill No. 109, by the Committee on Appropriations, entitled:

“An Act making supplemental appropriation for the offices of Governor, Lieutenant Governor, Vocational Education Department, Department of Mines, Oil and Gas, State Auditor, State Examiner and Inspector, and Commissioner of Charities and Corrections for the remainder of the fiscal year ending June 30th, 1923, and declaring an emergency.”

Yours very truly,

C. J. KENDLE, Chief Clerk.

On motion of Senator Hudson, the Senate adjourned until Monday under the rules.

## TWENTY-NINTH LEGISLATIVE DAY.

Saturday, February 3, 1923.

No session.

THIRTIETH LEGISLATIVE DAY.

February 5, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Johnson, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 35.

Absent: Barker, Glasser. Total 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

The Chair announced a quorum present.

Prayer by Rev. Dawson of the Grace Methodist Church of Oklahoma City.

Senator Leedy was excused indefinitely on account of illness.

Senator Horner was excused until Thursday.

Senator Hudson was called to the Chair.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:



Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 188, by Anglin, entitled, An Act governing the taking up, advertising and sale of stray stock, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

The President Pro Tempore presiding.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 104, 177 and 246, and Senate Concurrent Resolution No. 11 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Concurrent Resolution No. 11 and ordered the same transmitted to the Honorable House for its consideration.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 16, 2 and 88 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bills Nos. 16, 2 and 88 and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator West, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 64, by Stewart and Dyer of the House, and Holloway of the Senate, entitled, An Act fixing the number of deputies and their salaries in the office of

court clerk in counties having a population of not less than 37,880 and not to exceed 37,930 by the United States census of 1920. and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred House Bill No. 68, by Elam and Smith, entitled, An Act fixing the salaries of county officials in counties having a population of not less than 36,536 and not over 36,600, and with an assessed valuation of not less than \$44,428,920 as shown by the assessment rolls of the year 1922, and basing the salaries on such population and assessed valuation, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 78, by Lillard of the Senate, and Robertson and Singletary of the House, entitled, An Act fixing the salary of county attorney in counties having a population in excess of 112,000 population and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 40, by Cunningham, Anderson and Hutson, entitled:

“An Act providing for three additional deputy sheriffs for Creek County, Oklahoma, fixing their salaries and increasing the salaries of the deputy sheriffs now provided for by law, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copy of House Bill No. 40 and ordered same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Joint Resolution No. 1, by Woods, Johnson and Calvert, entitled:

“A Resolution authorizing an extension of time of payment of the first half of the 1922 ad valorem taxes until March 15, 1923, and providing that the last half of the 1922

ad valorem taxes shall not become due until the 15th day of June, 1923, and relieving the taxpayer of all penalty on such taxes if the first half of such taxes is paid on or before March 15, 1923, and declaring an emergency."

Enrolled Senate Concurrent Resolution No. 8, by Hill, Darnell and Cordell, entitled:

"A Concurrent Resolution memorializing the Congress of the United States to grant aid to the Kansas City, Mexico & Orient Railroad."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore ordered the enrolled copy of Senate Joint Resolution No. 1 transmitted to the Governor, and Enrolled Senate Concurrent Resolution No. 8 transmitted to the Secretary of State for permanent record.

Senator Hollaway was called to the Chair.

Senator Lillard, on behalf of Judiciary Committee No. 1. reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Joint Resolution No. 15, by Cline of the Senate, and Franks, Bell and Watson of the House, entitled, A Resolution authorizing the extension of time on the payment of the second half of the 1922 ad valorem taxes until August 15, 1923, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.



On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 192, by Luttrell, entitled, An Act to amend Section 342, Chapter 3, Article 9 of the Compiled Oklahoma Statutes, 1921, relating to attachment bonds, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 193, by Luttrell, entitled, An Act authorizing the State of Oklahoma to maintain proceedings in garnishment without executing a bond in garnishment, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 194, by Luttrell, entitled, An Act to amend Section 328, Chapter 3, Article 8 of Compiled Oklahoma Statutes, 1921 undertakings for delivery in replevin actions and declaring an emergency, beg leave to report that

we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 157, by Cline of the Senate, and Franks, Bell and Watkins of the House, entitled, An Act amending Section 785, of the Compiled Statutes of Oklahoma, 1921, relating to service of case-made, on appeal and error, repealing all conflicting laws and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

### FIRST READING.

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

Senate Bill No. 209, by Calvert, of the Senate, and Bayless, of the House—An Act providing for the manner of appointment of cadets to the Oklahoma Military Academy and adding to the curriculum of said institution.

Senate Bill No. 210, by Feuquay—An Act defining an Independent School District and repealing all Acts in conflict herewith.

Senate Bill No. 211, by Looney of Pontotoc—An Act amending Chapter 78, Article 3, Compiled Oklahoma Statutes, 1921, and providing for student loans.

Senate Bill No. 212, by Woods—An Act defining robbery, fixing a penalty therefor, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 213, by Woods—An Act fixing the time within which appeals must be taken to the Criminal Court of Appeals, and amending Section 2808, Chapter 7, Article 15, of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 214, by Woods—An Act relating to testimony to be given by persons charged with the commission of crime, offense or misdemeanor before any court or committing magistrate, amending Section 2608, Chapter 7, Article 10, of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 215, by Woods—An Act relating to trials of persons charged jointly with crime, amending Section 2695, Chapter 7, Article 10, Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 216, by Woods—An Act relating to criminal procedure, requiring a list of defendant's witnesses to be furnished the State's attorney in felony cases, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 217, by Memminger, McPherrren, Langley, of the Senate, and Thornley, White, Thornsborough, Eastridge, Wooten, of the House—An Act repealing Article 4, of Chapter 25 of the Compiled Statutes of Oklahoma, 1921, relating to municipal funding bonds and declaring an emergency.

Senate Bill No. 218, by Gulager—An Act amending Sections 7407 to 7412 of Chapter 72, Article 9, Revised Laws of Oklahoma, 1910, to pay delinquent taxes, and the procedure therefor, repealing all laws in conflict therewith, and declaring an emergency.

Senate Bill No. 219, by McPherrren and Bobo—An Act amending Sections 9317, Article 1, and Section 9352, Article

2, Chapter 81, Compiled Oklahoma Statutes, 1921, relating to the sale of all lands owned by the State and the reservation in the State of title to all mineral and oil and gas therein.

Senate Bill No. 220, by Langley—An Act regulating the gross weight of vehicles or other objects, regulating distribution of loads and speeds, providing for other restrictions of the usage of public highways, etc., and declaring an emergency.

Senate Joint Resolution No. 18, by Lillard—Authorizing the State Auditor to audit and approve certain cancelled warrants drawn against the State printer's fund number 15 of the State of Oklahoma, and declaring an emergency.

## SECOND READING.

The following bills were read for the second time and referred to the Committee indicated:

Senate Bill No. 200, by Lillard, to Judiciary Committee No. 1.

Senate Bill No. 201, by Jones, to Committee on Fees and Salaries.

Senate Bill No. 202, by Langley and Hudson of the Senate, and Miller, Simpson, Long, Boyer and Ferrell, of the House. At request of Senator Langley, placed on the Calendar without reference to Committee.

The President Pro Tempore presiding.

Senate Bill No. 203, by Woods, to Committee on Oil and Gas.

Senate Bill No. 204, by Woods, to Committee on Appropriations.

Senate Bill No. 205, by Lillard, to Judiciary Committee No. 1.

Senate Bill No. 206, by Memminger, to Committee on Agriculture.



Senate Bill No. 207, by Durant of the Senate, and Mabon and Moothart of the House, to Committee on Fees and Salaries.

Senate Bill No. 208, by Hudson (by request), to Legal Advisory Committee.

Senate Joint Resolution No. 17, by Jones, to Committee on Appropriations.

House Joint Resolution No. 9, by Vernon, of the House, and Gulager and Horner, of the Senate. On motion of Senator Gulager placed on the Calendar without reference to Committee.

House Joint Resolution No. 6, by Anderson and Cunningham, to Committee on Private Corporations.

House Bill No. 89, by Gray, to Judiciary Committee No. 2.

House Bill No. 164, by Hutson, Anderson and Cunningham, to Committee on State and County Affairs.

House Bill No. 167, by Committee on Appropriations, to Committee on Appropriations.

House Bill No. 141, by Lewis and Anderson, to Committee on Appropriations.

House Bill No. 125, by Van Dall, to Committee on Fees and Salaries.

House Bill No. 79, by Williams, to Judiciary Committee No. 1.

House Bill No. 17, by Brydia, to Committee on Privileges and Elections.

Senate Bill No. 132 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Darnell, Durant, Feuquay, Frye, Gul-

ager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 31.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not Voting: Cordell, Cornett, Golobie, Johnson. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Darnell, Durant, Feuquay, Frye, Gulgager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 31.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not Voting: Cordell, Cornett, Golobie, Johnson. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the Engrossed copy of Senate Bill No. 132 and ordered same transmitted to the Honorable House for consideration.

Senate Bill No. 19, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 32.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not Voting: Cornett, Golobie, Johnson. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 32.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not Voting: Cornett, Golobie, Johnson. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 19, and ordered same transmitted to the Honorable House.

Senate Bill No. 112 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 33.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Golobie, Johnson. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 33.



Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Golobie, Johnson. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 112 and ordered the same transmitted to the Honorable House.

Senate Bill No. 102 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Frye, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 33.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Golobie, Johnson. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 102 and ordered the same transmitted to the Honorable House.

Senate Bill No. 146 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Johnson. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Johnson. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 146 and ordered the same transmitted to the Honorable House.

Senate Bill No. 177 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Johnson. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Johnson. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 177 and ordered the same transmitted to the Honorable House.

House Bill No. 11 was read for the third time at length.

The President presiding.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Johnson. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:



Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Johnson. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 11, as amended by the Senate, and ordered the same returned to the Honorable House.

House Bill No. 136 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown of Love, Calvert, Cline, Cordell, Cornett, Darnell, Durant, Frye, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Johnson, Land, Langley, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Wells, Woods. Total, 27.

Nays: Anglin, Brown of Blaine, Lewis, Ratliff. Total, 4.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Carlock, Feuquay, Golobie, West. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 136, as amended by the Senate, and ordered the same returned to the Honorable House.

Senate Joint Resolution No. 6 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Love, Calvert, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Johnson, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Ratliff, Wells. Total, 28.

Nays: Anglin, Brown of Blaine, Cornett. Total, 3.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Carlock, Feuquay, West, Woods. Total, 4.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Johnson, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Ratliff, Wells. Total, 31.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Carlock, Feuquay, West, Woods. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 6 and ordered the same transmitted to the Honorable House for consideration.

The House amendments to Senate Bill No. 20, were read at length.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney o Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Johnson. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Johns, Land, Langley, Lewis, Lillard, Looney o Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Barker, Glasser. Total, 2.

Excused: Horner, Hughes, Hughey, Jones, Leedy, Monk, Reed. Total, 7.

Not voting: Johnson. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed House amendments to Senate Bill No. 20 and ordered the bill referred to the enrolling and engrossing department for enrollment.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 37, by Hutson, Anderson and Cunningham, entitled:

“An Act authorizing the county clerk, the county treasurer, the court clerk and the county assessor to appoint deputies in every county in the State of Oklahoma having a population of not less than sixty-two thousand and not more than sixty-five thousand, according to the last preceding Federal census or any census ordered or authorized by the board of county commissioners of any county, fixing the salary there-



of, repealing all other acts or parts of acts in conflict herewith, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 112, by Wren and Case of the House, and Anglin of the Senate, entitled,

“An Act authorizing the court clerk and the county clerk of counties having a population of not less than 25,000 nor more than 25,100, according to the last preceding Federal decennial census, to appoint deputies by and with the advice and consent of the board of county commissioners, and also to appoint an additional deputy or deputies upon investigation and recommendation of the county attorney of such counties and by and with the advice, consent and approval of the board of county commissioners of such counties, fixing the salaries thereof, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency.”

Enrolled House Bill No. 109, by the Committee on Appropriations, entitled:

“An Act making supplemental appropriation for the offices of Governor, Lieutenant Governor, Vocational Education Department, Department of Mines—Oil and Gas, State Auditor, State Examiner and Inspector, and Commissioner of Charities and Corrections for the remainder of the fiscal year ending June 30, 1922, and the remainder of the fiscal year ending June 30, 1923, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bills Nos. 37, 112 and 109, and ordered same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 88, by Bobo of the Senate, and Harper and Kidd of the House, entitled:

“An Act authorizing the county assessor of all counties in the State of Oklahoma having a population of not less than forty-two thousand seven hundred (42,700) and not more than forty-three thousand (43,000), as shown by the Federal census of 1920, to appoint two deputies, fixing the salary of each, and declaring an emergency.”

Enrolled Senate Bill No. 16, by Fenquay of the Senate, and Watson of the House, entitled:

“An Act authorizing county commissioners of any county in Oklahoma with a population not less than 33,400 or more than 33,500 by Federal census of 1920, to have a special levy for the purpose of erecting buildings for the Free Fair Association upon real estate owned by the said county or any municipal corporation therein, under contract or lease, for use as exhibit grounds for free county fairs.”

Enrolled Senate Bill No. 2, by Cordell, entitled:

“An Act relating to stills, distilleries, mash, wort, wash fit for distillation or for the manufacture of beer, wine, dis-

tilled spirits or other alcoholic liquor, fixing the penalty for the violation thereof, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President ordered the enrolled copies of Senate Bills Nos. 88, 16 and 2 transmitted to the Governor.

The hour of 3:00 o'clock having arrived, the bills on special order were taken up for consideration.

Senate Bill No. 35 was read by the Clerk.

The President Pro Tempore presiding.

Senator Wells offered the following amendment:

Mr. President:

I move to amend Senate Bill No. 35, line 1 and 2, page 1, by inserting after the word “appoint” and before the word “eighteen” the words “upon nomination by the Supreme Court.”

WELLS.

Senator Looney of Pontotoc offered the following amendment as a substitute for the Wells amendment:

Mr. President:

I move to amend Senate Bill No. 35, line 3, page 1, by inserting after the word “appoint” and before the word “eighteen” the following: “by and with the advice and consent of the Senate.”

LOONEY of Pontotoc.

On motion of Senator Woods, the substitute amendment was adopted.

Senator Gulager offered the following amendment:

Mr. President:

I move to amend Senate Bill No. 35, line 3, page 1, by inserting after the word "appoint" and before the word "persons" the word "nine" in lieu of the word "eighteen."

GULAGER.

Senator Woods offered a substitute amendment as follows:

Mr. President:

I move to amend Senate Bill No. 35, line 5, page 2, by striking after the word "of" and before the word "years" the word "two" and inserting in lieu thereof the word "one" and by striking in line 9, page 2, the word "four" and inserting in lieu thereof the word "two" and by striking in line 10, page 2, the word "four" and inserting in lieu thereof the word "two."

WOODS.

Senator Brown of Love moved to table the substitute amendment. Motion carried.

Senator Looney of Pontotoc moved the previous question, which carried.

The vote recurring upon the Gulager amendment, same was adopted.

Senator Cline offered the following amendment, which was tabled on motion of Senator Lewis:

Mr. President:

I move to amend Senate Bill No. 35, lines 4 and 5 of page 3, by changing "\$5,000.00" to "\$4,000.00."

CLINE.



Senator Calvert offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 35, line 2, page 2, by inserting after the word "State" and before the word "the," the following: "Not more than one member shall be selected from any one Supreme Court Judicial District."

CALVERT.

Senator Johnson offered the following amendment, which was tabled on motion of Senator Woods.

Mr. President:

I move to amend Senate Bill No. 35, line 4, page 3, by striking after the word "of" and before the word "dollars" the words "five thousand" and inserting in lieu thereof "Four Thousand Five Hundred."

JOHNSON.

Senator Woods was called to the Chair.

Senator Feuquay offered the following amendment:

Mr. President:

I move to amend Senate Bill No. 35, line 4, page 2, by striking all of lines 4, 5, 6, 7, 8, 9, 10 and 11 and to the word "expiring" in line 12, and by inserting "and said Commissioners shall hold office for a term of four years after their appointment, and at the end of four years after the first Commissioners have been appointed, the Commission shall expire."

FEUQUAY.

Senator Looney offered the following amendment to the Feuquay amendment:

Mr. President:

I move to amend the Feuquay amendment by changing the word "four" to "three."

LOONEY.

Senator Bobo offered the following amendment as a substitute for all other amendments before the house, which was adopted:

Mr. President:

I move to amend Senate Bill No. 35, lines 4 to 12, by striking after the word "court" in line 4, all of lines 4, 5, 6, 7, 8, 9, 10, 11 and to and including the word "expire" in line 12, and substituting therefor, "Said Commission shall hold office for a term ending December 31, 1926, after their appointment."

BOBO.

Senator Brown of Love offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 35, page 2, line 18, by striking all of line 18, page 2, and all of lines 1 and 2 down to the word "the" in line 2 of page 3, and inserting therefor the following: "Said Commission shall be divided into three divisions to be known as Supreme Court Commission Divisions Numbers one, two and three."

BROWN of Love.

On motion of Senator McPherran, Section 1 as amended was adopted.

On motion of Senator Looney of Pontotoc, Section 2 was adopted as read.

On motion of Senator Feuquay, Section 3 was adopted as read.

On motion of Senator McPherrren, Senate Bill No. 35 was advanced to engrossment and third reading.

Senate Bill No. 111 was read by the Clerk.

Senator Looney (Pontotoc) offered the following amendment, which was accepted by the authors of the bill, and adopted by unanimous consent:

Mr. President:

I move to amend Senate Bill No. 111, line 3, page 1, by striking out "\$2,600.00" and inserting in lieu thereof "\$2,400.00|"

J. C. LOONEY.

On motion of Senator Johnson, Section 1 was adopted as amended.

Senator Looney (Pontotoc), offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 111 by adding Section 2, as follows: "All laws or parts of laws in conflict herewith are hereby repealed," and by numbering the emergency Section 3.

J. C. LOONEY.

Senator Lillard moved that Senate Bill No. 111, as amended, be advanced to engrossment and third reading. Motion carried.

On motion of Senator Carlock, the Senate adjourned under the rules.

THIRTY-FIRST LEGISLATIVE DAY.

Tuesday, February 6, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Excused: Barker, Glasser, Horner, Hughes, Leedy, Monk. Total, 6.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 35 and 111 correctly engrossed.

Senator Lewis on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 20, correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Bill No. 20, and ordered same transmitted to the Honorable House for signature of the Speaker.



Senator Holloway, on behalf of the Committee on Education, reported as follows:

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 119, by Woods, entitled, An Act to promote and improve the common schools by making supplementary appropriations; plan of distribution and control, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway the report was adopted and the bill referred to the Committee on Appropriations.

Senator Brown of Love, on behalf of the Committee on Correction of the Journal, reported as follows:

Mr. President:

We, your Committee on Correction of the Journal beg leave to report that we have carefully read all Journals to and including February 2, and with the exception of minor errors which we have corrected, find the same correct as written.

We, therefore, recommend that the Daily Journal, to and including February 2nd, be adopted as corrected.

Respectfully submitted,

BROWN, Chairman.

On motion of Senator Brown, the report was adopted.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you, the Honorable Senate, that I have today signed enrolled copy of Senate Bill

No. 16, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the Honorable Senate, that I have today signed enrolled copy of Senate Bill No. 88, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the Honorable Senate, that I have today signed enrolled copy of Senate Bill No. 2, on the 5th day of February, 1923, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and through you the members of the Senate that I signed enrolled copy of Senate Joint Resolution No. 1 on the 5th day of February, 1923, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

Senator Fenquay presented a petition signed by about fifty citizens of School District No. 72, Pottawatomie County,

urging that the Senate appropriate money to match Federal aid funds available for vocational education, which was read by the Clerk and referred to the Committee on Education.

Senator Nichols presented a letter from the United States Department of Agriculture, Bureau of Public Roads, and moved that same be printed in the Journal. Motion carried.

The letter was read at length by the Clerk, as follows:

UNITED STATES DEPARTMENT OF AGRICULTURE,  
BUREAU OF PUBLIC ROADS.

(Copy)

Ft. Worth, Texas, Jan. 24, 1923.

Mr. Paul Nesbitt,  
Commissioner of Highways,  
Oklahoma City, Oklahoma.

Dear Mr. Nesbitt:—

In line with our conversation on Federal aid work in Oklahoma, I am pleased to submit the estimate given below on this work. This is made up from the best information we have at hand and I would suggest that it be given careful consideration by the engineers of your Department before you accept it as a basis for your appropriations.

At the present time there is approximately \$4,000,000.00 unobligated Federal funds which will accrue to the State of Oklahoma. Assuming that this is expended during the next four years and that State funds and Federal funds are matched in a ratio of 60% State and 40% Federal, you would have a construction program of two and one-half millions dollars per year. There are now several projects which will require substantial repairs in the nature of reconstruction and this condition, of course, will develop on other projects from year to year. In addition to the construction and reconstruction program there are about 450 miles of gravel and earth roads which have been completed and 135 miles of high type roads which have been completed. Some of these gravel roads have

very heavy traffic and we anticipate a high maintenance charge. On highly improved roads we anticipate a lesser maintenance charge. We place the maintenance charge for the State at \$560.00 per mile per year. On this basis the following program is estimated for the years 1923 and 1924.

# PROGRAM.

1923—

Maintenance .....	\$315,000.00
Reconstruction .....	110,000.00
New construction .....	1,500,000.00
7% for administration and supervision expenses	204,750.00
Federal funds .....	1,000,000.00

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Grand Total .....\$3,129,750.00

Total State funds for 1923, \$2,129,750.00.

1924—

Maintenance .....	\$ 450,000.00
Reconstruction .....	50,000.00
New construction .....	1,510,000.00
7% for administration and supervision expenses	140,700.00
Federal funds .....	1,000,000.00

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Grand Total .....\$3,150,700.00

Total State funds for 1924, \$2,150,700.00.

From the foregoing it is apparent that you will need for the year 1923, \$2,129,750.00 and for the year 1924, \$2,150,700.00 to carry on the Federal aid program alone. In addition to this you will, of course, need a State aid appropriation for the assistance to counties in the construction of roads where Federal aid may not be available and possibly for the maintenance of State roads not included in the completed Federal aid program.

Very truly yours,  
A. R. LOSH,  
District Engineer.



Senator Monk was excused from Monday's and Tuesday's sessions.

Senator Barker was indefinitely excused, on account of illness.

### FIRST READING.

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

Senate Bill No. 221, by Jones (Payne)—An Act providing for the appointment by County Commissioners of a probation officer, fixing his compensation, and fixing his duties, and declaring an emergency.

Senate Bill No. 222, by Mrs. Looney, Nichols, Ratliff, Horner, of the Senate, and Treadway, of the House—An Act entitled, An Act granting the power to the Board of County Commissioners, District Judge, and County Judge of any county to use the sinking fund of the county derived from penalties, interest or forfeitures accrued or to accrue as penalties on delinquent taxes for the purpose of erecting a county court house; providing the method of procedure therefor, repealing all Acts in conflict herewith, and declaring an emergency.

Senate Bill No. 223, by Frye—An Act defining robbery and fixing a punishment thereof and repealing all laws in conflict herewith, and declaring an emergency.

Senate Bill No. 224, by Cline of the Senate, and Franks, Bell and Watkins, of the House—An Act amending Section 10412, Chapter 86, Article 10, of the Compiled Statutes of Oklahoma, 1921, relating to powers of boards of education, and declaring an emergency.

Senate Bill No. 225, by Woods—An Act relating to a revivor of actions against a public official whose predecessor in office was amenable to any court order of mandamus, quo warranto, injunction or other extraordinary court order, upon entering upon his official duties, making such official amen-

able to such order as though originally obtained against him, and declaring an emergency.

Senate Bill No. 226, by Johnson, Woods, Looney (Pontotoc), Holloway and Nichols—An Act to provide for submitting to the people of the State of Oklahoma the question: "Shall there be a convention with power to propose alterations, revisions or amendments to the Constitution of this State or to propose a new Constitution?" and to provide for such convention and the election of delegates thereto, if a majority of the electors voting thereon shall decide that such a convention be held.

Senate Bill No. 227, by Luttrell—An Act amending Sections 9744 and 9745, Compiled Statutes of Oklahoma, 1921, relating to the resale of real estate for delinquent taxes, and declaring an emergency.

Senate Bill No. 228, by Luttrell—An Act to authorize the valuation of bonds and other securities held by life insurance companies, assessment life associations and fraternal beneficiary associations by the amortization method.

Senate Bill No. 229, by Hudson, of the Senate, and Simpson, of the House, An Act authorizing the organization of district fairs for the purpose of promoting agriculture and live stock and to aid in the promotion of State and County Fairs.

Senate Bill No. 230, by Bobo—A Bill entitled, An Act to amend Section 7305, Compiled Oklahoma Statutes, 1921, relating to the compensation of injured employees in certain industries.

Senate Joint Resolution No. 19, by Committee on Appropriations—A Resolution making an appropriation for the payment of public building interest coupons falling due and purchased by the State Treasurer in the absence of an appropriation.

Senator Hudson introduced Senate Concurrent Resolution No. 13, by Hudson (by request)—A Resolution directing the

reimbursement by the State of Oklahoma to C. W. Titus for moneys paid by him to the State Auditor on account of erroneous assessments of State income taxes for years 1918, 1919 and 1920, which was read by the Clerk and laid over, under the rules.

### SECOND READING.

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

Senate Bill No. 209, by Calvert of the Senate and Bayless of the House, to Committee on Military Affairs.

Senate Bill No. 210, by Feuquay, to Committee on Education.

Senate Bill No. 211, by Looney of Pontotoc, to Committee on Banks and Banking.

Senate Bill No. 212, by Woods, to Judiciary Committee No. 2.

Senate Bill No. 213, by Woods, to Judiciary Committee No. 1.

Senate Bill No. 214, by Woods, to Judiciary Committee No. 2.

Senate Bill No. 215, by Woods, to Judiciary Committee No. 1.

Senate Bill No. 216, by Woods, to Judiciary Committee No. 1.

Senate Bill No. 217, by Memminger, McPherren, Langley, of the Senate, and Thornley, White, Thornsborough, Eastridge and Wooten of the House, to Committee on State and County Affairs.

Senate Bill No. 218, by Gulager, to Committee on Revenue and Taxation.

Senate Bill No. 219, by McPherren and Bobo, to Committee on School Lands.

Senate Bill No. 220, by Langley, to Committee on Roads and Highways.

Senate Joint Resolution No. 18, by Lillard, to Committee on Appropriations.

Senator Carlock presented a communication in the form of an editorial from the "Oklahoma Union Farmer" relative to economy in appropriations, which was read by the Clerk.

Senator Brown of Love, moved that the Sergeant-at-Arms be instructed to send to Senator Barker a bouquet of flowers on behalf of the Senate. Motion carried.

The President presiding.

Senator Lillard, with unanimous consent, reported as follows, on behalf of Judiciary Committee No. 1:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 200, by Lillard, entitled, An Act entitled An Act amending Sections 1854 and 1856, Article 32 of the Compiled Oklahoma Statutes, 1921, referring to the desertion and abandonment of a wife or children, repealing all Acts in conflict therewith and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 94, by Woods, entitled, An Act relating to appeals to the Supreme Court, and amending Section 780 of Chapter 3, of Article 25 of the Compiled Oklahoma Statutes, 1921, repealing all conflicting Laws, and declaring



an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Cornett called attention to Rule 43, of the Rules and Procedure of the Ninth Legislature, referring to Jefferson's Manual, and moved that the Sergeant-at-Arms be instructed to procure a copy of Jefferson's Manual for each member and officer of the Senate.

Senator Looney (Pontotoc) moved to table the Cornett motion, which motion was lost.

The vote recurring on the Cornett motion, the same was carried.

The following message from the Honorable House of Representatives, was received and read at length:

To the President of the Senate:

I am directed by the Speaker of the House of Representatives to advise you, and through you, the Honorable Senate, that the House of Representatives has this day concurred in the amendments of the Senate to the following Bill:

Engrossed House Bill No. 11, by Ferrell, of the House, and Hudson of the Senate, entitled:

An Act re-enacting and amending Section 1 of Chapter 101, of the Session Laws of 1911, the same being a bill entitled: "An Act providing for and regulating hawking and peddling by ex-Confederate and ex-Union soldiers and their widows," so as to make the provisions thereof applicable to veterans of the Spanish-American and the Word Wars, and declaring an emergency.

Yours very truly,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 35, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Excused: Barker, Glasser, Horner, Hughes, Leedy, Monk. Total, 6.

Not Voting: Bobo, West. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Excused: Barker, Glasser, Horner, Hughes, Leedy, Monk. Total, 6.

Not Voting: Bobo, West. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 35, and ordered the same transmitted to the Honorable House.

The President instructed the Sergeant-at-Arms to bring the Senators into the Senate Chamber, under the call of the House.

Senate Bill No. 111, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: Durant. Total, 1.

Excused: Barker, Glasser, Horner, Hughes, Leedy, Monk. Total, 6.

Not Voting: Bobo, West. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: Durant. Total, 1.

Excused: Barker, Glasser, Horner, Hughes, Leedy, Monk. Total, 6.

Not Voting: Bobo, West. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 111 and ordered the same transmitted to the Honorable House.

Upon request of Senator Lillard, Senate Bill No. 78 was stricken from the Calendar.

House Bill No. 68 was taken up for consideration and read by the Clerk.

Senator Cornett offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 68, line 3, page 1, by striking after the word "as," the words "as shown by the last Federal census," and by striking lines 1, 2 and 3 of page 2 and inserting the words "now or hereafter shown by the last Federal census."

CORNETT.

Senator Cornett offered the following amendment to the title of House Bill No. 68, which was adopted:

Mr. President: I move to amend House Bill No. 68, by striking the title and inserting as the title to the Act: "An Act fixing the salaries of county officials in counties having a population not less than 36,536 nor more than 36,600 as now or hereafter shown by the last Federal census."

CORNETT.

Senator Lillard moved to reconsider the vote by which the amendment to the bill was adopted. Motion lost.



On motion of Senator Cornett, House Bill No. 68 was advanced to engrossment and third reading.

House Joint Resolution No. 9 was taken up for consideration and read by the Clerk.

On motion of Senator Gulager, House Joint Resolution No. 9 was advanced to engrossment and third reading.

Senator McPherren moved that Senate Joint Resolution No. 11 be advanced to engrossment and third reading. Motion carried.

Senate Bill No. 15 was taken up for consideration and read by the Clerk.

On motion of Senator Langley, Senate Bill No. 15 was advanced to engrossment and third reading.

At the request of Senator Reed, Senate Bill No. 52, was stricken from the Calendar, and recommitted to the Committee on School Lands.

At the request of Senator Reed, Senate Bill No. 53, was stricken from the Calendar and recommitted to the Committee on School Lands.

Senate Bill No. 63 was taken up for consideration and read by the Clerk.

Senator Brown of Love, offered the following amendment:

Mr. President: I move to amend Senate Bill No. 63, by striking all of Section 1 and substituting the following as Section 1 of said bill: "Section 1. In all counties in the State of Oklahoma having a population of not more than 18,500 as shown by the last preceding Federal decennial census, all county judges shall, in addition to the salary now provided by law, be allowed to charge, collect and retain the sum of Three Dollars for each marriage ceremony by them performed."

BROWN (Love County).

Senator Langley offered the following amendment to the Brown amendment:

Mr. President: I move to amend the Brown amendment to Senate Bill No. 63, by striking "18,500" and inserting in lieu thereof "19,200."

LANGLEY.

Senator Looney of Pontotoc moved that both amendments be tabled. Motion carried.

The President Pro Tempore presiding.

Senator McPharren offered the following amendment which was tabled on motion of Senator Brown, of Love.

Mr. President: I move to amend Senate Bill No. 63, by substituting the following for Section 1: "No district, superior or county judge or justice of the peace shall solemnize marriage rites in this State."

McPHERREN.

Senator Gulager moved that the main question be now put. Motion carried.

Senator Cline moved that further consideration of this bill be indefinitely postponed.

Senator Brown of Love made a point of order that the previous question had been voted.

The Chair ruled that a motion to indefinitely postpone is in order.

Senator Brown of Love made a point of order that a motion to indefinitely postpone had been once proposed against this bill and defeated.

The Chair held that inasmuch as some business had been transacted between the two motions, the motion is now in order.

Senator Looney of Pontotoc made a point of order that after the previous question has been ordered a motion to indefinitely postpone is not in order.

The Chair ruled the Cline motion out of order.

Senator Brown moved that Senate Bill No. 63 be advanced to engrossment and third reading.

A roll call was demanded and resulted as follows:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Darnell, Gulager, Harvey, Hill, Hudson, Hughey, Jones, Land, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Ratliff. Total 18.

Nays: Carlock, Cline, Cordell, Cornett, Durant, Feunquay, Golobie, Johns, Johnson, Lillard, Luttrell, McPherrren, Memminger, Nichols, Reed, Wells, Woods. Total, 17.

Excused: Barker, Glasser, Horner, Hughes, Leedy, Monk. Total, 6.

Not Voting: Frye, Holloway, West. Total, 3.

The motion having received a majority of all votes cast, the bill was ordered advanced to engrossment and third reading.

Senator Woods served notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 63 was advanced to engrossment and third reading.

Senate Bill No. 46 was taken up for consideration and read by the Clerk.

Senator Luttrell moved that Senate Bill No. 46 be stricken from the Calendar. Senator Hudson, joint author of the bill, concurred in the motion, which carried.

Senate Bill No. 69 was taken up for consideration and read by the Clerk.

Senator Looney of Pontotoc, moved that Senate Bill No. 69 be recommitted to a special committee for consideration and report.

Motion carried, and the Chair appointed as such Committee, Senators Jones, Lillard and Harvey.

Senate Bill No. 95 was taken up for consideration and read by the Clerk.

Senator Feuquay offered the following amendment which was tabled on motion of Senator Brown of Love.

Mr. President: I move to amend Senate Bill No. 95, line 2, page 2, by striking after the word "or" the words "some person" and inserting therefor the words "his agent or attorney."

FEUQUAY.

On motion of Senator Hill, Senate Bill No. 95, was advanced to engrossment and third reading.

Senate Bill No. 99 was taken up for consideration and read by the Clerk.

Senator Hill moved that the bill be advanced to engrossment and third reading.

Senator Lillard moved that further consideration of this bill be indefinitely postponed.

The Chair held the motion out of order.

Senator Lillard moved to table the Hill motion.

The Chair ruled the motion to table out of order at this time.

Senator Looney of Pontotoc made a point of order that Senator Hill had addressed the Senate before making his motion.



The Chair held the point of order not well taken for the reason that it had not been brought up at the time the motion was made.

Senator Lillard moved to recommit the bill to a select committee. Motion lost.

The vote recurring on Senator Hill's motion to advance, the motion prevailed.

Senate Bill No. 24, was taken up for consideration and read by the Clerk.

Senator Memminger moved to advance the bill to engrossment and third reading.

Senator Gulager moved to indefinitely postpone the further consideration of the bill. Motion lost.

Senator Feuquay was called to the Chair.

Senator Memminger withdrew his motion to advance to engrossment and third reading.

Senator Looney of Pontotoc, moved that the bill retain its place on the Calendar and be referred to a special committee of three for the purpose of perfecting same.

Motion carried and the Chair appointed as such Committee, Senators Memminger, Looney (Pontotoc) and Hill.

Senate Bill No. 12 was taken up for consideration and read by the Clerk.

Senator Harvey offered the following amendments which were adopted:

Mr. President: I move to amend Senate Bill No. 12, line 9, page 2, by striking after the word "within" and before the word "from" the words "six months" and inserting the words "thirty days" in lieu thereof, and by inserting after the word "of" in the same line on the printed bill, the words "the approval of."

HARVEY.

Mr. President: I move to amend Senate Bill No. 12, line 2, page 3, by striking after the word "of" in said line, the remainder of said line, and also the words "law provided" in line 3, and inserting in lieu thereof, the following: "and shall ipso facto be removed from office, and if not an elective or appointive officer, but is employed by contract, the contract of employment shall be immediately cancelled and is hereby declared void and any remuneration thereunder forfeited."

HARVEY.

On motion of Senator Harvey, Senate Bill No. 12, as amended, was advanced to engrossment and third reading.

Senate Bill No. 143 was taken up for consideration and read by the Clerk.

Senator Carlock moved that Senate Bill No. 143 be stricken from the Calendar and referred to the Committee on Appropriations. Motion carried.

Senate Joint Resolution No. 13 was taken up for consideration and read by the Clerk.

On motion of Senator Golobie, Senate Joint Resolution No. 13 was advanced to engrossment and third reading.

Senator West, with unanimous consent, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 182, by Committee on Fees and Salaries, entitled, An Act amending Section 111 of the Compiled Oklahoma Statutes of 1921, relating to District Court Reporters, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senate Bill No. 21 was taken up for consideration and on motion of Senator Durant, was advanced to engrossment and third reading.

Senate Bill No. 83 was taken up for consideration and read by the Clerk.

On motion of Senator Looney of Harmon, Senate Bill No. 83, was advanced to engrossment and third reading.

Senator Anglin, with unanimous consent, offered the following report on behalf of the Committee on Rules and Procedure:

Mr. President:

Your Committee on Rules and Procedure having under advisement the submission of a special rule to be in effect for the balance of the legislative session of 1923, beg leave to report that we recommend that a Special Rule, as follows, be adopted:

#### SPECIAL RULE No. 1.

That the President of the Senate appoint a Committee of five members which shall be known as the "Calendar Committee," this Committee to have charge of the Calendar each day to look after any errors and correct same; to see to it that matters of legislative importance be given preference on the Calendar; to arrange the order of business in so far as the bills to be considered each day are concerned.

That a two-thirds vote of the members of the Senate present be necessary to change the recommendations and Calendar setting, as fixed by the Calendar Committee.

ANGLIN, Chairman.

On motion of Senator Anglin, the report was adopted.

The President presiding.

Senator Gulager presented Senate Resolution No. 7 which was read by the Clerk as follows:

SENATE RESOLUTION No. 7.

By Gulager.

BE IT RESOLVED BY THE SENATE, that the State Examiner and Inspector be and is hereby directed to furnish a statement showing aid extended by the State to the various counties, said report to show the amount expended for maintenance of common schools out of the one-quarter mill levy, and earnings from the common school fund, and aid extended to counties for construction of highways for the fiscal years ended June 30, 1921 and June 30, 1922. Said statement also to show State aid extended to Union Graded and Consolidated Schools for the fiscal years ended June 30, 1921 and June 30, 1922.

On motion of Senator Gulager, Senate Resolution No. 7, was adopted and referred to Committee on Engrossed and Enrolled Bills for engrossment.

On motion of Senator Hudson the Senate stood adjourned under the rules.



## THIRTY-SECOND LEGISLATIVE DAY.

Wednesday, February 7, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Excused: Barker, Hughes, Leedy. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 95, 12, 63, 15, 83, 99 and 21, House Bill 68, Senate Joint Resolutions Nos. 11 and 13, and Senate Resolution No. 7, correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Resolution No. 7 and ordered the same returned to the enrolling and engrossment department for enrollment.

Senator Hughey, on behalf of the Special Committee on Visitation to the Insane Asylum at Fort Supply, reported as follows:

## REPORT OF SPECIAL COMMITTEE ON VISIT TO FORT SUPPLY.

We, your Special Committee on Visitation to Insane Asylum at Fort Supply, beg leave to submit the following report, to-wit:

We visited the Insane Asylum at Supply Saturday, February 3. Here we find an institution for the insane located twenty miles northwest of Woodward, one mile east of Supply, on a tract of land consisting of 1,760 acres, situated in the forks of Beaver and Wolf creeks, 600 acres of which is bottom land, being cultivated, a great part of which is in alfalfa. Supply is surrounded by a very rough, desolate looking country, but the institution itself is in a very desirable location.

We found the institution in charge of Dr. Bagby, Superintendent. The manner in which the institution is kept speaks for Mr. Bagby, a good and efficient manager of such an institution.

There is at present more than six hundred inmates, and while there has been one large ward building recently completed and a new wing now being added, another building just ready for completion, all of good substantial structure, yet there will be left in the old frame buildings several inmates.

The records of the institution are having to be kept in a frame building without any protection whatever. The amusement hall is a frame structure and very inadequate.

The most of the meats used are raised and slaughtered on the farm.

They have a real good refrigerator plant in which to handle their meat, as well as other perishable foods.

Among other things in connection with the institution is the carpenter shop; they make many things used in and about the institution, such as refrigerator boxes, truck bodies and

the like. A mattress factory, a repair shop, a sorghum mill and laundry is operated on the premises, in which the labor is mostly done by inmates.

The hospital is very inadequate. Patients are having to be cared for in the wards for lack of space in the hospital. Inmates are having to sleep on floors for lack of space in wards to set up beds sufficient to accommodate the inmates. We are convinced they need the hospital administration building and laundry building to take care of their present needs, and if they are to care for increase coming to this institution without keeping a part of them in the frame buildings, which are fire traps, they should have another ward building.

We were very much pleased with the conditions in which we found this institution and certainly commend Dr. Bagby for the manner of management displayed at this place.

HUGHEY,  
JONES,  
REED,  
Committee.

On motion of Senator Hughey the report was adopted and referred to the Committee on Hospitals and Charities.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 109, by Durant of the Senate, and Moothart and Mabon of the House, entitled, An Act authorizing the adoption of photographic recording of any county in the State and providing for the purchase of machines, equipment and supplies therefor, or the letting of such recording by contract to a suitable person or persons prepared and equipped to do such work under

such terms and conditions as the board of county commissioners may deem advisable, and fixing the maximum fees to be charged for such recording where done under contract, and fixing recording fees in certain instances to be charged and collected by the receiving officer, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 185, by West, Reed, Calvert, Cordell, Nichols, Horner, Cline, Woods, Hudson, Hughey and Luttrell of the Senate, and Vernon, Lowry, Bayless, Boyer, Williams, Mabon and Taylor of Lincoln of the House, entitled, An Act fixing the annual salary of the "Chief Clerk, Loan Division" of the Commissioners of the Land Office, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 171, by Langley of the Senate, and Williams of the House, entitled, An Act relating to the salary of deputy court clerk, in counties having a population of not less than 19,000 and not more than 19,500 according to the 1920 Federal census, repealing conflicting laws and declaring an emergency, beg leave to report that we had



the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 14, by Johnson, entitled, An Act authorizing the appointment of two field deputies for the sheriffs in all counties having a population of not less than 33,925 nor more than 33,950, fixing the compensation and providing for the payment therefor, repealing all laws in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 34, by Johnson and Lewis of the Senate, and Hansen of the House, entitled, An Act providing for the number of deputies, assistants and stenographers for the several county officers and regulating and providing for the salaries of said county officers and their deputies, assistants and stenographers in all counties in the State of Oklahoma having a population of not less than 16,669 nor more than 16,689, according to the last preceding Federal census, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Ratliff, on behalf of Judiciary Committee No. 2, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Engrossed House Bill No. 89, by Gray of the House, entitled, An Act validating certain acknowledgments relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 191, by Luttrell of the Senate, entitled, An Act to amend Section 415, Chapter 3, Article 10, Compiled Oklahoma Statutes, 1921, relating to bonds in injunction cases and in all cases where an injunction is sought, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Luttrell, on behalf of the Committee on Legislative and Judicial Apportionments, reported as follows:

Mr. President:

We, your Committee on Legislative and Judicial Apportionments, to whom was referred Senate Bill No. 139, by Hill of the Senate, and Salter of the House, entitled, An Act relating to the judicial districts, and re-apportionment thereof, and creating District No. 31, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LUTTRELL, Chairman.

On motion of Senator Luttrell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Holloway, on behalf of the Committee on Education, reported as follows:

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 124, by Durant, entitled, An Act authorizing the State Auditor in certain counties and school districts where Indian lands are exempt from an ad valorem tax, and where a maximum levy of fifteen mills has been made and is insufficient to provide a school term of nine months, to issue a warrant to the county treasury of the various counties coming within the provisions of this act, and requiring the school districts to file with the State Auditor a statement in writing, duly certified, of the financial needs of said districts and authorizing the payment by said auditor to said school districts a sum equal to thirty-five dollars per capita after taking into account all of the ad valorem taxes in said districts and all the taxes from any other sources, and repealing all acts in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Joint Resolution No. 7, by Holloway of the Senate, and Robertson of the House, entitled, A Joint Resolution providing for an amendment to the Constitution by adding to Section 55, Article 5, thereof, a provision levying a millage tax for the support and maintenance of State educational institutions, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard submitted a petition signed by several citizens of Oklahoma County, relative to Combinathic physicians, which was not read. Petition was referred to the Committee on Public Health.

### FIRST READING.

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

Senate Bill No. 231, by Glasser—An Act to authorize any court or trial justice to exclude certain persons as spectators from the court room during the trial of any cause, civil or criminal, when their presence is not necessary as witnesses or parties, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 232, by Calvert—An Act prescribing the qualifications of signers of petitions calling bond elections, and requiring voters at such bond elections to be qualified, property-owning, tax-paying voters, and amending Sections



10282 and 10283 of the Compiled Oklahoma Statutes, 1921 (being Sections 7835 and 7836 of the Revised Laws of Oklahoma, 1910), and declaring an emergency.

Senate Bill No. 233, by McPherrren, Holloway, Woods, Nichols, Anglin, Monk, Lillard, Langlay, Calvert, Looney (Harmon), Horner and Looney (Pontotoc)—An Act making an appropriation for the erection of a cottage or cottages for the use of crippled children, providing for their education, sustenance, medical and surgical treatment and a method of safeguarding donations, and declaring an emergency.

Senate Bill No. 234, by Cordell—An Act repealing Section 6999 of Chapter 52, Article 1 of the Compiled Oklahoma Statutes of 1921, relating to the possession of spirituous, vinous, fermented or malt liquors, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 221, by Jones, to Committee on State and County Affairs.

Senate Bill No. 222, by Mrs. Looney, Nichols, Ratliff and Horner of the Senate, and Treadway of the House, to Committee on State and County Affairs.

Senate Bill No. 223, by Frye, to Judiciary Committee No. 2.

Senate Bill No. 224, by Cline of the Senate, and Franks, Bell and Watkins of the House, to Committee on Education.

Senate Bill No. 225, by Woods, to Judiciary Committee No. 2.

Senate Bill No. 226, by Johnson, Woods, Looney (Pontotoc), Holloway and Nichols, to Committee on Constitution and Constitutional Amendments.

Senate Bill No. 227, by Luttrell, to Committee on Revenue and Taxation.

Senate Bill No. 228, by Luttrell, to Committee on Insurance.

Senate Bill No. 229, by Hudson of the Senate, and Simpson of the House, to Committee on Agriculture.

Senate Bill No. 230, by Bobo, to Committee on Mines and Manufacturing.

Senate Joint Resolution No. 19, by Committee on Appropriations, to Committee on State and County Affairs.

The President Pro Tempore instructed the Sergeant-at-Arms to bring the Senators into the Senate Chamber, under the call of the House.

Senator Feuquay was called to the Chair.

Senate Bill No. 104 was read for the third time at length.

Senator Bobo moved to reconsider the vote by which Senate Bill No. 104 was advanced to engrossment and third reading.

Senator Anglin moved to table the Bobo motion.

A roll call was demanded and resulted as follows on the motion to table.

Ayes: Anglin, Brown of Blaine, Brown of Love, Carlock, Cline, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Langley, Looney of Harmon, Memminger, Monk, Ratliff, Reed, Wells, West. Total, 25.

Nays: Bobo, Cordell, Cornett, Golobie, Harvey, Holloway, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherren, Nichols, Woods. Total, 13.

Excused: Barker, Hughes, Leedy. Total, 3.

Not voting: Calvert, Durant, Land. Total, 3.

The motion to table having received the majority of all votes cast, was declared carried.

After considerable discussion of the bill, Senator McPherrren moved that the main question be now put. Motion carried.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Darnell, Durant, Fenquay, Frye, Glasser, Gulager, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney of Harmon, Monk, Ratliff, Reed, Wells, West. Total, 27.

Nays: Bobo, Cordell, Cornett, Golobie, Harvey, Holloway, Lewis, Lillard, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Woods. Total, 14.

Excused: Barker, Hughes, Leedy. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

Senator Anglin moved that the vote by which Senate Bill No. 104 was passed be reconsidered and that that question lie on the table.

Senator Nichols made a point of order that the motion stated two questions, one of which is debatable and one of which is not.

The Chair held that the question should be divided and voted upon separately.

Senator Anglin appealed from the decision of the Chair.

A division of the House was called for and the decision of the Chair overruled.

The vote recurring upon the Anglin motion, same carried.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feunquay, Frye, Golobie, Glasser, Gulager, Hill, Horner, Hudson, Hughey, Johns, Jones, Land, Langley, Looney (Harmon), Luttrell, Monk, Ratliff, Reed, West, Woods. Total, 30.

Nays: Bobo, Harvey, Holloway, Johnson, Lewis, Lillard, Looney of Pontotoc, McPherrren, Memminger, Nichols, Wells. Total, 11.

Excused: Barker, Hughes, Leedy. Total, 3.

The emergency having received the constitutional two-thirds majority of all members elected to and constituting the Senate, was declared passed.

Senator Anglin moved that the vote by which Senate Bill No. 104 was made an emergency measure, be reconsidered and that that motion lie on the table. Motion carried.

The hour of 3:00 o'clock p. m., having arrived, Senate Bill No. 55, on special order, was taken up for consideration.

Senator Cornett moved that the rules of the Senate be amended to prohibit smoking during the sessions.

The Chair held the motion out of order for the reason that special order of business was now before the House.

Senator Cornett moved that the rules be suspended and his motion acted upon. Motion lost.

The President Pro Tempore presiding.

Senate Bill No. 55 was taken up for consideration and read by the Clerk.

Senator West offered the following amendment to Senate Bill No. 55:



Mr. President:

I move to amend Senate Bill No. 55 as follows:

By striking all of Section 1, and substituting the following: "Section 1. That Section 11024, Article 1, Chapter 90, of the Compiled Statutes of Oklahoma, 1921, be and the same is hereby amended to read as follows: "It shall be unlawful for any person, firm, corporation or association, engaged in the production, manufacture, distribution, or sale of any commodity of general use, or rendering any service to the public, to discriminate between different persons, firms, associations or corporations, or different sections, communities or cities of the State by selling or buying such commodity, or rendering such service at a lower rate in one section, community or city than another, or at the same rate or price at a point away from that production or manufacture as at the place of production or manufacture, after making due allowance for the difference, if any, in the grade, quantity or quality, and in the actual cost of transportation from the point of production of manufacture, if the effect thereof is to establish or maintain a virtual monopoly hindering competition or restriction of trade."

WEST.

Senator Glasser moved that further consideration of this bill be indefinitely postponed.

On motion of Senator Cline, the Glasser motion was tabled.

Senator Hudson offered the following amendment to the West amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 55, as amended by West, line 12, page 2, by adding after the word "effect" and before the word "thereof" the words "or intent."

HUDSON.

The President presiding.

Senator Cline offered the following amendment, which was accepted by the author of the bill, and adopted by unanimous consent:

Mr. President:

I move to amend Senate Bill No. 55, line 6, page 1, by inserting after the word "distribution" and before the word "or" the word "purchase."

CLINE.

Senator Looney (Pontotoc) was called to the Chair.

The vote recurring upon the West amendment, same was adopted as amended.

Senator West moved that the bill, as amended, be advanced to engrossment and third reading. Motion carried.

Senator Lillard moved that Senate Bill No. 200, page 16 of the Calendar, be made special order of business for 3:00 o'clock, Thursday afternoon. Motion carried.

Senate Joint Resolution No. 11 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Harvey, Hill, Horner, Hudson, Johns, Land, Langley, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrren, Memminger, Monk, Nichols, Ratliff, Wells. Total, 30.

Nays: Glasser. Total, 1.

Excused: Barker, Hughes, Leedy. Total, 3.

Not voting: Golobie, Holloway, Hughey, Johnson, Jones, Lewis, Luttrell, Reed, West, Woods. Total, 10.

The resolution having received the constitutional majority of the votes of all the members elected to and constituting the Senate, was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Harvey, Hill, Horner, Hudson, Johns, Land, Langley, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrin, Memminger, Monk, Nichols, Ratliff, Wells. Total, 30.

Nays: Glasser. Total, 1.

Excused Barker, Hughes, Leedy. Total, 3.

Not voting: Golobie, Holloway, Hughey, Johnson, Jones, Lewis, Luttrell, Reed, West, Woods. Total, 10.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The Acting President signed the engrossed copy of Senate Joint Resolution No. 11, and ordered same transmitted to the Honorable House.

Senator Cordell, with unanimous consent, reported as follows on behalf of the Committee on Agriculture:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 153, by Darnell, entitled, An Act repealing Article 13 (XIII), same being Sections 3835, 3836, 3837, 3838, 3839, 3840, 3841, 3842 and 3843 of the Compiled Statutes of Oklahoma, 1921, relating to Johnson grass and

Russian thistles, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Darnell, with unanimous consent, reported as follows on behalf of the Committee on Legal Advisory:

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 129, by Looney (Pontotoc) and Hughes, entitled, A Bill to be entitled, An Act creating a public land fund from the proceeds of sale or other dispositions of Section 16, 36, 13 and all lands granted to the State of Oklahoma in lieu of said sections, and lands designated as new college lands, for the bonding of said public land fund and for the sale of said bonds, for lending of the proceeds thereof on approved real estate, making such bonds acceptable security for deposit of public funds, authorizing the investment of sinking funds therein, providing clerical help to carry out the terms of this act, making an appropriation, repealing any act in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

DARNELL, Chairman.

On motion of Senator Darnell, the report was adopted and the bill referred to the Committee on Appropriations.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Fees and Salaries:



Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 164, by Lillard, entitled, An Act entitled, An Act fixing the salaries of certain clerical stenographic and other positions connected with the Supreme Court and Criminal Court of Appeals, repealing all acts and parts of acts in conflict herewith, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 184, by Fees and Salaries Committee, entitled, An Act amending sub-division X of Section 111 of Article XI of the Compiled Oklahoma Statutes of 1921, relating to employees and providing for their salaries, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

The following messages were received from the Honorable House of Representatives and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House of Representatives refuses to concur in the Senate amendments to

Engrossed House Bill No. 14, by Brydia, entitled:

“An Act relating to county courts in counties having a population of over 30,948 inhabitants and not exceeding 30,950 inhabitants, and declaring an emergency.”

Engrossed House Bill No. 136, by Harper and Dyer, entitled:

“An Act providing closed season on deer and wild turkey and repealing all laws and parts of laws in conflict herewith.”

and requests a conference on these two bills.

Yours very truly,

C. J. KENDLE, Chief Clerk.

Senator Lillard moved that the Senate grant the request of the Honorable House and that the Chair appoint the conference committees:

Motion carried, and the Chair appointed as conference committees the following:

On House Bill No. 14, Senators Anglin, Nichols and Looney (Pontotoc).

On House Bill No. 136, Senators Cordell, Darnell and Hill.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 67, by Woods and Jones, entitled:

“An Act relating to cheats, frauds and bogus checks and amending Section 2146 of Article 53 of Chapter 6 of the Compiled Statutes of Oklahoma, 1921, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 67 as amended by the House was ordered held for reading of the amendments and final passage on the next legislative day.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 141, by Senate and House Committees on Military Affairs, entitled:

“An Act to maintain the efficiency of the National Guard and enabling the organization of additional units as required by the National Defense Act, by providing additional help in the Adjutant General’s department, additional armory rent, and for more regular and systematic inspection of the personnel and equipment of the guard, as required by Federal regulations, and making an appropriation to cover cost of same from February 1 to July 1, 1923.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Concurrent Resolution No. 11, by Feunquay and Wells of the Senate, and Ticer and Watson of the House, entitled:

“A Resolution memorializing Congress and the Honorable Commissioner of Indian Affairs, relative to the donation and deeding to the State of Oklahoma of the Shawnee Indian Mission property in Pottawatomie County, State of Oklahoma, to the State of Oklahoma, for a hospital and school for crippled children.”

Engrossed Senate Concurrent Resolution No. 9, by Woods, Hughes, Calvert, et al., entitled:

“A Resolution providing for the appointment of a joint committee to report as to a revision of certain portions of the Oklahoma criminal code.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 141, Senate Concurrent Resolutions Nos. 9 and 11 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 11, by Ferrell of the House, and Hudson of the Senate, entitled:

“An Act re-enacting and amending Section 1 of Chapter 101, of the Session Laws of 1911, the same being a bill entitled, An Act providing for and regulating hawking and ped-



dling by ex-Confederate and ex-Union soldiers and their widows, so as to make the provisions thereof applicable to veterans of the Spanish-American and the World Wars, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copy of House Bill No. 11, and ordered same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 20, by Langley, Looney of Pontotoc, Looney of Harmon, Brown of Love and Hill, entitled:

"An Act conferring on the Soldiers' Relief Commission of the State of Oklahoma authority to sell to the United States of America the Oklahoma Soldiers' Memorial Hospital located at Muskogee, Oklahoma, and declaring an emergency.

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 20 was ordered transmitted to the Governor.

Senator Cornett moved to adjourn until 10:00 o'clock Thursday morning.

Senator Feuquay moved as a substitute motion to adjourn under the rules.

The Feuquay motion carried, and the Senate adjourned under the rules.

## THIRTY-THIRD LEGISLATIVE DAY.

Thursday, February 8, 1923.

The Senate convened at 1:30 o'clock p. m. pursuant to adjournment and was called to order by the President Pro Tempore.

On roll call the following Senators were present :

Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Absent. Land, Total, 1.

Excused: Barker, Leedy. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Glasser moved that when the Senate adjourns this day it adjourn until Monday, February 12th, at 10:00 a. m., and then thereafter the Senate meet daily at 10:00 a. m. until otherwise provided by the Senate, and that all committee meetings be called for 7:00 p. m. at such place as may be announced by the chairman' of the respective committees. Motion lost.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 55 correctly engrossed.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolutions Nos. 9 and 11, and Senate Bill No. 141, correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Concurrent Resolutions Nos. 9 and 11, and Senate Bill No. 141, and ordered same transmitted to the Honorable House for signature of the Speaker.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 7 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 7, and ordered same transmitted to the Secretary of State, for permanent record.

The following message from the Governor was received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you the Honorable Senate, that I have today signed enrolled copy of Senate Bill No. 20, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

Senator West, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred House Bill No. 192, by Goodrich of the House, and Johnson, of the Senate, entitled, An Act fixing the salaries of county attorney and assistant county attorney and providing for a stenographer in counties having a population of more



than 26,600 and less than 26,700 inhabitants, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Carlock, on behalf of the Committee on Appropriations reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 167, by Committee on Appropriations, entitled, An Act making emergency appropriation for repairs and extension of the heating plant and sewerage system of the Panhandle Agricultural and Mechanical College, at Goodwell, Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 130, by Ferrell, Rossiter, Nance and O'Brien, entitled, An Act making an appropriation for the support and maintenance of the office of the Attorney General, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended, as follows:

By striking from lines 3 and 4, Section one the following:  
"Fifteen Thousand and Seventy-five Dollars (\$15,075.00)"

and inserting in lieu thereof the following: "Twelve Thousand Eight Hundred Seventy-five Dollars (\$12,875.00)."

And by striking from the last line of paragraph three, Section 1, the figures: "\$6,200.00" and inserting in lieu thereof the figures: "\$4,000.00."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

### FIRST READING.

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

Senate Bill No. 235, by Darnell, Brown (Love), and Bobo, of the Senate, and Bremer, Pullen and Harper of the House—An Act to create and legalize revolving funds for the three State tuberculosis sanatoria located at Clinton, Sulphur, Tahleah, providing for additions or accretions thereto, and for the maintenance of such funds, and providing for the disbursement thereof, and declaring an emergency.

Senate Bill No. 236, by Glasser—An Act amending Section 470 of the 1910 Revised Laws, the same being Section 4407 of the Compiled Oklahoma Statutes, 1921, providing the method and manner of levying assessments for sewers, and the interest thereon, in municipalities, the collection, payment and disposition thereof, and establishing a lien against the property charged therewith.

Senate Bill No. 237, by Langley, Brown (Love), Feuquay, Holloway, Hill, Johnson, Mrs. Looney, Lewis, Looney (Pontotoc), and Nichols—An Act providing for additional ward and cottage buildings for white patients, additions to kitchen, dining room, power plant, laundry, nurses home, and personnel quarters, a separate ward and cottage building for colored patients and for grading and improving the grounds at the tu-

berecular sanatorium for ex-service persons located at Sulphur, Oklahoma, and making an appropriation therefor.

Senate Bill No. 238, by Hughey, Reed, Cordell, Darnell, of the Senate, and Lightner, Varnum, Treadway, Tolbert and Ray of the House—An Act creating the department of State Grain Inspector to operate under the supervision and direction of the State Board of Agriculture.

Senate Bill No. 239, by Hughey, Reed, Cordell and Darnell of the Senate, and Lightner and Varnum of the House—An Act authorizing the president of the A. & M. College to provide a chemist in operating in connection with the State Inspecting Department of the State Board of Agriculture and to be located at the State Capital.

Senate Bill No. 240, by Darnell and Holloway—An Act creating certain clerical, stenographic and other positions in the office of the State Treasurer and fixing the salaries therefor.

## SECOND READING.

The following bills were read for the second time and referred to the committees indicated:

Senate Bill No. 231, by Glasser, to Judiciary Committee No. 1.

Senate Bill No. 232, by Calvert, to Committee on State and County Affairs.

Senate Bill No. 233, by McPherren, Holloway, Woods, Nichols, Anglin, Monk, Lillard, Langley, Mrs. Looney, Horner and Looney of Pontotoc, to Committee on Hospitals and Charities.

Senate Bill No. 234, by Cordell, to Committee on Prohibition Enforcement.

Senator Woods moved that Senate Bill No. 203 be recalled from the Committee on Oil and Gas and referred to the Committee on appropriations. Motion carried.

Senator Hudson, chairman of the Committee on Oil and Gas returned Senate Bill No. 203 to the Senate, and it was ordered referred to Committee on Appropriations.

The Clerk read the House amendments to Senate Bill No. 67.

Senator Woods moved that the Senate refuse to concur in the House amendments, and request a conference. Motion carried.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 288, by Miller of Hughes, and Edwards, entitled:

“A Bill to be entitled, An Act authorizing the County Commissioners in counties in excess of 26,000 in population, and not exceeding 27,000 population, to make an additional levy for the purpose of and in aid of free county fairs therein, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 302, by Committee on Appropriations, entitled:



"An Act making an appropriation for maintenance for the remainder of the year ending June 30, 1923, and for paying, repairs and improving grounds, for the Central State Normal at Edmond, Oklahoma, and declaring an emergency."

Engrossed House Bill No. 49, by Thompson of Canadian entitled:

"An Act for the eradication of predatory animals; permitting County Commissioners to co-operate with the Bureau of Biological Survey of the United States Department of Agriculture."

Engrossed House Bill No. 144, by Anderson, Cunningham and Hutson, entitled:

"An Act fixing the salary of county attorneys and county judges in counties of the State of Oklahoma having a population of more than sixty thousand."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 232, by Thompson of the House, entitled:

"An Act providing for an additional deputy in the office of the Court Clerk in all counties having a population of not less than 32,440 inhabitants and not exceeding 32,445 inhabitants according to the last Federal census of 1920, and declaring an emergency."

Engrossed House Bill No. 212, by Berry of the House, and Gulager of the Senate, entitled:

"An Act amending Section 4698 of the Compiled Laws of Oklahoma, 1921, also described as Section 8 of Chapter 113 of the Session Laws of 1917, relative to the appointment and duties of the marshal of the city court, and abolishing the police court jurisdiction of the court created."

Engrossed House Bill No. 301, by Committee on Appropriations, entitled:

"A bill to be entitled, An Act making an appropriation to pay the salary, expenses and Oklahoma's part of the expenses of the boundary commission appointed by the Supreme Court of the United States to determine the boundary between the State of Oklahoma and the State of Texas along the Red River, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 123, by Dixon and Thompson, of the House, entitled:

"A Bill to be entitled, An Act amending Section 9745 of the Compiled Oklahoma Statutes of 1921, Annotated, relative to sale of real estate by the County Treasurer at re-sale, and declaring an emergency."

And to inform you and through you, the Honorable Senate, that the same has been passed by the House of Represen-

tatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 55 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Looney of Harmon, Looney of Ponototoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 34.

Nays: Cornett, Durant, Glasser, Horner, Lewis, Lillard, Wells. Total, 7.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

Senator West moved that the vote by which Senate Bill No. 55 was passed be reconsidered, and that that motion lie on the table. Motion carried.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Looney of Harmon, Looney of Ponototoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 34.

Nays: Cornett, Durant, Glasser, Horner, Lewis, Lillard, Wells. Total, 7.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

Senator West moved that the vote by which the emergency was passed be reconsidered, and that that motion lie on the table. Motion carried.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 55 and ordered same transmitted to the Honorable House.

Senate Bill No. 15 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not voting: Brown (Blaine). Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed:



The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not voting: Brown (Blaine). Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 15 and ordered the same transmitted to the Honorable House.

Senate Bill No. 63 was read for the third time at length.

Senator Woods moved that Senate Bill No. 63 be recommended with instructions.

Senator Holloway moved to table the Woods motion which motion prevailed.

Senator McPherren was called to the Chair.

After considerable argument on the bill, Senator Lewis moved that the Senate dispense with further argument and call the roll on the bill. Motion carried.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Love, Calvert, Darnell, Frye, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Jones, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Ratliff, Reed. Total 19.

Nays: Carlock, Cline, Cordell, Cornett, Durant, Glasser, Hughes, Hughey, Johns, Johnson, Lillard, Luttrell, McPherrin, Memminger, Monk, Nichols, Wells, Woods. Total, 18.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Brown of Blaine, Feuquay, Golobie, West. Total, 4.

The bill having failed to receive a constitutional majority of the votes of all members elected to and constituting the Senate, was declared failed of passage.

Senator Brown (Love), gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 63 failed to pass.

Senate Bill No. 95 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Anglin, Calvert, Feuquay, Golobie, Gulager, Luttrell. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Anglin, Calvert, Feuquay, Golobie, Gula-ger, Luttrell. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The Acting President signed the engrossed copy of Senate Bill No. 95, and ordered same transmitted to the Honorable House.

Senate Bill No. 99 was read for the third time at length.

Senator Feuquay, with unanimous consent, introduced the following amendment, which was accepted by the author of the bill and adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 99, line 14, page 3, by inserting, after the word "fine" the words "provided that nothing herein shall apply to public officers in the discharge of their duty."

FEUQUAY.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: Lillard. Total, 1.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Anglin, Calvert, Carlock, Durant, Golobie, Harvey, Johnson, Woods. Total, 8.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: Lillard. Total, 1.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Anglin, Calvert, Carlock, Durant, Golobie, Harvey, Johnson, Woods. Total, 8.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and



constituting the Senate, was declared passed, and Senate Bill No. 99 referred to the enrolling and engrossing department for re-engrossment.

Senator Hill was excused for the remainder of this day's session and until Monday.

Senator Cline was excused, at the close of this session, until Monday.

Senators Langley and Calvert were excused until Monday for the performance of the duties of the Joint Committee on investigation of cement and building material prices.

Senator Holloway moved that House Bill No. 64 be advanced to engrossment and third reading. Motion carried.

The hour of 3:00 o'clock p. m., having arrived, Senate Bill No. 200, on Special Order, was taken up for consideration.

Senate Bill No. 200 was read by the Clerk.

Senator Lillard offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 200, line 3, page 1, by inserting after the word "Oklahoma" and before the word "be" the figures "1921."

LILLARD.

Senator Wood offered the following amendment which was accepted by the author, and adopted by unanimous consent:

Mr. President: I move to amend line 1, page 2, by striking the word "six" and inserting in lieu thereof the word "ten," and in line 13, page 2, by striking the word "twelve" and inserting in lieu thereof, the word "fifteen."

Senator Gulager offered the following amendment which was tabled on motion of Senator Feuquay:

Mr. President: I move to amend Senate Bill No. 200, line 6, page 2, by inserting after the word "than" and before the word "year," the word "three."

GULAGER.

Senator Cline offered the following amendment:

Mr. President: I move to amend Senate Bill No. 200, by adding a new section numbered Section 3, and changing Sections 3 and 4 of the original bill to Sections 4 and 5, said new section providing for parole and support of wife, child or children upon conviction.

Section 3. Every person convicted of abandonment of his wife, and minor child or children, and who refuses to maintain his wife and such minor child or children and when such children are destitute or in necessitous circumstances and the wife is without sufficient means of support for such child or children upon the confinement of such person in the State penitentiary, the said person shall be put at some suitable employment in the State penitentiary at a reasonable wage, such earnings shall by proper authority, be paid to said wife, or other person in charge of and caring for said child or children, and for the support of said wife, child or children.

Upon conviction of any person, as provided for in this Act, the trial judge may before or after sentence, parole said person, upon said person entering into and undertaking in the form provided by the judge of said court, with two or more good and sufficient sureties, said sureties to qualify as to the property statement as by law provided, the said bond to be approved by the clerk of the court, conditioned that the said convicted person shall within ten (10) days from the first day of each month, pay to the clerk of the court such amount as may be fixed by the court, for the support of said wife and child or children, which money shall be paid by the clerk of the court to the wife, or other person in charge of said minor child or children for the support of said minor child or children, and that upon the failure to pay said amount in the time

herein provided, said parole is automatically revoked, and commitment shall issue, confining said person in the penitentiary, provided, however, that notwithstanding the confinement of such person in the penitentiary, the makers of said bond shall be liable as per terms and conditions therein, and the time that such person is out on parole shall not be deducted from the term of the sentence.

CLINE.

Senator Cline moved that Senate Bill No. 200 be recommitted to a special committee for redrafting.

Motion carried and the Chair appoined on said Committee, Senators Lillard, Cline and Feuquay.

Senate Joint Resolution No. 13 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Darnell, Durant, Frye, Feuquay, Glasser Golobie, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not voting: Carlock, Cordell, Cornett, Hill, Holloway, Lillard. Total, 6.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Darnell, Durant, Frye, Feuquay, Glasser, Golobie, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 34.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not voting: Carlock, Cordell, Cornett, Hill, Holloway, Lillard. Total, 6.

The emergency having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The Acting President signed the engrossed copy of Senate Joint Resolution No. 13, and ordered same transmitted to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 99, correctly engrossed.

The Acting President signed the engrossed copy of Senate Bill No. 99, and ordered same transmitted to the Honorable House.

Senate Bill No. 21 was read for the third time at length.

Senator Durant with unanimous consent introduced the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 21, line 9, page 2, by striking after the word "of" and before the word "dollars" the word "five" and inserting in lieu thereof the word "two."

DURANT.

The question being, "Shall the bill pass?" the roll was called with the following result:



Ayes: Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Cordell, Cornett, Durant, Frye, Glasser, Gulager Harvey, Horner, Hudson, Hughes, Hughey, Johns, Jones, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Anglin. Total, 1.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Carlock, Darnell, Feuquay, Golobie, Hill, Holloway, Johnson, Langley. Total, 8.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Calvert, Cline, Cordell, Cornett, Durant, Frye, Glasser, Gulager Harvey, Horner, Hudson, Hughes, Hughey, Johns, Jones, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Anglin. Total, 1.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Carlock, Darnell, Feuquay, Golobie, Hill, Holloway, Johnson, Langley. Total, 8.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and Senate Bill No. 21 was referred to the enrolling and engrossing department for re-engrossment.

The President Pro Tempore presiding.

Senate Bill No. 83 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Cline, Calvert, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total 34,

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not voting: Carlock, Cordell, Cornett, Hill, Holloway, Lillard. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 83 and ordered the same transmitted to the Honorable House.

Senate Bill No. 12 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Golobie, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Darnell, Feuquay, Hill, Holloway, Langley. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Golobie, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Darnell, Feuquay, Hill, Holloway, Langley. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 12 and ordered the same transmitted to the Honorable House.

Senator Hudson moved that Senate Bill No. 118 be advanced to engrossment and third reading. Motion carried.

The President presiding.

House Bill No. 68, as amended by the Senate, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Golobie, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2.

Not Voting: Darnell, Feuquay, Hill, Holloway, Langley. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 68, as amended by the Senate, and ordered the same transmitted to the Honorable House.

House Joint Resolution No. 9 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Cline, Calvert, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total 34,

Nays: None.

Absent: Land. Total, 1.



Excused: Barker, Leedy. Total, 2. .

Not voting: Carlock, Cordell, Cornett, Hill, Holloway, Lillard. Total, 6.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Cline, Calvert, Darnell, Durant, Feuquay, Frye, Glasser, Golobio, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total 34,

Nays: None.

Absent: Land. Total, 1.

Excused: Barker, Leedy. Total, 2. .

Not voting: Carlock, Cordell, Cornett, Hill, Holloway, Lillard. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Joint Resolution No. 9, and ordered same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 21 correctly engrossed.

The President Signed the engrossed copy of Senate Bill No. 21, and ordered the same transmitted to the Honorable House for consideration.

HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 49, by Thompson—An Act for the eradication of predatory animals; permitting County Commissioners to co-operate with the Bureau of Biological Survey of the United States Department of Agriculture.

Engrossed House Bill No. 123, by Dixon and Thompson—A bill to be entitled, An Act amending section 9745 of the Compiled Oklahoma Statutes of 1921, annotated, relative to sale of real estate by the County Treasurer at re-sale, and declaring an emergency.

Engrossed House Bill No. 144, by Anderson, Cunningham and Hutson—An Act fixing the salaries of County Attorneys and County Judges in counties of the State of Oklahoma having a population of more than 60,000.

Engrossed House Bill No. 212, by Beum of the House and Gulager of the Senate—An Act amending Section 4698 of the Compiled Laws of Oklahoma, 1921, also described as section 8 of chapter 113 of the Session Laws of 1917 relative to the appointment and duties of the marshal of the city court and abolishing the police court jurisdiction of the court created.

Engrossed House Bill No. 232, by Thompson—An Act providing for an additional deputy in the office of the court clerk in all counties having a population of not less than 32,440 inhabitants and not exceeding 32,445, according to the last Federal census of 1920, and declaring an emergency.

Engrossed House Bill No. 288, by Miller of Hughes and Edwards—A Bill to be entitled, An Act authorizing the County Commissioners in counties in excess of 26,000 in population and not exceeding 27,000 population, to make an additional levy for the purpose of and aid of free county fairs therein, and declaring an emergency.

Engrossed House Bill No. 301, by Committee on Appropriations—A bill to be entitled, An Act making appropriation to pay the salary expenses and Oklahoma's part of the expenses of the boundary commission appointed by the Supreme

Court of the United States to determine the boundary between the State of Oklahoma and the State of Texas, along the Red River, and declaring an emergency.

Engrossed House Bill No. 302, by Committee on Appropriations—An Act making an appropriation for maintenance for the remainder of the year ending June 30, 1923, and for paving, repairing and improving grounds for the Central State Normal at Edmond, Oklahoma, and declaring an emergency.

House Bill No. 7 was taken up for consideration and read by the Clerk.

On motion of Senator Monk, House Bill No. 7 was advanced to engrossment and third reading.

House Bill No. 89 was taken up for consideration and read by the Clerk.

Senator McPherrren moved to indefinitely postpone further action on this bill.

On motion of Senator Looney of Harmon, the motion to indefinitely postpone was tabled.

Senator Ratliff moved to advance the bill to engrossment and third reading.

Senator Looney of Pontotoc, offered the following amendment, which was tabled on motion of Senator Looney of Harmon:

Mr. President: I move to amend House Bill No. 89, lines 3 and 4, page 2, by striking, after the word "acknowledgment" in line 3, and before the word "shall" in line 4, the following "are hereby legalized and made binding."

J. C. LOONEY.

Senator Woods offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 89,

page 2, line 1, by striking the word "or" after the word "counties" and before the word "other."

WOODS.

Senator Luttrell offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 89, line 1, page 1, by striking the word "heretofore" and inserting after the word "where" and before the word "any" the words "prior to May 16, 1913."

LUTTRELL.

On motion of Senator Johns, House Bill No. 89 as amended, was advanced to engrossment and third reading.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 73, by Jones, An Act entitled, An Act amending Section 1548, Revised Laws of Oklahoma, 1910, relating to the term of office of county officers, and fixing the date for beginning thereof, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

GULAGER, Chairman.

On motion of Senator Gulager the report was adopted and the bill ordered printed and placed on the Calendar.

Senator McPherrren, with unanimous consent, reported as follows on behalf of the Committee on Military Affairs:

Mr. President:

We, your Committee on Military Affairs, to whom was referred Senate Bill No. 209, by Calvert of the Senate and Bay-



less of the House entitled, An Act providing for the manner of appointment of cadets to the Oklahoma Military Academy and adding to the curriculum of said institution, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

McPHERREN, Chairman.

On motion of Senator McPherren the report was adopted and the bill ordered printed and placed on the Calendar.

Hon. Fred Parkinson, State Examiner and Inspector, filed a report of audit of the earnings of the Oklahoma Geological Survey.

On motion of Senator Carlock, the said report was ordered printed in the Journal for the information of the Senators.

REPORT ON AUDIT OF EARNINGS OF THE OKLAHOMA GEOLOGICAL SURVEY NORMAN, OKLAHOMA,

From June, 1920, to December 31, 1922, Inclusive.

Oklahoma City, Okla., Jan. 20, 1923.

Hon. Fred Parkinson,  
State Examiner and Inspector,  
Oklahoma City, Oklahoma,

Sir:

Pursuant to the order of the Governor and your directions, I have made an examination of that part of the reports, papers and files of the Oklahoma Geological Survey pertaining to the revenues received from the sale of drilling records or logs of oil and gas wells drilled in the State of Oklahoma, and herewith under Exhibits "A", "B" and "C" and Schedules numbered 1 and 2, submit the results thereof.

EXHIBIT "A"—Copy of the proposal under which the distribution of said oil and gas information was undertaken.

EXHIBIT "B"—Legislative appropriations for the functioning of this Department during the period covered by this examination.

EXHIBIT "C"—Summary of receipts and disbursements.

SCHEDULE 1—Collections by months and years.

SCHEDULE 2—List of checks showing to whom and for what purpose money was paid out.

The period covered by this examination is from June, 1920, to December 31, 1922. In the proposal shown under Exhibit "A" reference is made to the revolving fund of the Geological Survey, but in Chapter 227, Session Laws, 1917, creating revolving funds for various institutions, we have been unable to find the name of the Oklahoma Geological Survey mentioned therein and are forced to the conclusion that said claim is but a figment of the imagination.

We concede that the proposal by one State Department to copy the records of another State Department and distribute the same to interested subscribers for a monetary consideration to be shrewd business, but in the absence of a legislative revolving fund for said department authorizing expenditure of earnings, we know of no law, code of morals or ethics that permits the salaried employees thereof to retain the earnings and disburse the same as their conscience and self interest indicates.

Chapter 238, Session Laws, 1915, requires: "Each and every State officer \* \* \* or employee thereof to deposit daily with the State Treasurer as the official depository all monies received or collected by him by virtue or under color of his office," but in the handling of the monies received for drilling records or oil well information by the Oklahoma Geological Survey, this law was entirely disregarded, and the money deposited in a bank at Norman, Oklahoma, and credited to an account, denominated: "Well Log Fund," and used and checked out as if it were the exclusive property of a private enterprise.

During the period under consideration the Legislature appropriated for each fiscal year for this Department, \$25,000 for salaries and \$20,000 for support and maintenance, but when salary appropriations were exhausted before the end of the fiscal year, the claims of the regular members of the staff for the balance of the year were split up into sundry amounts, and the same paid by check on the Well Log Account at the Norman bank. Checks issued in payment of salaries in excess of the legislative appropriations amount to \$18,333.47.

Reports show that during the two and a half years operation under this working agreement, the sum of \$48,506.12 was collected, which in our opinion, under the law should have been covered into the State Treasury as a part of the State's revenue, but thus far not one penny has found its way there. Instead of paying the same into the State Treasury, checks aggregating \$48,127.05 were issued against this account in the payment of salaries and supplies, in excess of the appropriations provided therefor by the Legislature; notes given to banks, automobiles and flowers.

Checks aggregating \$11,827.03 were issued to C. W. Shannon, Director of the Survey, against this account with the notation thereon "Personal," but there are no claims among the files showing the purpose why he should have caused said checks to be issued to himself.

Respectfully submitted,

GEO. J. MECHLING,  
Assistant State Examiner and Inspector.

Filed this 7th day of February, 1923.

FRED PARKINSON,  
State Examiner and Inspector.

File No. 4233-4.

Record No. R-382.

EXHIBIT "A".

OKLAHOMA GEOLOGICAL SURVEY  
DEPARTMENT NO. 17

PROPOSAL FOR FURNISHING RECORDS OF  
OIL AND GAS WELLS.

Oklahoma City, Oklahoma,  
June 1, 1920.

CORPORATION COMMISSION,  
Mr. Art. L. Walker, Chairman,  
Oklahoma City, Oklahoma,

Dear Sir:

The Oklahoma Geological Survey requests that arrangements be made through the Corporation Commission whereby the drilling records of oil and gas wells drilled in the State of Oklahoma and filed in the office of the Oil and Gas Division of the Corporation Commission be made available through the Oklahoma Geological Survey to oil and gas companies and others to whom such records may be of value. The following plan is suggested:

- A. That the records filed in the Oil and Gas Division of the Corporation Commission may be copied by the Oklahoma Geological Survey and distributed to parties desiring same.
- B. That mimeograph stencils be cut of the records and mimeograph copies made from the stencils for distribution.
- C. That a fee will be charged for the service rendered and the money thus secured used to pay the salaries of the clerks and the expenses connected with the running of this particular office.
- D. That any amount in excess of the amount required to carry on the work of the office (maintained in



Room 438 of the Capitol Building) will, each sixty days, be turned into the revolving fund of the Oklahoma Geological Survey as provided under the act of the Legislature in 1917.

- E. That the work of the office will be under the direct supervision of C. W. Shannon, Director of the Oklahoma Geological Survey, and F. G. Rockwell, Assistant Director of the Survey.
- F. That no person on the pay roll of the Oklahoma Geological Survey or any other State Department shall receive additional salary or fee from the proceeds of the work being carried on.
- G. That a complete record shall be kept of all funds received and disbursed.

If such a plan as suggested above meets with the approval of the Commission, work will be undertaken to carry out the plans at once, all the work being done through the office of the Oklahoma Geological Survey in Room 438, Capitol Building.

Yours truly,

C. W. SHANNON.

(Signed) C. W. SHANNON, Director.

#### EXHIBIT "B."

#### OKLAHOMA GEOLOGICAL SURVEY DEPARTMENT NO. 17

#### APPROPRIATIONS FOR THIS DEPARTMENT AND BALANCES AS OF DECEMBER 31, 1922.

Purpose	Amount	Warrants Issued	Balance
For Fiscal Year Ending June 30, 1921—			
For salaries -----	\$23,750.00	\$23,750.00	
Support and maintenance---	14,300.00	14,294.40	Lapsed

For Fiscal Year Ending  
June 30, 1922—

Salary fund to be expended for salaries, wages and special compensations -----	25,000.00	25,000.00	
Contingent fund to be expended for support and maintenance other than salaries, wages and special compensation - -----	20,000.00	19,973.37	26.63

For Fiscal Year Ending  
June 30, 1923—

Salary fund to be expended for salaries, wages and special compensations -----	25,000.00	16,662.44	8,337.56
Contingent fund to be expended for support and maintenance other than salaries, wages and special compensation - -----	20,000.00	12,112.67	7,887.33

EXHIBIT "C."

OKLAHOMA GEOLOGICAL SURVEY  
DEPARTMENT NO. 17

SUMMARY OF RECEIPTS AND DISBURSEMENTS  
FROM JUNE, 1920, TO DECEMBER 31, 1922.

Account—	Amount
Dr.	
Collections, 1920—Schedule No. 1-----	\$ 7,874.27
Collections, 1921—Schedule No. 1-----	18,812.97
Collections, 1922—Schedule No. 1-----	21,818.88
Total-----	<hr/> \$48,506.12

Cr.	
Disbursed, 1920—Schedule No. 2	\$ 8,065.04
Disbursed, 1921—Schedule No. 2	18,957.88
Disbursed, 1922—Schedule No. 2	22,104.13
To balance	379.07
Total	\$48,506.12

## EXHIBIT "C"—SCHEDULE NO. 1.

## OKLAHOMA GEOLOGICAL SURVEY

RECEIPTS AS SHOWN BY BOOKS AND REPORTS  
UNDER EXHIBIT "A" PROPOSITION.

Date	From Customers	From Other Sources
Collections, 1920—		
June, 1920	\$ 70.00	\$
July, 1920	761.50	45.00
August, 1920	806.75	86.62
September, 1920	1,413.50	
October, 1920	931.50	400.00
November, 1920	1,222.00	250.00
December, 1920	1,652.40	235.00
Totals	\$ 6,857.65	\$ 1,016.62

Collections, 1921—		
January, 1921	\$ 1,392.50	\$ 150.00
February, 1921	1,269.50	135.00
March, 1921	1,487.25	311.50
April, 1921	1,087.46	250.00
May, 1921	1,605.00	
June, 1921	1,460.00	90.00
July, 1921	1,295.14	130.00
August, 1921	1,145.99	676.05

September, 1921 -----	1,122.50	380.00
October, 1921 -----	1,111.00	361.18
November, 1921 -----	1,035.75	610.20
December, 1921 -----	1,411.95	295.00

Totals -----	\$15,424.04	\$ 3,388.93
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Collections, 1922—

January, 1922 -----	\$ 1,171.25	\$ 153.95
February, 1922 -----	1,095.40	
March, 1922 -----	1,453.45	124.75
April, 1922 -----	2,763.15	50.00
May, 1922 -----	1,853.10	
June, 1922 -----	1,400.45	
July, 1922 -----	1,573.75	222.30
August, 1922 -----	1,234.15	724.60
September, 1922 -----	1,445.10	547.00
October, 1922 -----	1,406.85	470.00
November, 1922 -----	1,522.70	457.33
December, 1922 -----	1,710.10	368.00
Deposits not listed above -----	71.50	

Totals -----	\$18,700.95	\$ 3,117.93
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Summary by Years—

	Customers	Other Sources	Total
1920 -----	\$ 6,857.65	\$1,016.62	\$ 7,874.27
1921 -----	15,424.04	3,388.93	18,812.97
1922 -----	18,700.95	3,117.93	21,818.88
	<hr/>	<hr/>	<hr/>
	\$40,982.64	\$7,523.48	\$48,506.12



## EXHIBIT "C"—SCHEDULE NO. 2.

## OKLAHOMA GEOLOGICAL SURVEY

## DISBURSEMENT OF EXHIBIT "C" RECEIPTS

Receipts were deposited in the Security State Bank, afterwards changed to the Security National Bank, of Norman, Oklahoma, and credited to an account named: "Well Log Fund," and paid out on personal check. Below is given by years the number of the check, name of payee, purpose for which issued as shown on stub and end of check, and amount thereof. The checks are signed by Juanita Ramsey or Lucile Carson, or by one of them per C. W. Shannon.

# EXHIBIT "C"—SCHEDULE N CHECKS ISSUED

No of Check	Date	Payee
1	7- 3-1920	Ethel McCormick
2	7- 3-1920	Opal Smith
3	7- 3-1920	Frederike Fitch
4	7- 7-1920	Cash
5	7-12-1920	Juanita Ramsey
6	7-20-1920	C. W. Shannon
7	7-26-1920	C. W. Shannon
8	7-30-1920	Ethel McCormick
9	7-30-1920	Frederike Fitch
10	8- 2-1920	Western Bank Supply Co.
12	8- 4-1920	Ethel McCormick
13	8- 6-1920	C. W. Shannon
14	8-13-1920	Line-a-Time Mfg. Co.
15	8-26-1920	Ethel McCormick
16	8-31-1920	Ethel McCormick
17	8-31-1920	Frederike Fitch
18	8-31-1920	Opal Smith
19	8-31-1920	Mildred Stevens
20	9-18-1920	C. W. Shannon
21	9-25-1920	Western Bank Supply Co.
22	9-27-1920	C. W. Shannon

D. 2—(Continued)

1920.

Purpose	Amount
June salary	\$110.00
June salary	85.00
June salary	50.00
Postage	20.00
Payment of loan	45.00
Personal	50.00
American Ry. Express	36.62
July salary	125.00
July salary	85.00
On account	250.00
Postage	25.00
Personal	100.00
Copy holder	14.00
Postage	50.00
August salary	125.00
August salary	100.00
August salary	100.00
August salary	90.00
Personal	150.00
On account	500.00
Personal	115.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

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	9-23-1920	Western Bank Supply Co.
23	9-27-1920	C. W. Shannon
24	9-29-1920	C. W. Shannon
25	9-30-1920	Mrs. Hatfield
26	9-30-1920	Opal Smith
27	9-30-1920	Mrs. Stevens
28	9-30-1920	Jene Mills
29	9-30-1920	Mrs. Hatfield
31	10- 5-1920	C. W. Shannon
32	10- 7-1920	C. W. Shannon
33	10-15-1920	Harlow Pub. Co.
34	10-18-1920	C. W. Shannon
35	10-20-1920	F. G. Rockwell
36	10-21-1920	F. J. Fohs
37	10-27-1920	Juanita Ramsey
38	10-29-1920	C. W. Shannon
39	10-30-1920	Jene Mills
40	10-30-1920	Mrs. Stevens
41	10-30-1920	Opal Smith
42	10-30-1920	Mrs. Hatfield
43	11- 1-1920	Frederike Fitch
44	11- 3-1920	C. W. Shannon
45	11- 3-1920	Juanita Ramsey
46	11- 3-1920	Western Bank Supply Co.



On account	500.00
Personal	115.00
Personal	50.00
September salary	125.00
September salary	100.00
September salary	100.00
September salary	40.00
Postage	50.00
Personal	100.00
Personal	125.00
On account	138.00
Personal	250.00
To apply on \$300 special account	150.00
Refund	3.00
Loan to cash fund	250.00
Personal	25.00
October salary	80.00
October salary	100.00
October salary	100.00
October salary	125.00
October salary	50.00
Personal	100.00
Loan to cash	50.00
On account	200.00

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*Senate Journal—Ninth Legislature*

## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
47	11- 6-1920	Cash fund
48	11-12-1920	Western Bank Supply Co.
49	11-13-1920	Self
50	11-15-1920	Juanita Ramsey
51	11-15-1920	Juanita Ramsey
52	11-16-1920	Juanita Ramsey
53	11-18-1920	Juanita Ramsey
54	11-18-1920	Juanita Ramsey
55	11-18-1920	J. M. Thompson
57	11-20-1920	Juanita Ramsey
58	11-21-1920	Juanita Ramsey
59	11-23-1920	C. W. Shannon
60	11-23-1920	Juanita Ramsey
61	11-24-1920	Mrs. E. Hatfield
62	11-30-1920	Mrs. A. S. Hatfield
63	11-30-1920	Mrs. B. C. Stevens
64	11-30-1920	Opal Smith
65	11-30-1920	Jene Mills
66	12- 1-1920	Remington Typewriter Co.
67	12- 4-1920	C. W. Shannon
68	12- 4-1920	Security Bank
69	12- 6-1920	C. W. Shannon

O. 2—(Continued)

Purpose	Amount
Loan to Shannon	117.00
On account	100.00
L. to J. Ramsey	25.00
Log well to cash	150.00
Log well to cash	8.00
Log well to cash	119.25
Log well to cash	20.00
Log well to cash	100.00
On account	90.00
Log well to cash	12.52
Log well to cash	63.00
Payment on loan	110.00
Refund	10.00
Postage	20.00
November salary	125.00
November salary	100.00
November salary	100.00
November salary	80.00
Repairs	2.64
Personal	100.00
Note of Geological Survey	200.00
Personal	100.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

70	12- 7-1920	C. W. Shannon
71	12- 8-1920	Juanita Ramsey
72	12- 8-1920	Mrs. Hatfield
73	12-10-1920	Western Bank Supply Co.
74	12-11-1920	Mary E. Shannon
76	12-13-1920	Juanita Ramsey
77	12-13-1920	C. W. Shannon
78	12-14-1920	Holtzschue acct. by Shannon
79	12-18-1920	Western Bank Supply Co.
80	12-21-1920	Juanita Ramsey
81	12-23-1920	C. W. Shannon
83	12-23-1920	Mrs. Hatfield
84	12-23-1920	Mrs. Stevens
85	12-23-1920	Opal Smith
86	12-23-1920	Jene Mills
87	12-28-1920	Juanita Ramsey

TOTAL CHECKS FOR  
CHECKS ISSUED

89	1- 3-1921	Mrs. Hatfield
90	1- 3-1921	Mrs. Stevens
91	1- 3-1921	Opal Smith
92	1- 3-1921	Gene Mills
93	1- 4-1921	Juanita Ramsey



Personal	50.00
Transfer to cash	20.00
Postage	20.00
On account	200.00
Personal	10.00
Log well to cash	100.00
Personal to cash	50.00
Payment of account	78.51
On account	200.00
Personal	25.00
Personal	80.00
Half salary for December	62.50
Half salary for December	50.00
Half salary for December	50.00
Half salary for December	50.00
Personal loan	15.00

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1920 \$8,065.04

1921.

Balance December salary	62.50
Balance December salary	50.00
Balance December salary	50.00
Balance December salary	50.00
Transfer to cash	90.00

94	1- 4-1921	Frederike Fitch
95	1- 5-1921	Juanita Ramsey, Treasurer
96	1- 5-1921	Mrs. E. Hatfield
97	1- 5-1921	C. W. Shannon
98	1- 7-1921	C. W. Shannon
99	1- 8-1921	Juanita Ramsey
100	1-10-1921	Western Bank Supply Co.
101	1-12-1921	Juanita Ramsey
102	1-12-1921	Muldrow & Kidd
103	1-13-1921	C. W. Shannon
104	1-14-1921	C. W. Shannon
105	1-17-1921	H. H. Conder
106	1-18-1921	C. W. Shannon
107	1-18-1921	C. W. Shannon
108	1-18-1921	Juanita Ramsey
109	1-19-1921	Juanita Ramsey
110	1-19-1921	C. W. Shannon
111	1-19-1921	C. W. Shannon
112	1-20-1921	C. W. Shannon
113	1-20-1921	Holtzschue Motor Co.
114	1-29-1921	Opal Smith
115	2- 1-1921	Mrs. E. Hatfield
116	2- 1-1921	Mrs. Stevens
117	2- 1-1921	Gene Mills
118	2- 5-1921	C. W. Shannon

December salary	50.00
Transfer to cash	100.00
Postage	20.00
Personal	150.00
Personal	100.00
Transfer to cash	50.00
On account	150.00
Transfer to cash	100.00
Insurance on car	75.00
Personal	50.00
Personal	16.00
Receipts	50.17
Personal	75.00
Postage	20.00
Transfer	5.00
Transfer	60.00
Personal	75.00
Refund on notes •	75.00
Personal	68.54
On account	45.88
January salary	100.00
January salary	125.00
January salary	100.00
January salary	100.00
Personal	150.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

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## EXHIBIT "C"—SCHEDULE

No. of Check	Date	Payee
119	2- 5-1921	Bernice Personett
120	2- 7-1921	C. W. Shannon
121	2- 8-1921	Juanita Ramsey
122	2-10-1921	Minteer Motor Co.
123	2-10-1921	Security State Bank
124	2-11-1921	Mrs. Hatfield
125	2-11-1921	Mrs. Hatfield
126	2-14-1921	C. W. Shannon
127	2-14-1921	C. W. Shannon
128	2-14-1921	Juanita Ramsey
129	2-15-1921	Security State Bank
130	2-17-1921	C. W. Shannon
131	2-19-1921	Rex Ryan
132	2-19-1921	C. W. Shannon
133	2-21-1921	C. W. Shannon
134	2-24-1921	C. W. Shannon
135	2-24-1921	Carey Lombard Co.
136	2-28-1921	C. W. Shannon
137	3- 1-1921	Mrs. E. Hatfield
138	3- 1-1921	Mrs. Stevens
139	3- 1-1921	Gene Mills
140	3- 3-1921	C. W. Shannon



Purpose	Amount
January salary	40.00
Ref. on Holtzschue bill	27.45
Transfer	100.00
On account	100.00
On note	100.00
On February salary	30.00
Postage	10.00
Science and postage	22.91
Personal	25.00
Refund	20.00
On note	200.00
Personal	100.00
Services	16.80
Personal	25.00
Personal	15.00
Personal	25.00
On account	79.15
Personal	25.00
February salary	125.00
February salary	100.00
February salary	100.00
Personal	25.00

140	3- 4-1921	Juanita Ramsey
141	3- 4-1921	Rex Ryan
142	3- 4-1921	C. W. Shannon
143	3- 4-1921	C. W. Shannon
144	3- 5-1921	C. W. Shannon
145	3- 5-1921	Mrs. E. Hatfield
146	3- 5-1921	Bernice Personett
147	3- 5-1921	Western Bank Supply Co.
148	3- 7-1921	Fredericke Fitch
149	3- 7-1921	Holtzchue Motor Co.
150	3- 9-1921	Floyd Swank
151	3-10-1921	Western Bank Supply Co.
152	3-11-1921	Security State Bank
153	3-12-1921	C. W. Shannon
154	3-15-1921	C. W. Shannon
156	3-17-1921	Security Bank
157	3-19-1921	Security Bank
157	3-22-1921	Juanita Ramsey
158	3-24-1921	Security Bank
159	3-31-1921	Mrs. A. S. Hatfield
160	3-31-1921	Mrs. Stevens
161	3-31-1921	Gene Mills
162	4- 5-1921	Western Bank Supply Co.
163	4- 9-1921	Security Bank
164	4-11-1921	C. W. Shannon

Transfer	25.00
Services	22.05
Personal	50.00
Personal	30.00
Personal	50.00
Postage	25.00
February salary	40.00
On account	150.00
Balance on salary	5.00
On account	25.00
Postage	100.00
On account	200.00
On note	187.67
Personal	50.00
Personal	35.00
On note	20.00
On note	20.00
Personal	10.00
Balance of note	60.50
March salary	125.00
March salary	100.00
March salary	100.00
On account	300.00
On note	150.00
Personal on loan	100.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

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## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
165		No name
166	4-12-1921	C. W. Shannon
167	4-15-1921	Frank Personett
168	4-18-1921	C. W. Shannon
169	4-20-1921	C. W. Shannon
170	4-21-1921	C. W. Shannon
171	4-25-1921	F. A. Edson
172	4-26-1921	Juanita Ramsey
173	4-27-1921	Juanita Ramsey
173	4-30-1921	Mrs. Hatfield
174	4-30-1921	Mrs. Stevens
175	4-30-1921	Gene Mills
176	4-30-1921	Mrs. H. E. Brown
177	5- 3-1921	C. W. Shannon
178	5- 3-1921	Ardmore Chamber of Com.
179	5- 4-1921	Pettee Hdw. Co.
180	5- 5-1921	S. Tex. Lumber Co.
181	5- 5-1921	C. W. Shannon
182	5- 9-1921	Bernice Personett
183	5- 9-1921	Rex Ryan
184	5-11-1921	McGinley Store
185	5-12-1921	Creager Studio



## O. 2—(Continued)

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*Senate Journal—Ninth Legislature*

Purpose	Amount
	(out) 16.25
Personal on loan	200.00
On account	50.00
Personal on loan	50.00
Personal on loan	25.00
Personal on loan	50.00
On back salary	60.00
Personal	(out) 5.00
Personal	12.00
April salary	125.00
April salary	100.00
April salary	100.00
April salary	113.50
Personal	250.00
Reports	3.00
Account in full	46.41
Account in full	58.20
Personal	77.00
April salary	40.00
April salary	28.35
Field groceries	90.95
Account in full	73.00

186	5-23-1921	Minteer Hdw. Co.
187	5-27-1921	C. W. Shannon
188	5-27-1921	Mrs. Hatfield
189	5-27-1921	Mrs. Stevens
190	5-27-1921	Jean Mills
191	5-27-1921	Mrs. H. E. Brown
192	5-28-1921	Mrs. Hatfield
193	5-31-1921	C. W. Shannon
194	5-31-1921	C. W. Shannon
195	6- 2-1921	Fred Bullard
196	6- 7-1921	C. W. Shannon
198	6-11-1921	Remington Typewriter
199	6-11-1921	Remington Typewriter
200	6-13-1921	Juanita Ramsey
201	6-14-1921	C. W. Shannon
202	6-14-1921	Juanita Ramsey
203	6-16-1921	C. W. Shannon
204	6-18-1921	Farmers Natl. Bank
205	6-16-1921	C. W. Shannon
206	6-21-1921	Cash
207	6-24-1921	Fred Bullard
208	6-24-1921	Willard Battery Co.
209	6-25-1921	Willard Battery Co.
210	6-26-1921	C. W. Shannon

Account in full	159.43
Personal	100.00
May salary	125.00
May salary	100.00
May salary	100.00
May salary	100.00
Postage	10.00
Personal	100.00
Personal	45.00
Postage	10.00
Personal	175.00
Repairs	3.04
Rent of typewriter	4.00
Personal	10.00
Personal	350.00
Personal	10.00
Personal	300.00
Claim No. 203	208.36
Ref. Holtzchue acct.	25.00
Transfer	52.00
Money loaned Well Log	
Fund	90.00
On account	63.80
Balance account	15.85
Personal	50.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
211	6-30-1921	Mrs. Hatfield
212	6-30-1921	Mrs. Stevens
213	6-30-1921	Mrs. H. E. Brown
214	6-30-1921	Jean Mills
215	7- 6-1921	Cash
216	7- 8-1921	R. R. Somerville
217	7- 8-1921	Harold Somerville
218	7- 9-1921	Security Bank
219	7- 9-1921	Security Bank
220	7-14-1921	C. W. Honess
221	7-15-1921	Carey Lombard Co.
222	7-16-1921	C. W. Shannon
223	7-16-1921	C. W. Shannon
224	7-21-1921	C. W. Shannon
225	7-21-1921	J. M. Thompson
226	7-23-1921	Mrs. Hatfield
227	7-23-1921	C. W. Shannon
228	7-23-1921	Juanita Ramsey
229	7-23-1921	C. W. Shannon
230	7-23-1921	S. Weidman
231	7-25-1921	C. W. Shannon
232	7-27-1921	Juanita Ramsey



Purpose	Amount
June salary	125.00
June salary	100.00
June salary	100.00
June salary	100.00
Loans to field men	50.00
Salary to date	50.00
Salary to date	2.00
On office note	200.00
On note	33.69
Loan	50.00
On account	103.70
Postage	40.00
Personal	100.00
Personal	150.00
Drayage	40.28
Postage	10.00
Personal	25.00
Balance July salary	12.50
Personal	100.00
Receipts and salary	100.00
Personal	30.00
Transfer to cash	30.00

233	7-30-1921	Juanita Ramsey
234	8- 1-1921	Juanita Ramsey
235	8- 1-1921	Mrs. Hatfield
236	8- 1-1921	Ellen Brown
237	8- 1-1921	Jean Mills
238	8- 1-1921	Mildred Stevens
239	8- 1-1921	C. W. Shannon
240	8- 3-1921	C. W. Shannon
241	8- 4-1921	C. W. Shannon
242	8- 4-1921	Juanita Ramsey
243	8- 9-1921	Protested checks
243	8- 9-1921	C. W. Shannon
244	8- 9-1921	Juanita Ramsey
245	8-11-1921	J. D. McClure
246	8-11-1921	M. C. Oakes
247	8-11-1921	C. W. Honess
248	8-12-1921	R. R. Somerville
249	8-12-1921	Harold Somerville
250	8-15-1921	Tablet & Ticket Co.
251	8-13-1921	Juanita Ramsey
252	8-16-1921	C. W. Shannon
253	8-16-1921	Rex Ryan
254	8-16-1921	Guy Mitchell
255	8-17-1921	C. W. Shannon
256	8-15-1921	Juanita Ramsey

Transfer to cash	50.00
Transfer to cash	50.00
July salary	135.00
July salary	110.00
July salary	110.00
July salary	110.00
Personal	45.00
Personal	75.00
Personal	70.00
Personal	8.00
	64.55
Refund	37.50
Personal	10.00
July salary	45.00
Expense warrant	15.80
Expense warrant	26.03
Account	50.00
Account	25.00
Account	1.60
Personal	3.00
Ref. Personett salary	60.00
July salary	50.00
July salary	60.00
Personal	50.00
Personal	3.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
257	8-17-1921	S. W. Bell Tel. Co.
258	8-17-1921	Floyd Swank
259	8-17-1921	Floyd Swank
260	8-19-1921	C. W. Shannon
261	8-19-1921	Security Bank
262	8-19-1921	Mrs. E. Hatfield
263	8-19-1921	S. W. Bell Tel. Co.
264	8-20-1921	H. E. Lillibridge
265	8-25-1921	C. W. Shannon
266	8-25-1921	C. W. Shannon
267	8-26-1921	C. W. Shannon
268	8-26-1921	C. W. Shannon
269	8-26-1921	Mrs. E. Hatfield
270	8-27-1921	C. Jackson
271	8-29-1921	C. W. Shannon
272	8-30-1921	Floyd Swank
273	8-31-1921	Leon English
274	9- 2-1921	Culbertson Motor Co.
275	9- 2-1921	Mrs. E. Hatfield
276	9- 2-1921	Mrs. M. Stevens
277	9- 2-1921	Jean Mills
278	9- 3-1921	Pettee Hdw. Co.



Purpose	Amount
Toll	13.70
Envelopes	100.00
Postage	10.00
Personal	25.00
	150.00
Postage	10.00
Toll	.60
Expense warrant	39.02
Personal	10.00
Personal	62.00
Personal	100.00
Personal	15.00
Postage	5.00
Expense and salary	10.75
Personal	15.00
Postage	5.00
Expenses	25.00
Car service	60.00
August salary	120.00
August salary	110.00
August salary	110.00
Pedometer	5.00

279	9- 3-1921	Juanita Ramsey
280	9- 6-1921	Klein Tire Co.
281	9- 8-1921	Juanita Ramsey
282	9-10-1921	Juanita Ramsey
283	9-10-1921	Mrs. E. Hatfield
284	9-10-1921	Guy Mitchell
285	9-12-1921	C. W. Shannon
286	9-13-1921	Oklahoma Daily
287	9-13-1921	Ellen Brown
288	9-14-1921	Culbertson Motor Co.
289	9-17-1921	Frank Clark
290	9-17-1921	S. W. Bell Tel. Co.
291	9-19-1921	E. P. Rothrock
292	9-21-1921	Roxana Petroleum Co.
293	9-21-1921	J. H. Sanders
294	9-21-1921	Mrs. C. W. Shannon
295	9-21-1921	Frank Mackey
296	9-22-1921	Floyd Swank
297	9-26-1921	Juanita Ramsey
298	9-27-1921	Floyd Swank
299	9-27-1921	C. W. Shannon
300	9-27-1921	Juanita Ramsey
301	9-28-1921	Dictaphone agency
302	9-28-1921	C. W. Shannon
303	9-28-1921	C. W. Shannon

August salary	12.50
Account	14.25
Transfer	85.00
Transfer	10.00
Postage	15.00
Traveling expense	19.41
Personal	25.00
Subscription	3.00
August salary	110.00
On car	100.00
August salary	60.00
Toll	24.05
Expense warrant	79.22
Refund on service	12.50
Half July and Aug. salary	120.00
Personal	15.00
Refund	3.00
P. O. rent	1.00
Part Sept. salary	3.00
Postage	5.00
Personal	65.00
Bal. Sept. salary (out)	3.00
Balance on account	2.60
State Fair	7.50
Personal	10.00

*Thirty-third Day, Thursday, Feb. 8, 1938*

## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
303	9-28-1921	Bess Mills
304	9-28-1921	Bess Mills
305	9-28-1921	Fred Bullard
306	9-29-1921	Underwood Typw. Co.
307	9-29-1921	C. W. Shannon
308	9-29-1921	Floyd Swank
309	9-29-1921	C. W. Shannon
310		Railway express
311	10- 1-1921	Mrs. Hatfield
312	10- 1-1921	Mildred Stevens
313	10- 1-1921	Jean Mills
314	10- 1-1921	Ellen Brown
315	10- 3-1921	C. W. Shannon
316	10- 5-1921	Bernice Personett
317	10- 7-1921	Floyd Swank
318	10- 7-1921	Floyd Swank
319	10- 7-1921	Juanita Ramsey
320	10-10-1921	Frank Clark
321	10-10-1921	C. W. Shannon
321	10-12-1921	J. D. McClure
322	10-12-1921	Western Bank Supply Co.
324	10-12-1921	Fred Bullard



## O. 2—(Continued)

Purpose	Amount
For letters	16.58
Balance August salary	25.00
Balance August salary	25.00
	18.40
Personal	25.00
Postage	6.75
Personal	35.00
	14.99
September salary	135.00
September salary	110.00
September salary	110.00
September salary	110.00
Personal	75.00
Aug. and Sept. salary	140.00
Postage	13.50
Postage	15.00
Payment on loan	25.00
October salary	43.30
Personal	40.00
Expenses and salary	21.21
On account	100.00
State Fair	50.00

325	10-12-1921	Juanita Ramsey
326	10-12-1921	Wm. Weeks
327	10-14-1921	J. M. Nolls
328	10-14-1921	C. W. Shannon
329	10-14-1921	Western Bank Supply Co.
330	10-17-1921	J. J. Baker
331	10-18-1921	S. W. Bell Tel. Co.
332	10-19-1921	Floyd Swank
333	10-19-1921	C. W. Shannon
334	10-20-1921	Mrs. E. Brown
335	10-21-1921	Meyer Motor Co.
336	10-21-1921	Pierson Studio
337	10-21-1921	Juanita Ramsey
338	10-24-1921	Frank Gahrtz
339	10-24-1921	R. R. Somerville
340	10-26-1921	J. M. Thompson
341	10-27-1921	C. W. Shannon
342	11- 1-1921	Mrs. Hatfield
343	11- 1-1921	Jean Mills
344	11- 1-1921	Mildred Stevens
345	11- 1-1921	Ellen Brown
346	11- 3-1921	Bernice Personett
347	11- 5-1921	C. W. Shannon
348	11- 7-1921	Juanita Ramsey
349	11- 9-1921	Juanita Ramsey

On loan	10.00
Expenses	15.00
C. W. Shannon (personal)	5.98
Personal	10.00
On account	100.00
Telegrams	20.00
Account	15.80
	5.18
Personal	100.00
Postage	15.00
Repair 2 speedometers	3.50
Fair pictures	8.00
On loan	5.00
Receipts	2.44
On salary	125.00
Account	18.35
Personal	55.00
October salary	135.00
October salary	110.00
October salary	110.00
October salary	110.00
October salary	40.00
October salary	35.00
Transfer	50.00
Transfer	55.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
350	11-10-1921	C. W. Shannon
351	11-12-1921	Ellen Brown
352	11-12-1921	Peerless Printing Co.
353	11-12-1921	Juanita Ramsey
354	11-15-1921	C. W. Shannon
355	11-15-1921	C. W. Shannon
356	11-16-1921	S. W. Bell Tel. Co.
357	11-17-1921	C. W. Shannon
358	11-17-1921	W. S. Fusch
359	11-18-1921	Security Bank
360	11-22-1921	C. W. Shannon
362	11-22-1921	C. W. Shannon
363	11-23-1921	C. W. Shannon
364	11-23-1921	Juanita Ramsey
365	11-23-1921	Ellen Brown
366	11-25-1921	C. W. Shannon
367	11-25-1921	Western Bank Supply Co.
368	11-28-1921	C. W. Shannon
369	11-29-1921	F. T. Clark
370	12- 2-1921	Ellen Brown
371	12- 2-1921	Mildred Stevens
372	12- 2-1921	Jean Mills



## O. 2—(Continued)

Purpose	Amount
Personal	25.00
Postage	10.00
Printing	18.65
Balance on account	75.00
Personal	75.00
Personal	50.00
Account	7.25
Personal	20.00
Slides	90.00
On notes	132.65
Personal	50.00
Personal	25.00
Personal	100.00
November salary	12.50
Postage	5.00
Field expense	25.00
On account	200.00
On expenses	25.00
Salary and expenses	11.00
November salary	110.00
November salary	110.00
November salary	110.00

373	12- 5-1921	Ellen Brown	Postage	17.86
374	12- 5-1921	Holtzhue Co.	Balance on account	50.74
375	12- 6-1921	Bernice Personett	November salary	40.00
376	12-10-1921	Cash	Transfer	160.00
377	12-13-1921	Western Bank Supply Co.	On account	250.00
378	12-13-1921	Floyd Swank	Money order	2.03
379	12-16-1921	Juanita Ramsey	On account	47.50
380	12-16-1921	Leon English	Repairs on car	30.00
381	12-18-1921	C. W. Shannon	On expenses	85.00
382	12-17-1921	Ellen Brown	Postage	5.00
383	12-20-1921	C. W. Shannon	Personal	60.00
384	12-20-1921	Western Bank Supply Co.	On account	250.00
385	12-21-1921	Boone Jones	Ref. on receipts	34.95
386	12-21-1921	Ellen Brown	Postage	5.00
387	12-22-1921	Carl Shoults	Ref. on receipts	19.20
388	12-23-1921	C. W. Shannon	Personal	25.00
389	12-24-1921	M. C. Oakes	Expenses	200.00
390	12-27-1921	Juanita Ramsey	Account in full (out)	47.50
391	12-29-1921	Ellen Brown	Postage (out)	10.00

TOTAL CHECKS 1921

\$18,848.32

PAID CHECKS AMONG FILES NOT LISTED ABOVE

3-	8-1921	Minteer Motor Co.	\$100.00
5-	-1921	Security Bank	2.65

Thirty-Third Day, Thursday, Feb. 8, 1923

# EXHIBIT "C"—SCHEDULE NO. 2—(Continued)

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Senate Journal—Ninth Legislature

No. of Check	Date	Payee	Purpose	Amount
	9-26-1921	Holtzchue Motor Co.		3.00
	4-22-1921	Curtis P. & S. Co.	Charged back by bank	2.91
	8-20-1921	Security Bank	Discount Shannon claim	1.00
				<hr/>
				\$18,957.88

## CHECKS ISSUED 1922.

1	1- 4-1922	Ellen Brown	December salary	\$110.00
2	1- 4-1922	Mildred Stevens	December salary	110.00
3	1- 4-1922	Jean Mills	December salary	110.00
4	1- 5-1922	Bernice Personett	December salary	40.00
5	1- 6-1922	Lucile Carson	Transfer to cash	25.00
6	1- 6-1922	Lucile Carson	On December salary	25.00
7	1- 6-1922	Mildred Stevens	Postage	5.00
8	1- 6-1922	Pet Pub. Co.	Subscription	3.00
9	1- 7-1922	Rex Ryan	December salary	10.85
10	1-11-1922	C. W. Shannon	Loan	75.00
11	1-13-1922	Ellen Brown	Postage	10.00
12	1-14-1922	F. C. Rockwell	Refund on loan	50.00
13	1-15-1922	Security Natl. Bank	Payment on car	196.00
14	1-17-1922	Ellen Brown	Postage	5.00
15	1-18-1922	Leon English	November salary	100.00
16	1-21-1922	R. R. Somerville	On salary	10.00

18	1-25-1922	Western Bank Supply Co.
19	1-27-1922	Ellen Brown
20	1-31-1922	L. A. Welch
21	1-31-1922	Ellen Brown
22	1-31-1922	Jean Mills
23	1-31-1922	Mildred Stevens
24	1-31-1922	F. C. Rockwell
25	1-31-1922	Rex Ryan
26	2- 1-1922	Bernice Personett
27	2- 1-1922	Ellen Brown
28	2- 2-1922	Geo. D. Morgan
29	2- 3-1922	Western Bank Supply Co.
30	2- 9-1922	Cash
31	2- 9-1922	Ellen Brown
32	2-10-1922	Cash
33	2-11-1922	Lucile Carson
34	2-15-1922	Ellen Brown
35	2-17-1922	Western Bank Supply Co.
36	2-18-1922	Ellen Brown
37	2-21-1922	C. W. Shannon
38	2-21-1922	C. W. Shannon
39	2-24-1922	Electrified Water Co.
40	2-27-1922	Harlow Pub. Co.
41	3- 2-1922	Ellen Brown
42	3- 2-1922	Jean Mills



On account	250.00
Postage	10.00
Repair work	1.50
January salary	110.00
January salary	110.00
January salary	110.00
Car licenses	55.00
January salary	22.40
January salary	40.00
Postage	10.00
Livery	150.00
On account	200.00
Transfer	100.00
Postage	5.00
Transfer	25.00
On January salary	25.00
Postage	10.00
On account	250.00
Postage	5.00
On expenses	56.54
Personal	120.00
Water	10.00
Printing	103.00
February salary	110.00
February salary	110.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

## EXHIBIT "C"—SCHEDULE

No. of Check	Date	Payee
43	3- 2-1922	Mildred Stevens
44	3- 2-1922	Ellen Brown
45	3- 9-1922	Leon English
46	3- 9-1922	Leon English
47	3- 8-1922	Ellen Brown
48	3- 9-1922	C. W. Shannon
49	3-11-1922	H. E. Lillibridge
50	3-11-1922	C. W. Shannon
51	3-11-1922	C. W. Shannon
52	3-11-1922	Bernice Personett
53	3-13-1922	Standard Office Sup. Co.
54	3-14-1922	C. W. Shannon
55	3-15-1922	Norman Battery Co.
56	3-16-1922	Ellen Brown
57	3-17-1922	C. W. Shannon
57	3-17-1922	Western Bank Supply Co.
58	3-20-1922	Frank Edson
59	3-24-1922	Ellen Brown
60	3-24-1922	Security Natl. Bank
61	3-25-1922	C. W. Shannon
62	3-25-1922	C. W. Shannon
63	3-27-1922	C. W. Shannon

Purpose	Amount
February salary	110.00
Postage	10.00
Expenses	64.20
Salary	100.00
Postage	5.00
Personal	50.00
On salary	5.00
Personal	170.00
Personal	30.00
February salary	40.00
Books for accounts	6.00
Personal	50.00
Battery and repairs	45.00
Postage	10.00
Paid on Gahrtz salary	50.00
On account	250.00
Expenses	35.48
Postage	10.00
Ford note in full	193.70
Interest on note	25.80
Personal	25.00
Personal	70.00

64	3-27-1922	Ellen Brown
65	3-30-1922	T. P. Paxton
66	3-31-1922	Ellen Brown
67	4- 4-1922	Ellen Brown
68	4- 4-1922	Mildred Stevens
69	4- 4-1922	Jean Mills
70	4- 4-1922	Ellen Brown
71	4- 7-1922	Geo. D. Morgan
72	4- 7-1922	Geo. D. Morgan
73	4- 7-1922	Bernice Personett
74	4- 7-1922	Bernice Personett
75	4- 7-1922	H. E. Lillibridge
76	4- 7-1922	H. E. Lillibridge
77	4- 7-1922	Rex Ryan
78	4- 7-1922	Typewriter exchange
79	4- 7-1922	Western Bank Supply Co.
80	4- 8-1922	C. W. Shannon
81	4-13-1922	Lucile Carson
82	4-13-1922	S. W. Bell Tel. Co.
83	4-14-1922	F. G. Rockwell
84	4-14-1922	Ellen Brown
85	4-15-1922	Western Bank Supply Co.
86	4-15-1922	C. W. Shannon
87	4-15-1922	Eng. New Record
88	4-15-1922	McGraw Hill Book Co.



Remainder Feb. salary	15.00
Refund on log	8.50
Postage	5.00
March salary	125.00
March salary	110.00
March salary	110.00
Postage	10.00
Livery	125.00
Expenses	12.67
March salary	50.00
March salary	15.50
Part March salary	50.00
Bal. March salary	7.50
March salary	17.50
Repairs	21.00
On account	250.00
Personal	58.66
Transfer	15.00
City bill	3.62
Refund on loan	50.00
Postage	10.00
On account	250.00
Bal. Somerville salary	25.00
Subscription	5.00
Subscription	33.30

*Thirtieth Day, Thursday, Feb. 8, 1928*

## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
90	4-18-1922	C. W. Shannon
92	4-19-1922	C. W. Shannon
93	4-19-1922	C. W. Shannon
94	4-19-1922	Ellen Brown
95	4-20-1922	C. W. Shannon
96	4-20-1922	C. W. Shannon
97	4-20-1922	Lucile Carson
98	4-21-1922	Security Natl. Bank
99	4-21-1922	Boone Jones
100	4-21-1922	J. E. McMahon
101	4-21-1922	Boone Jones
102	4-21-1922	Western Bank Supply Co.
103	4-22-1922	C. W. Shannon
104	4-22-1922	C. W. Shannon
105	4-26-1922	Ellen Brown
106	4-28-1922	Bernice Personett
107	4-28-1922	Western Bank Supply Co.
108	4-29-1922	Ellen Brown
109	4-29-1922	Jean Mills
110	5- 1-1922	L. T. Burlingame
111	5- 1-1922	L. T. Burlingame
112	4-29-1922	Mildred Stevens

Purpose	Amount
Expenses	21.00
Salary adv. to Gahrtz	80.00
Refund on salary adv.	25.00
Postage	5.00
Personal	175.00
Salary adv. to Somers.	45.00
Remainder March salary	25.00
Apply on note	50.00
On account	50.00
Livery	45.00
Hotel	9.60
On account	250.00
Adv. on Somerville salary	25.00
Personal	55.00
Postage	10.00
On April salary	15.50
On account	250.00
April salary	125.00
April salary	110.00
Expenses	136.48
Salary Dec. to April	210.00
April salary	110.00

114	5- 4-1922	Ellen Brown
115	5- 5-1922	Ellen Brown
116	5- 7-1922	S. W. Bell Tel Co.
117	5- 9-1922	Bernice Personett
118	5- 9-1922	Geo. Morgan
119	5-10-1922	Ellen Brown
120	5-11-1922	Harlow Pub. Co.
121	5-11-1922	Western Bank Supply Co.
122	5-11-1922	Lucile Carson
123	5-12-1922	C. W. Shannon
124	5-12-1922	Rex Ryan
125	5-15-1922	S. W. Bell Tel. Co.
126	5-15-1922	Western Union
127	5-15-1922	H. E. Lillibridge
128	5-16-1922	Ellen Brown
129	5-17-1922	C. W. Shannon
130	5-18-1922	E. M. Stilley
131	5-23-1922	Boone Jones
132	5-24-1922	Ellen Brown
133	5-24-1922	R. B. Dunlevy
134	5-25-1922	Lucile Carson
135	5-26-1922	C. W. Shannon
136	5-29-1922	Boker Chem. Co.
137	5-29-1922	Rex Ryan
138	5-31-1922	Ellen Brown



Postage	5.00
Postage	3.00
Office	4.70
April salary	59.50
Livery	125.00
Postage	10.00
On account	100.00
On account	300.00
April salary	150.00
Personal	40.00
April salary	11.20
Bill for April	22.80
On account	10.00
In full	28.75
Postage	8.00
Refund on salary paid	150.00
Services	27.53
On account	50.00
Postage	8.00
Log refund	1.00
Transfer	5.00
Personal	9.00
Bill	7.01
Salary for trip	25.96
Postage	9.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
139	5-31-1922	C. W. Shannon
140	6- 5-1922	Rex Ryan
141	6- 3-1922	Frank Gahrtz
142	6- 3-1922	Carl Shoultz
143	6- 5-1922	Ellen Brown
144	6- 5-1922	Mildred Stevens
145	6- 5-1922	Jean Mills
146	6- 6-1922	C. W. Shannon
147	6- 7-1922	S. W. Bell Tel. Co.
148	6- 7-1922	Bernice Personett
149	6- 7-1922	Bernice Personett
150	6- 7-1922	Ellen Brown
151	6- 7-1922	Boone Jones
152	6- 8-1922	Dell Slaughter
153	6-10-1922	A. C. Shead
154	6-10-1922	Bess U. Mills
155	6-10-1922	R. R. Somerville
156	6-10-1922	S. W. Bell Tel. Co.
157	6-13-1922	F. G. Rockwell
158	6-14-1922	Ellen Brown
159	6-14-1922	H. E. Lillibridge
160	6-15-1922	C. W. Honess

Purpose	Amount
On salary	125.00
Salary	9.80
On May account	125.00
On account	25.00
May salary	125.00
May salary	110.00
May salary	110.00
Balance Holtzchue acct.	19.78
Back account	3.10
Expenses in full	13.40
On May salary	25.00
Postage	10.00
Balance on account	73.91
On May salary	75.00
On May salary	50.00
On May salary	25.00
On May salary	25.00
May service	3.86
May salary	100.00
Postage	10.00
On May salary	10.00
On May salary	100.00

161	6-15-1922	Lucile Carson
162	6-16-1922	H. E. Lillibridge
163	6-16-1922	Bernice Personett
164	6-17-1922	C. W. Shannon
165	6-19-1922	C. W. Shannon
166	6-20-1922	Ellen Brown
167	6-20-1922	Bernice Personett
168	6-21-1922	Lucile Carson
169	6-22-1922	R. R. Somerville
170	6-21-1922	H. E. Lillibridge
171	6-22-1922	Ellen Brown
172	6-22-1922	F. G. Rockwell
173	6-22-1922	C. W. Honess
174	6-26-1922	C. W. Shannon
175	6-28-1922	Ellen Brown
176	6-29-1922	C. W. Shannon
177	6-29-1922	Dell Slaughter
178	7- 1-1922	Mildred Stevens
179	7- 1-1922	A. C. Shead
180	7- 1-1922	H. E. Lillibridge
181	7- 3-1922	Jean Mills
182	7- 5-1922	A. C. Shead
183	7- 3-1922	Ellen Brown
184	7- 5-1922	C. W. Shannon
185	7- 5-1922	F. G. Rockwell



On May salary	125.00
Dup. check	25.00
On salary	25.00
On May salary	75.00
Bal. May salary	66.70
Postage	10.00
Balance May salary	25.00
Balance May salary	25.00
On May salary	25.00
Duplicate	
Duplicate	
On May salary	25.00
On May salary	25.00
Personal	25.00
Postage	8.00
Personal	15.00
On May salary	35.00
Balance June salary	60.00
On May salary	25.00
On May salary	27.50
June salary	110.00
Balance May salary	29.17
June salary	125.00
On June salary	50.00
Balance May salary	125.00

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## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
186	7- 7-1922	Ellen Brown
187	7- 8-1922	J. W. Kayser
188	7-12-1922	Lucile Carson
189	7-15-1922	J. W. Kayser
190	7-14-1922	Ellen Brown
191	7-15-1922	R. R. Somerville
192	7-17-1922	Ellen Brown
193	7-17-1922	Ellen Brown
194	7-20-1922	Frank Gahrztz
195	7-22-1922	C. W. Shannon
196	7-22-1922	Bernice Personett
197	7-22-1922	A. C. Shead
198	7-22-1922	H. E. Lillibridge
199	7-24-1922	C. W. Shannon
200	7-27-1922	Ellen Brown
201	7-27-1922	Frank Gahrztz
202	7-28-1922	C. W. Shannon
203	7-28-1922	Western Bank Supply Co.
204	7-29-1922	Security Natl. Bank
206	8- 1-1922	C. W. Shannon
207	8- 1-1922	J. M. Clark
208	8- 1-1922	Otto Spring

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Purpose	Amount
Postage	10.00
On account	250.00
Transfer	16.60
Balance on account	290.00
Postage	10.00
Balance May salary	50.00
Postage	5.00
Postage	8.00
On salary	50.00
On Somerville salary	50.00
On June salary	25.00
On June salary	50.00
On June salary	50.00
Paid on Somerville salary	10.00
Postage	10.00
On salary	100.00
On Somerville salary	65.00
On account	150.00
Bad checks	1.00
Balance Somerville salary	25.00
Expenses for Granite	24.60
Exp. buying camp equip.	30.00

209	8- 2-1922	Lucile Carson
210	8- 2-1922	Ellen Brown
211	8- 3-1922	F. M. Bullard
212	8- 4-1922	Western Bank Supply Co.
213	8- 4-1922	Mildred Stevens
214	8- 4-1922	Jean Mills
215	8- 4-1922	Ellen Brown
216	8- 9-1922	Lucile Carson
217	8- 9-1922	Jean Mills
218	8- 9-1922	Floyd Swank
219	8-10-1922	C. W. Shannon
220	8-10-1922	C. W. Shannon
221	8-10-1922	Dell Slaughter
222	8-12-1922	Western Bank Supply Co.
223	8-14-1922	R. J. Cullen
224	8-16-1922	F. W. Renfrow
225	8-17-1922	Am. Ry. Express Co.
226	8-16-1922	Lucile Carson
227	8-17-1922	Bess U. Mills
228	8-18-1922	Security Natl. Bank
229	8-19-1922	C. W. Shannon
230	8-19-1922	C. W. Shannon
231	8-19-1922	C. W. Shannon
232	8-19-1922	Frank Gahrtz



Balance June salary	125.00	<i>Thirty-third Day, Thursday, Feb. 8, 1923</i>
Postage	10.00	
May and June salary	150.00	
On account	200.00	
July salary	110.00	
July salary	110.00	
July salary	125.00	
Transfer	3.75	
Postage	10.00	
Postage	12.50	
Refund on loan	50.00	
Refund on loan	50.00	
Balance on June salary	90.00	
Credit on note	200.00	
On account	25.90	
On account	25.00	
Bill to date	24.18	
Transfer	30.00	
Refund on loan	75.00	
Interest on notes	12.26	
Personal expenses (out)	250.00	
Postage	10.00	
Refund Rockwell salary	25.00	
June salary	50.00	819

## EXHIBIT "C"—SCHEDULE NO.

No. of Check	Date	Payee
233	8-22-1922	Wm. Deitz
234	8-22-1922	Bernice Personett
235	8-22-1922	A. C. Shead
236	8-24-1922	C. W. Shannon
237	8-26-1922	R. R. Somerville
238	8-25-1922	Cash
239	8-26-1922	F. Mulky
240	8-26-1922	C. W. Shannon
241	8-28-1922	R. J. Cullen
242	8-29-1922	Cash
243	9- 2-1922	Ellen Brown
244	9- 2-1922	Jean Mills
245	9- 2-1922	Mildred Stevens
246	9- 2-1922	C. W. Shannon
247	9- 2-1922	Lucile Carson
248	9- 2-1922	Western Bank Supply Co.
249	9- 8-1922	C. W. Shannon
250	9- 2-1922	M. M. Nice
251	9- 6-1922	Ellen Brown
252	9- 7-1922	C. W. Shannon
253	9- 8-1922	Claude Chaver
254	9- 9-1922	C. W. Shannon

2—(Continued)

\$20

Purpose	Amount
Building books	65.00
Balance June salary	55.00
On June salary	25.00
Rockwell salary	50.00
On salary	25.00
Transfer	60.00
Advance on expenses	50.00
On account	50.00
Advance on expenses	25.00
Transfer	50.00
August salary	125.00
August salary	110.00
August salary	110.00
On account	50.00
Transfer	75.00
On account	200.00
	175.00
Traveling expense	2.87
Postage	10.00
Refund on loan	50.00
Labor on car	4.25
Refund on loan	60.00

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255	9- 9-1922	Security Natl. Bank
256	9- 9-1922	C. W. Shannon
257	9-12-1922	Lucile Carson
258	9-12-1922	C. W. Shannon
259	9-12-1922	Lucile Carson
260	9-13-1922	Ellen Brown
261	9-13-1922	C. W. Shannon
262	9-14-1922	J. L. Lindsay
263	9-15-1922	S. W. Bell Tel. Co.
264	9-15-1922	H. E. Lillibridge
265	9-16-1922	Western Bank Supply Co.
266	9-19-1922	H. Somerville
267	9-19-1922	E. R. Brockway
268	9-19-1922	C. W. Shannon
269	9-20-1922	H. J. Owen
270	9-20-1922	A. V. Jones
271	9-23-1922	C. W. Shannon
272	9-20-1922	Floyd Swindell
273	9-20-1922	Ellen Brown
274	9-23-1922	Western Union
275	9-26-1922	Ellen Brown
276	9-27-1922	E. R. Brockway
277	9-27-1922	C. W. Shannon
278	9-30-1922	Herman J. Owen
279	9-30-1922	A. V. Jones



Refund bad check	.60
On account	15.00
Transfer	50.00
Postage	10.00
Transfer	50.00
Postage	10.00
Refund on loan	50.00
Express	4.60
City phone	3.77
Trip with Clard	24.75
On account	200.00
Services	15.00
August salary	50.00
On account	50.00
On account	25.00
On account	25.00
Personal expense (out)	125.00
On account	25.00
Postage	10.00
On account	20.00
Postage	10.00
On account	15.00
Personal	5.00
On account	25.00
On account	25.00

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## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
280	10- 2-1922	Ellen Brown
281	10- 2-1922	Jean Mills
282	10- 2-1922	Mildred Stevens
283	10- 2-1922	Esther Webb
284	10- 3-1922	C. W. Shannon
285	10- 5-1922	Ronald Cullen
286	10- 5-1922	Ellen Brown
287	10- 5-1922	Francis Mulky
288	10- 8-1922	C. W. Shannon
289	10-11-1922	C. W. Shannon
290	10-12-1922	Ellen Brown
291	10-12-1922	C. W. Shannon
292	10-12-1922	Security Natl. Bank
293	10-12-1922	C. W. Shannon
294	10-12-1922	Electrified Water Co.
295	10-12-1922	Frank Renfrow
296	10-13-1922	M. C. Oakes
297	10-16-1922	C. W. Shannon
298	10-18-1922	Ellen Brown
299	10-19-1922	Frank Gahrtz
300	10-19-1922	H. Somerville
301	10-19-1922	S. D. Butcher

## O. 2—(Continued)

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Purpose	Amount
September salary	125.00
September salary	110.00
September salary	110.00
September salary	30.74
Personal expense (out)	150.00
September salary	50.00
Postage	10.00
Traveling expense	27.85
Holtzchue account	45.54
Personal	45.00
Postage	10.00
Personal	5.00
On survey note	160.00
Refund on loan	75.00
Water bill	10.00
Services	50.00
September salary	150.00
Western Bank account	125.00
Postage	10.00
Refund	60.00
On account	15.00
Salary	21.40

302	10-20-1922	Pickard Bros.
303	10-20-1922	O. F. Evans
304	10-20-1922	Star Publishing Co.
305	10-21-1922	Francis Mulky
306	10-25-1922	Ellen Brown
307	10-31-1922	Ellen Brown
308	10-31-1922	Jean Mills
309	10-31-1922	Mildred Stevens
310	10-31-1922	Ellen Brown
311	10-31-1922	E. R. Brockway
312	11- 2-1922	C. W. Shannon
313	11- 3-1922	C. W. Shannon
314	11- 3-1922	Jno. Redfield
315	11- 4-1922	Western Union
316	11- 6-1922	H. E. Lillibridge
317	11- 8-1922	Lucile Carson
318	11- 8-1922	Ellen Brown
319	11- 9-1922	C. W. Shannon
320	11-10-1922	C. W. Honess
321	11-10-1922	C. W. Honess
322	11-10-1922	H. E. Lillibridge
323	11-13-1922	C. W. Shannon
324	11-14-1922	C. W. Shannon
325	11-15-1922	Ellen Brown
326	11-15-1922	Lucile Carson



Account in full	19.98
On account	50.00
Account	250.00
Expenses in full	11.15
Postage	10.00
October salary	125.00
October salary	110.00
October salary	110.00
Postage	10.00
Salary	19.00
Harlow Pub. Co.	56.00
On account	15.00
October salary	23.01
C. W. Shannon (per.)	25.00
On account	100.00
Transfer	100.00
Postage	10.00
On salary of Rockwell	100.00
Salary for September	266.66
Receipts	52.96
Account in full	69.42
On Rockwell salary	50.00
Balance Rockwell salary	70.00
Postage	10.00
Bal. Oct. salary	50.00

*Thirty-third Day, Thursday, Feb. 8, 1923*

## EXHIBIT "C"—SCHEDULE N

No. of Check	Date	Payee
327	11-16-1922	C. W. Shannon
328	11-16-1922	Leon Honess
329	11-17-1922	Western Bank Supply Co.
330	11-18-1922	Leon Honess
331	11-18-1922	Leon Honess
332	11-18-1922	S. W. Bell Tel. Co.
333	11-22-1922	O. K. Transfer
334	11-23-1922	Ellen Brown
335	11-24-1922	Francis Mulky
336	11-25-1922	Francis Mulky
337	11-28-1922	Ellen Brown
338	11-28-1922	A. C. Shead
339	11-29-1922	C. W. Shannon
340	11-29-1922	Star Publishing Co.
341	12- 1-1922	C. W. Shannon
342	12- 1-1922	Geo. McCowan
343	12- 2-1922	Ellen Brown
344	12- 2-1922	Mildred Stevens
345	12- 2-1922	Jean Mills
346	12- 2-1922	C. W. Shannon
347	11-18-1922	Cash
348	12- 7-1922	Ellen Brown

Purpose	Amount
Personal expense (out)	62.50
Sept. salary	75.00
On account	200.00
On account	50.00
Account in full	137.50
September bill	3.15
Freight	1.63
Postage	10.00
Salary	100.00
Salary	50.00
Postage	10.00
Account in full	7.11
On \$125 loan	50.00
Account in full	290.00
Loan in full	75.00
Bill in full	32.40
November salary	125.00
November salary	110.00
November salary	110.00
On account	30.00
Transfer	65.00
Postage	10.00

349	12-11-1922	Lucile Carson
350	12-11-1922	Esther Webb
351	12-12-1922	Lucile Carson
352	12-12-1922	Floyd Swank
353	12-12-1922	S. Coyner
354	12-13-1922	Ellen Brown
355	12-14-1922	C. W. Shannon
356	12-18-1922	C. W. Shannon
357	12-18-1922	C. W. Shannon
358	12-18-1922	Lucil Carson
359	12-18-1922	Bess U. Mills
360	12-19-1922	Paul Teas
361	12-20-1922	C. W. Shannon
362	12-20-1922	E. D. Butcher
363	12-20-1922	E. D. Butcher
364	12-21-1922	Ronald Cullen
365	12-27-1922	Ellen Brown
366	12-28-1922	Ellen Brown
367	12-26-1922	Ronald Cullen

TOTAL CHECKS



Transfer	115.00
Expense and salary	
(out)	19.89
Transfer	40.00
Postage	15.00
Services	5.25
Postage	10.00
On claim	150.00
Personal expense (out)	107.50
Personal expense (out)	125.00
Refund on loan	88.00
Flowers	5.00
Salary and expenses	50.95
On Western Bank acct.	260.00
On account	15.00
In full to date (out)	40.15
On account	25.00
Postage	15.00
Express	24.79
Receipts	75.00

1922

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\$22,104.13

*Thirty-third Day, Thursday, Feb. 8, 1923*

NOTE—Checks numbered 229, 271, 284, 327, 356 and 357 in favor of C. W. Shannon are not among the files, but the bank reports show the same to have been paid on or about the dates issued.

\* \* \* \* \*

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 28, by West, entitled, An Act amending Article V, Chapter 4281 of the Compiled Oklahoma Statutes of 1921, relating to advertising and the sale of bonds, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Fees and Salaries:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 108, by Johnson of the Senate, and Hansen of the House, entitled, An Act providing for the number of deputies, assistants and stenographers for the several county officers and regulating and providing for the salaries of said deputies, assistants and stenographers in all counties in the State of Oklahoma having a population of not less than 16,669 nor more than 16,689, according to the 1920 Federal census, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Ratliff, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 2:

Mr. President:

We, your Judiciary Committee No. 2, to whom was referred Senate Bill No. 178, by Luttrell, entitled, An Act authorizing suits to be brought against the State of Oklahoma by reason of any claim, lien, mortgage or other equity in real estate growing out of the failure of state banks within the State of Oklahoma, providing the manner of service and authorizing service upon the Bank Commissioner of the State of Oklahoma, fixing the procedure, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

At the request of Senator Durant, Senate Bill No. 124 was by unanimous consent advanced to engrossment and third reading.

Senator Brown of Love County was excused until Monday.

On motion of Senator McPherren, the Senate adjourned under the rules.

## THIRTY FOURTH LEGISLATIVE DAY.

Friday, February 9, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President.

On roll call, the following Senators were present:

Anglin, Bobo, Brown of Blaine, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Harvey, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 32.

Absent: Carlock, Frye, Gulager, Hill, Luttrell, Wells. Total, 6.

Excused: Barker, Brown of Love, Calvert, Cline, Langley, Leedy. Total, 6.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 118 and 124, and House Bill No. 89 correctly engrossed.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 123, by Glasser, entitled, An Act amending Section 7461, Compiled Oklahoma Statutes, An-



notated, 1921, relating to labor and materialman's liens, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 199, by Glasser, entitled, An Act amending Section 238, Compiled Oklahoma Statutes, Annotated, 1921, relating to the manner and method of obtaining service in civil actions, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 231, by Glasser, entitled, An Act to authorize any court or trial justice to exclude certain persons as spectators from the court room during the trial of any cause, civil or criminal, when their presence is not necessary as witnesses or parties, repealing all conflicting laws and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Woods introduced Senate Resolution No. 8, which was read at length by the Clerk as follows:

SENATE RESOLUTION NO. 8.

By Woods.

A Resolution Pertaining to an Examination of the Papers and Files of the Oklahoma Geological Survey and for the Appointment of a Committee to Investigate the Expenditures of Said Survey.

WHEREAS, pursuant to the direction of the Governor, to the Honorable Fred Parkinson, State Examiner and Inspector, to examine the papers and files of the Oklahoma Geological Survey pertaining to revenues received from the sale of drilling records or logs of oil and gas wells, the said Examiner and Inspector has made such examination and filed his report thereon; and

WHEREAS, from his said report it appears that the sum of Forty-eight Thousand Five Hundred Six Dollars and Twelve Cents has been collected, and the sum of \$48,127.05 has been checked out of said account for salaries and supplies in excess of appropriations provided by the Legislature, and that according to said report checks aggregating \$11,827.03 were issued against said account marked "personal"; and

WHEREAS, there has been introduced Senate Bill No. 118 providing for a different method of handling the funds for said Geological Survey and that the best interest of the State of Oklahoma requires a sound and stable basis on which to further conduct the business of this Department:

THEREFORE, BE IT RESOLVED, by the Senate of the State of Oklahoma, that the Corporation Commission and the State Examiner and Inspector's office be requested to furnish this Senate with full and complete information concerning the operation and expenditures of the said Geological Survey, and that a committee of five be appointed to re-

ceive this information and to make such further investigation as may be necessary, and that said committee be empowered to subpoena witnesses and take testimony, and that when such information is completed, said committee make its report of its findings and recommendations to the Senate.

By unanimous consent, the rules were suspended and the resolution taken up for immediate consideration.

On motion of Senator Woods, the resolution was adopted and the Chair appointed the following committee in pursuance of its provisions:

Senators Woods, Jones, Horner, Nichols and Calvert.

The following message from the Governor was received:

Senator Hudson moved that inasmuch as the message would be printed in full in the Journal, the reading of it at the present time be dispensed with. Motion carried.

To the Honorable President and Members of the Senate of the Ninth Oklahoma Legislature:

I hand you herewith for your consideration, the enclosed message on Education and Taxation.

Very respectfully,

J. C. WALTON,  
Governor.

#### GOVERNOR'S MESSAGE.

To the Honorable Members of the Ninth Legislative Assembly of the State of Oklahoma:

In my first message to your Honorable Body I stated that in a supplementary message I would address you on the questions of education and taxation. I herewith respectfully submit the following for your consideration:

On December 11, 1922, a document was issued by the Department of the Interior, Bureau of Education, entitled "Pub-

lie Education in Oklahoma." It is "a report of a survey of public education in the State of Oklahoma made at the request of the Oklahoma State Educational Survey Commission under the direction of the United States Commissioner of Education."

A digest of this report was published by the Bureau of Education, Department of the Interior, in a pamphlet of seventy pages.

I will now quote a few paragraphs from this digest:

"No one realizes better than the citizens of Oklahoma themselves that the financial situation of the public schools is far from satisfactory. In 1920 the people of Oklahoma voted on a proposed amendment to the Constitution which would have authorized the State Board of Equalization to levy not to exceed six mills tax on all the property of the State for the support of the public schools. This amendment was defeated. In 1922 an effort was made to raise the present constitutional limits of 15 mills to 25 mills. This amendment was lost. What is the present situation? From every part of the State come reports of inadequate funds, shortened school terms, underpaid and untrained teachers. Over against these conditions is placed the fact that Oklahoma's expenditures for public schools during the last decade have risen by leaps and bounds. In 1910 Oklahoma spent approximately \$6,700,000 for public schools. In 1920 she spent more than three times as much; namely, \$22,900,000. In 1910 she spent approximately \$16.00 for each child enrolled in school; in 1920, approximately \$39.00. In 1910 she had invested in school property approximately \$13,000,000; in 1920, nearly \$36,000,000.

The ability of a state, a county or a district to provide schools does not depend chiefly upon its total assessed valuation. If two districts each have a valuation of \$20,000, and one of these districts has to educate fifty children, and the other, one hundred and fifty children, it is easy to see it would



be very unfair to consider them equally able to provide schools of the same standard. For this reason, it is customary to take as the measure of the ability of a State, a county or a school district to provide county schools, its wealth per child.

\* \* \* \* \*

Whereas Oklahoma ranks twelfth in the United States, with respect to her ability to provide school revenue; she ranks forty-second as to her expenditures for each \$1,000 of estimated true wealth; thirty-fourth as to the amount which she expends per child enrolled; and thirty-seventh as to the value of her school property per child enrolled. With respect to the per cent of population which is attending school, she ranks thirty-third in the Union; thirty-eighth as to the average number of days attended by each pupil; and forty-eighth, or lowest, as to the per cent of enrollment which is in average daily attendance.

\* \* \* \* \*

Whereas the richest rural district in Grant County has \$82,000 back of each school child, the poorest has only \$3,000. In 1922 the richest district in this county levied a tax of five mills; the poorest levied a tax of more than nine mills. In Kiowa County, the richest district has back of each child \$20,000 and levies a tax of less than five mills; the poorest has back of each child only \$2,000 and levies a tax of fifteen mills. The richest district in Grant County is eighty-two times as able to provide school revenues, as the poorest in Haskell County, yet, it levies a tax of less than one-third the rate levied by this poorest of all districts.

\* \* \* \* \*

Let us now ask what are the chief causes of this deplorable educational situation. We answer without a moment's hesitation—first, a defective system of taxation; second, a system of school finance which makes it absolutely impossible to provide adequate school funds; third, the district system; and

fourth, an unscientific method of apportioning the State funds, which ignores both the ability and the effort of the local units.

\* \* \* \* \*

It has been pointed out that one of the chief causes of Oklahoma's deplorable educational situation is the district system. We may well add that the district system is the most important of all these causes, and is also the fundamental defect underlying all others.

There are in Oklahoma at the present time over 5,000 rural school districts and nearly 300 independent districts. It would be almost impossible to think of a more cumbersome system, or one which by its very nature would breed and perpetuate greater inequalities of every sort. Not only do these districts vary greatly in size, and in wealth; but they vary greatly also in their intelligence respecting the importance of education, the zeal and their desire to support schools.

\* \* \* \* \*

In the year 1920, the average length of school year in the United States was 8.1 months. Data for 1921 for the United States as a whole are not available. If they were, we would undoubtedly find that the average length of school year had increased. Yet in the year of 1921 in Oklahoma, there were more than 1,000 village and rural white districts which maintained school for six months or less.

Six states in the Union (one-eighth of the total number), each of which had less wealth per child than Oklahoma, maintained in the year 1920 a school year of nine months or longer.

Education is a function of the State. The powers and responsibilities possessed by school districts are, strictly speaking, delegated to them by the sovereign authority, the State. The wealth of the entire State belongs to the State and should

be utilized by the State to provide adequate school facilities for her children.

\* \* \* \* \*

Any suggestion to abolish the district system arouses an outcry from many admirers of this century-old institution. Some of those who champion it most stoutly, do so in the name of democracy. The essence of democracy is equality of opportunity. We have known that the district system not only fails to provide such equality, but makes any approach to equality impossible.

Generations of district support and district control find one of the richest commonwealths in the richest nation on the earth denying multitudes of her children any educational opportunity whatever, and sending hundreds of others to school in dismal and unsanitary hovels under the tutelage of wretchedly underpaid and proportionately ignorant, untrained and incompetent teachers. Such are the actual results of the time-honored, undemocratic district system in Oklahoma.

\* \* \* \* \*

Oklahoma may temporize with the present situation; she may reduce the existing evils; but she cannot cure them unless, or until, she abolishes the district system with its legion of accompanying evils. The condition of Oklahoma, as far as public education is concerned, is pathological. It cannot be cured without a major operation. The major operation it requires is the abolition of the school district as a unit of taxation, organization and administration. This fact may as well be faced frankly. There is no reason for hiding the truth from the citizens. Twenty-three states in the Union now have the county unit in some form.

From the standpoint of school finance, the county unit evens out the great inequalities in wealth which exist among the districts within the counties.

The most important and the most vehement opposition will undoubtedly come from wealthy communities, which, at the present time, are able to support fairly good schools from a low tax levy. This is always the case. This is the source of opposition which has been used in many states to defeat bills proposing an increase in State tax rates for schools. We have too long ignored the fact that the education of the children is not in any sense a local problem, nor a local responsibility. We recognize in other matters that the county and the State have the power to levy taxes sufficient to produce the revenues needed for the public good. We must recognize this in education also.

\* \* \* \* \*

In a preceding paragraph devoted to causes of Oklahoma's educational backwardness, it was stated that one of the foremost important causes is "an unscientific method of apportioning state funds."

In 1921, out of every \$100 provided for public schools in Oklahoma, the State furnished \$9.00. Small as this amount is, if properly distributed, it COULD be made to play an important part in equalizing school burdens and educational opportunities. Oklahoma disburses her State school funds among the counties, which in turn disburse the amounts thus received among the districts within the county on the basis of the number of children enumerated. This enumeration includes all children over six years of age and under twenty-one. This method is perhaps the most unscientific, the most antiquated and the most unfair of all the many methods of distributing State school funds employed at the present time. Apportioning school moneys on the basis of enumeration places no premium upon school attendance, length of school term, the number of months a teacher is employed, high salary and high qualifications of teachers, nor the effort to provide a good school, as evidenced by the levying of a liberal tax.



Worse than this, it actually serves in some communities to encourage non-attendance. It does not give State money to the children actually in school, as it would do if State aid were apportioned on the basis of aggregate attendance. It ignores the fact that it is not chiefly the number of school children, but rather the number of teachers employed which determine what schools cost.

If a State is to equalize school burdens, she must in her method of distributing aid take into consideration, not only the number of teachers employed, but she must take into consideration both differences in ability to provide school revenue as measured by wealth per child, and difference in effort as measured by the rate of local tax.

What does Oklahoma's present method of distributing her State school fund actually do? This can best be shown by comparing the amounts paid to various districts for the children actually in school. Such a comparison will show that, whereas in theory Oklahoma gives to the districts the same amount of State aid for each child, as a matter of fact, there is no equality whatever in the amounts districts receive for the children they are actually educating.

The richest common school district in Grant County, which has back of each school child in average daily attendance no less than \$82,000, receives \$20 from the State; whereas the poorest district, which has back of each school child only \$3,000 receives from the State only \$3.00. This is true of every county in the group except Haskell. In all the other counties the richest district gets the greater amount of aid. An example of the result of apportioning State aid on the basis of enumeration, is that Helena receives from the State \$1.80 for each child actually in school, and McMann \$3.54 for each child actually in school; yet McMann is more than six times as able to provide school revenue as Helena, and has in attendance

only 60 per cent of its enumeration, whereas the attendance at Helena is 133 per cent of its enumeration.

\* \* \* \* \*

There can be no doubt as to the great superiority of the county over the district as the unit of local organization and support for public schools. Nevertheless, facts already presented have shown that the counties of Oklahoma are very unequal in wealth and consequently very unequal in their ability to provide school revenue. However much Oklahoma may improve her educational situation by abolishing school districts and establishing the county as the local unit, flagrant and disastrous inequalities will continue as long as the schools of Oklahoma are obliged to depend upon local units, even though these units be counties for the major portion of their support.

Neither the county nor any other local unit which might be devised can equalize school revenues, school burdens, and educational opportunities. **THE STATE AND ONLY THE STATE CAN DO THIS.**

The richest county in the State is more than seven times as able to provide school revenue as the poorest county in the State. Of all the children in Oklahoma, 74 per cent live in counties where the valuation back of each child enumerated is less than \$3,000; 44 per cent live in counties where the valuation is less than 2,000; 26 per cent live in counties where the valuation back of each child enumerated reaches from \$3,000 to \$6,000.

The impossibility of ever equalizing school revenues by setting up as the source from which the major portion of school funds is to be secured, units as unequal in wealth as the counties of Oklahoma, is too evident to require additional comment. No further argument should be necessary to convince every citizen of Oklahoma that even the children of the district and the establishment in its place, of the county unit, al-

though it will be a most important step in the right direction, will never equalize school revenues. THE STATE AND ONLY THE STATE WILL EVER BE ABLE TO BRING ABOUT SUCH EQUALIZATION.

\* \* \* \* \*

Public education is a function of the State, and public schools are State, not local institutions. This declaration is not based upon theory, for the matter has been tested in the Supreme Court, and the court has ruled that public schools are State institutions, and that the powers exercised by local units are distinctly delegated powers. The wealth within a State available for taxation for the support of public schools belongs to the State, i. e., to all the children of the State. The district system is an inheritance from colonial days when schools were regarded controlled and supported as local charitable and semi-church institutions. That day is past, and Oklahoma should free itself from the shackles of a system which makes equality of educational opportunity impossible.

\* \* \* \* \*

Equality in educational opportunity will never be secured until the schools cease to be in the last analysis, both from the standpoint of control and from the standpoint of support, dominantly local institutions, and until the State provides, supports and directs those factors upon which equality primarily depends, and which may, therefore, be termed the minimum essentials of educational equality.

It is well known that teachers' wages constitute the largest single item of school expenditure in every community, and also—that as is the teacher, so is the school. Place upon the State the responsibility of furnishing funds to provide every school with enough money to pay a minimum salary to every teacher for an entire school year of uniform length, and further place upon the State the responsibility of providing the materials directly related to instruction, and the moneys necessary to guarantee the scientific supervision of every

school and existing educational inequalities will be rapidly evened out.

Among the new sources of revenue which we recommend to the careful consideration of the Oklahoma Legislature, is a *State graduated income tax*. This is now effectively and satisfactorily employed as a source of school revenue in Massachusetts and Delaware.

Oklahoma levies a gross earning tax of 3 per cent on oil and other natural resources. Of this the State retains 2 per cent., and returns 1 per cent. to the counties from which derived. The very fact that the State retains two-thirds of the proceeds is a definite recognition that she regards these natural products as belonging primarily and chiefly to the State and not to the communities in which they are located. This suggests at once the possibility of increasing State school revenues, by reapportioning gross earnings, tax proceeds.

\* \* \* \* \*

Attention should be called to the fact that the gross earnings tax is levied upon products which are severed from the soil, and that the removal of these products permanently impoverishes the State. The natural resources of a State should not be regarded as belonging to any single generation, but rather to all generations. For this reason Oklahoma should follow the example of Minnesota and certain other States and devote the proceeds of her earnings tax to her permanent educational endowment funds.

\* \* \* \* \*

One of the ways by which the State institutions of higher education reach out from their doors to all sections of the State, and thus serve the citizens in a very extensive way, is through their extension service and correspondence courses.

Extension and correspondence work in Oklahoma has great possibilities, and it should be encouraged by generous appropriations from the State along many lines.



In order that wasteful and unnecessary duplication of effort in these fields may be avoided, and in order that there may be some uniformity in extension practices, it is recommended that the extension directors of the several higher educational institutions meet and agree on a program.

According to the census differentiation between rural and urban approximately 75 per cent of Oklahoma's population is classed as rural. The problem of developing adequate educational facilities for the rural population is an important one in any State. It is especially important in a State like Oklahoma in which there are few cities and so large a proportion of the people live on farms or in small towns and villages.

Oklahoma has a total scholastic population of 647,083 white children; of these 46 per cent are in districts classified as ungraded rural; 15 per cent in districts classified as village, consolidated, and union graded; and 39 per cent in independent districts, according to the latest data obtainable. All children classified as belonging in rural, union graded, consolidated, and village schools, as well as many children classified as belonging in independent districts, are really rural children. They constitute between 65 and 75 per cent of the entire scholastic population.

Schools, however efficient, can educate only children who attend school at least with reasonable regularity. An examination of the enrollment and attendance data obtainable in the State attendance reports show conditions very unfavorable for rural children. Average daily attendance data are equally unfavorable.

Twenty-three per cent of the total number of children enrolled in one-teacher schools attended during the year less

than two months, 35 per cent less than three months, 46 per cent less than four months, 54 per cent less than five months, 63 per cent less than six months, 75 per cent less than seven months, and 95 per cent less than eight months. The record for two and three-teacher schools is very little better. It appears from these statistics that in the small rural schools approximately half the children attend schools less than four months in the school year even though a longer term of school is offered.

The dividend term so common in the rural districts of the State is another significant influence in the consideration of school attendance and quality of school work. Reports from county superintendents indicate that about 16 per cent of the rural schools have the divided school term. Observation in these schools shows that attendance is poor and school interest indifferent.

Examination of registers in a number of schools in all the counties visited by members of the committee indicate a good deal of irregularity in attendance. In one school visited in which there were 125 children enrolled, only ten were present the day the visit was made. In another instance, 20 children were present of 75 enrolled. In another case, 15 were present out of an enrollment of 50.

Short terms, irregular attendance, or a combination of these, result in very little school for a large number of children. The average city child attends school nine months in the year and requires eight years to finish the elementary schools. The rural child who enrolls in school where the term is short, and who is absent a large percentage of that short term requires not eight years but two or three times as many school years to finish the elementary grades.

This explains why many country children become discouraged and leave school often before they have completed more than the 4th or 5th grade.

Oklahoma rural schools as a whole enroll a relatively small number of children in the upper grades and high schools.

\* \* \* \* \*

The fundamental weakness of the rural schools of Oklahoma, one or two-room and consolidated schools alike, is the lack of skilled teaching. This weakness was evident in every county visited, even in those counties having the most efficient superintendents.

(All of the foregoing are excerpts from "The Digest" of the Survey.)

Except in a few things I am in accord with the calm, brilliant and scientific presentation made in "The Digest," and the few things with which I am not in accord are probably non-essentials. I hereby made "The Digest" a part of this message.

I wish at this time to disclaim any intention on my part to charge the existing deplorable educational conditions in this State to any derelictions by State, county, or city superintendents, or other educational leaders of the State. These educators are in no way responsible for the fact that Oklahoma in the twentieth century has an eighteenth century system of education.

The counsel and suggestions of the educational leaders of this State have been disregarded. Many of the recommendations embodied in the survey have been urged repeatedly in the past by State, county and city superintendents, and others who have made close study of conditions and needs in Oklahoma.

Many instances could be cited of progressive recommendations originating from those in position of educational leadership in Oklahoma which have come to naught, because of complexity of administrative machinery and diffusion of responsibility for action.

In truth, Mr. R. H. Wilson, late State Superintendent of Public Instruction, is largely responsible for the survey and bringing the naked facts to the attention of the people of Oklahoma, and he is entitled to the thanks of every friend of education in the State.

The question that confronts us is—what is the remedy? The survey says, “the condition of Oklahoma so far as public education is concerned is pathological. It cannot be cured without a major operation.” In this statement I fully agree. The major operation required is the abolition of the school district as a unit of taxation, organization and administration. Neither the county nor any local units which might be devised can equalize school revenues, school burdens and educational opportunities. **THE STATE AND ONLY THE STATE CAN DO THIS.**

And when I say that the State should do this I do not mean that the educational system of the State should be turned over to politicians. The educators and the teachers of the State should be organized and the control of education should be in their hands and to some extent in the hands of Senior students, subject to the sovereign power of the State.

Teaching should be raised to the dignity of a profession in fact as well as in name. The lawyer, the physician and the surgeon fit themselves in their youth to follow law, medicine or surgery as a life business or profession; and to a very large extent they control the professions of which they are members. This should be true of teaching. No one would be allowed to enter the portals of the teaching profession unless they intend to follow it for life. And in this connection I am opposed to excluding the married women who is the mother of children from teaching in the educational institutions of the State. I think probably that the woman who is the mother of a child or children is one of the best teachers for adolescent boys or girls.



The cultured and educated woman who becomes the mother of children should not be barred from her chosen life profession.

If the suggestions herein made were followed we would eventually have academic freedom in the educational institutions of this State.

I recommend that 300,000 copies of "The Digest" be published at the expense of the State; that the State Superintendent of Public Instruction distribute these copies to the county superintendents; that the county superintendents send a sufficient number to every rural school teacher in her county; that the rural school teachers be instructed to place a copy in the hands of a child of each family attending their school with the request that the child take the same home to be read by the family.

I further recommend that any county superintendent or rural school teacher who fails or refuses to comply with this recommendation be properly disciplined. I further recommend that one-half hour be devoted each day in every classroom in the State above the 6th grade to the reading and explanation of "The Digest" until the same is completed; and that if any professor or teacher in the University or other institution of learning fail or refuse to do this that he be disciplined.

I further recommend that a bill be immediately drawn for a State unified school system in accordance with the recommendations of the scientific men who made the Survey, and that we call to our assistance in drafting the bill some of these men and other educators who believe in a scientific system of education. If you find that this cannot be done by reason of constitutional limitations I suggest that you submit to the people by joint resolution an amendment to the constitution that will give you such power, or submit the entire bill as a constitutional amendment. And I make the same recommendation as to what now follows:—TAXATION.

## TAXATION.

Political governments rest on property. If the kinds of property are few, and the owners of the property are few, the government is an absolutism. If the kinds of property are somewhat enlarged and the number of owners is some enlarged the government is an aristocracy. If the kinds of property are greatly enlarged and the ownership of the property is diffused among the great majority of the people of the State or nation, we have a representative form of government, and a representative government in fact.

We have in this State approximately 200,000 farmers; one hundred thousand of these are tenant farmers; they are wholly propertyless; they may have some little personal property but it is mortgaged for more than it would bring at a forced sale. The other 100,000 farmers are said to own their own land. In truth, however, eighty per cent of them only own an equity in their land. Their personal property is also mortgaged. Eighty per cent of this 100,000 are practically bankrupt. Every time a land-owning farmer drops down the ladder rung by rung to the tenant farmer class, the foundation of a representative form of government is weakened. Every time a tenant farmer climbs the ladder rung by rung to the land-owning farmer class, the foundation of a representative form of government is strengthened.

We live under two governments—one is a political government and the other is an industrial government.

There are two kinds of taxes—one which we will call political taxes which is paid to the political government and one which we will call industrial taxes, which is paid to the industrial government. The tenant farmer may have a few hundred dollars worth of personal property and although it is mortgaged for more than it would bring at a forced sale it is assessed at its full value, and he must pay political taxes thereon after allowing him an exemption of \$100. The land-owning farmer may own a quarter section of land worth \$6,000

but if it is mortgaged for \$3,000 he still is compelled to pay taxes on \$6,000 although he really has nothing but an equity of \$3,000 in the land. If his horses and cattle are mortgaged to the bank for several hundred dollars he must pay political taxes on their full value notwithstanding the fact that he only has an equity in the horses and cattle, and under existing conditions probably a very small equity.

In my first message to the legislature it is shown that on September 7, 1915, the spread on No. 1 northern wheat between Duluth and Liverpool was 61 cents per 100 pounds, and this after every known charge was deducted and allowing 2 cents commission for the exporter. And it is further shown in my first message that the farmer was compelled to sell wheat that cost him \$2.50 per bushel for \$1.20 per bushel, and this was wheat raised by him in the year 1920. This spread of 61 cents per hundredweight is taxes paid by the farmer to the industrial government. The farmer has something to say about the taxes levied by the political government, but he has nothing whatever to say about the taxes levied by the industrial government. The sway of the industrial government is an absolutism and the present struggle of the farmer is to get some relief from this absolutism of the industrial government.

Everything the farmer produces must be transported by the railway—a public utility. All the machinery the farmer uses on his farm and almost everything that he and his family consumes must be brought to them by the railway—a public utility. I will now quote from a recent statement made by a man who was recently elected to the United States Senate by the farmers of a great agricultural State:

“Under the common and constitutional law the public utility has a guaranty of the right to charge rates high enough to yield a reasonable or adequate return upon its honest investment, subject, however, to the paramount rights of the public. Under the transportation act this rule of rate making is changed and the paramount rights of the public are eliminated. The commission is now commanded to levy the rates

high enough to yield a return of 6 per cent upon a valuation of \$18,800,000,000, and for the first six months the deficit is guaranteed out of the Treasury of the United States. No reactionary leader in Congress and no reactionary newspaper ever called this state socialism; but if the farmers could have had a like guaranty during the first six months of their deflation it would have saved them \$7,000,000,000 and would have prevented widespread agricultural bankruptcy. Such a 'wild' act as this, however, would have made the thrones of Wall Street tremble and filled its sympathetic newspapers with the red ink of Bolshevism. The guaranty of a half billion dollars to 8,000 millionaires to keep full the measure of their war profits is a wise, businesslike, conservative and patriotic use of the public treasury, but the guaranty of the cost of production to 7,000,000 farmers for a crop produced at the command of their government at the oppressive cost of war prices is unwise, socialistic and treasonable. This distinction is easily explained by the corporation lawyer, whose supermind lifts it up into a superworld of legal thought, but the common sense of the common man will never understand it."

For the next year and a half the commission was commanded without discretion to levy rates that would pay all operating expenses and yield a net return of 6 per cent upon this full valuation.

This was tried and failed, because the operating expenses climbed up to the sky and the common people went broke and were unable to pay the bill upon any rates whatsoever. Since then the rate has been reduced to  $5\frac{3}{4}$  per cent, and if the farmers and laboring people ever get money enough it will all be collected.

The valuation of \$19,000,000,000 in round numbers, as the basis of rates is unjust. It was made under the rules set forth in this law. Since it was made the railway executives themselves published a statement of the editor of the Wall Street Journal to the effect that the total railway securities were selling on the market for \$12,000,000,000. This means



that all the stocks and all the bonds representing the entire value of all railroads in all the United States can be bought on the market for \$7,000,000,000 less than the valuation fixed by this law.

This is the first time that watered value has been legalized. We have always had watered stocks and watered bonds, but they had to shift for themselves. This water value is now given the sanction of law, and it will cost the American people \$400,000,000 a year to pay the return upon it."

In this State a public utility corporation is doing business under the name of the Southwestern Bell Telephone Company. Of the 100,000 shares of stock of this company all but seventy shares owned by the American Telephone and Telegraph Company.

The Western Electric Company is a corporation capitalized for \$300,000 shares of preferred stock of a par value of \$100, and \$150,000 shares of common stock without par value. The American Telephone and Telegraph Company is the owner of 292,000 shares of the preferred stock and 146,000 shares of the common stock of the Western Electric. The Southwestern Bell Telephone Company is required to purchase, and does purchase practically all of its telephones and telephone equipment and material of the Western Electric Company; this is denied, however, by the Company, but the common sense of the common men will never understand why the American Telephone and Telegraph Company does not order the Southwestern Bell Telephone Company to purchase everything required to operate the Bell Telephone Company from the Western Electric Company. Now this Southwestern Bell Telephone Company before it pays the telephone girl or the janitor is compelled to pay the American Telephone and Telegraph Company  $4\frac{1}{2}$  per cent of its gross receipts which are charged as an operating expense. These facts were disclosed in a hearing before the Corporation Commission.

In this manner the American Telephone and Telegraph Company makes a profit out of itself at the expense of the public. It takes two bites out of the public apple when it is entitled to only one. It demands and receives two returns on the same property for the same service which it clearly secures when it charges its subsidiary a profit and it in turn charges the public and turns this over to the parent company in the form of a dividend.

I cite these two instances solely in order to show how the industrial government collected its taxes.

We live under two governments,—a political government and an industrial government—and the taxes collected by the political government are reasonable compared with the taxes collected by the industrial government. The industrial government is not “invisible”—it is very much in evidence and very active.

Early in the year 1922 I issued an address to the farmers of this State in which I said:

“The American farmer forced his way across a wilderness from the Atlantic to the Pacific, contending not only with the forces of nature but with wild beasts and wilder men. He overcame every obstacle and conquered every foe until he met the ‘trust.’ In his conflict with the trust he has been whipped in every round( but all the rounds have not been fought and his fighting spirit is unbroken—he will fight again).”

And the American farmer is now fighting again. He is fighting in this State and in all the northwestern states, and the fight will extend to every rural precinct in the American Republic.

He is fighting under the American Flag and if the working classes in the industrial centers are wise they will join him in the fight.

In this State the farmer has named me his spokesman. I speak for him and I speak at his command with authority.

Most of the press and the press agencies are against him,—subsidized directly with money or indirectly by advertising contracts. But, as in the past he conquered every foe—he will crush this foe of industrial liberty—the subsidized press—as he and he alone has the dominant potential power to do this.

\* \* \* \* \*

I now direct your attention to Section 14, Article 13, of the Constitution of California, and to several of the subsections of said Section 14, which I will now recite at length:

**TAXES FOR STATE PURPOSES.**

Section 14. Taxes levied, assessed and collected as hereinafter provided upon railroads, including street railways, whether operated in one or more counties; sleeping-car, dining-car, drawing-room car and palace-car companies, refrigerator, oil, stock, fruit, and other car-loaning and other car companies operating upon railroads in this State; companies doing business on any railroad, steamboat, vessel or stage line in this State; telegraph companies; telephone companies; companies engaged in the transmission or sale of gas or electricity; insurance companies; banks, banking associations, savings and loan societies, and trust companies; and taxes upon all franchises of every kind and nature, shall be entirely and exclusively for state purposes, and shall be levied, assessed and collected in the manner hereinafter provided. The word "companies" as used in this section shall include persons, partnerships, joint-stock associations, companies, and corporations.

*Taxes on Railroads, Express Companies, Telegraph and Telephone Companies, Gas and Electric Companies.*

(a) All railroad companies, including street railways, whether operated in one or more counties; all sleeping-car, dining-car, drawing-room car, and palace-car companies, all refrigerator, oil, stock, fruit and other car-loaning and other

car companies, operating upon the railroads in this State; all companies doing express business on any railroad, steamboat, vessel or stage-line, in this State; all telegraph and telephone companies; and all companies engaged in the transmission or sale of gas or electricity shall annually pay to the State a tax upon their franchises, roadways, roadbeds, rails, rolling stock, poles, wires, pipes, canals, conduits, rights of way, and other property, or any part thereof, used exclusively in the operation of their business in this State, computed as follows: Said tax shall be equal to the percentage hereinafter fixed upon the gross receipt from operation of such companies and each thereof within this State. When such companies are operating partly within and partly without this State, the gross receipts within this State shall be deemed to be all receipts on business beginning and ending within this State, and a proportion, based upon the proportion of the mileage within this State to the entire mileage over which such business is done, of receipts on all business passing through, into, or out of this State.

The percentages above mentioned shall be as follows: On all railroad companies, including street railways, four per cent; on all sleeping-car, dining-car, drawing-room car, palace-car companies, refrigerator, oil stock, fruit and other car-loading and other car companies, three per cent; on all companies doing express business on any railroad, steamboat, vessel or stage line, two per cent; on all telegraph and telephone companies, three and one-half per cent; on all companies engaged in the transmission or sale of gas or electricity, four per cent. Such taxes shall be in lieu of all other taxes and licenses, state, county and municipal, upon the property above enumerated of such companies except as otherwise in this section provided; provided, that nothing herein shall be construed to release any such company from the payment of any amount agreed to be paid or required by law to be paid for any special privilege or franchise granted by any of the municipal authorities of this State.



*Taxes on Insurance Companies.*

(b) Every insurance company or association doing business in this state shall annually pay to the state a tax of one and one-half per cent upon the amount of the gross premiums received upon its business done in this State, less return premiums and reinsurance in companies or associations authorized to do business in this State; provided, that there shall be deducted from said one and one-half per cent upon the gross premiums the amount of any county and municipal taxes paid by such companies on real estate owned by them in this State. This tax shall be in lieu of all other taxes and licenses, state, county and municipal upon the property of such companies, except county and municipal taxes on real estate, and except as otherwise in this section provided; provided, that when by the laws of any other state or county, any taxes, fines, penalties, licenses, fees, deposits of money, or of securities, or other obligations or prohibitions are imposed on insurance companies of this State, doing business in such other state or county, or upon their agents therein, in excess of such taxes, fines, penalties, licenses, fees, deposits of money, or of securities, or other obligations or prohibitions, imposed upon insurance companies of such other state or county, so long as such laws continue in force, the same obligations and prohibitions of whatsoever kind may be imposed by the legislature upon insurance companies of such other state or county doing business in this State.

*Taxes on Bank Stock.*

(c) The shares of capital stock of all banks, organized under the laws of this State, or of the United States, or of any other State, and located in this State, shall be assessed and taxed to the owners or holders thereof by the State Board of Equalization, in the manner to be prescribed by law, in the city or town where the bank is located and not elsewhere. There shall be levied and assessed upon such shares of capital

stock an annual tax, payable to the State, of one per centum upon the value thereon. The value of each share of stock in each bank, except such as are in liquidation, shall be taken to be the amount paid in thereon, together with its pro rata of the accumulated surplus and undivided profits. The value of each share of stock in each bank which is in liquidation shall be taken to be its pro rata of the actual assets of such bank. This tax shall be in lieu of all other taxes and licenses, state, county and municipal, upon such shares of stock and upon the property of such banks, except county and municipal taxes on real estate and except as otherwise in this section provided. In determining the value of the capital stock of any bank there shall be deducted from the value, as defined above, the value, as assessed for county taxes, or any real estate, other than mortgage interests therein, owned by such bank and taxed for county purposes. The banks shall be liable to the state for this tax and the same shall be paid to the State by them on behalf of the stockholders in the manner and at the time prescribed by law, and they shall have a lien upon the shares of stock and upon any dividends declared thereon to secure the amount so paid.

#### *Taxes and Franchises.*

(d) All franchises, other than those expressly provided for in this section, shall be assessed at their actual cash value, in the manner to be provided by law, and shall be taxed at the rate of one per centum each year, and the taxes collected thereon shall be exclusively for the benefit of the State.

#### *School and University.*

(e) Out of the revenues from the taxes provided for in this section, together with all other state revenues, there shall be first set apart the moneys to be applied by the state to the support of the public school system and the State University. In the event that the above named revenues are at any time

deemed insufficient to meet the annual expenditures of the State, including the above named expenditures for educational purposes, there may be levied, in the manner to be provided by law, a tax, for state purposes, on all the property in the State, including the classes of property enumerated in this section, sufficient to meet the deficiency. All property enumerated in subdivisions a, b, and d, of this section shall be subject to taxation, in the manner provided by law to pay the principal and interest of any bonded indebtedness created and outstanding by any city, county, town, township or district, before the adoption of this section. The taxes so paid for principal and interest on such bonded indebtedness shall be deducted from the total amount paid in taxes for State purposes.

*Provisions—Self Executing, etc.*

(f) All the provisions of this section shall be self-executing, and the legislature shall pass all laws necessary to carry this section into effect, and shall provide for a valuation and assessment of the property enumerated in this section, and shall prescribe the duties of the State Board of Equalization and any other officers in connection with the administration thereof. The rates of taxation fixed by this section shall remain in force until changed by the legislature, two-thirds of all the members elected to each of the two houses voting in favor thereof. The taxes herein provided for shall become a lien on the first Monday in March of each year after the adoption of this section and shall become due and payable on the first Monday in July thereafter. The gross receipt and gross premiums herein mentioned shall be computed for the year ending the thirty-first day of December prior to the levy of such taxes and the value of any property mentioned herein shall be fixed as of the first Monday in March. Nothing herein contained shall effect any tax levied or assessed prior to the adoption of this section; and all laws in relation to such taxes in force at the time of the adoption of this section shall remain in force until changed by the legislature. Until the year 1918

the State shall reimburse any and all counties which sustain loss of revenue by the withdrawal of railroad property from county taxation for the net loss in county revenue occasioned by the withdrawal of railroad property from county taxation. The legislature shall provide for reimbursement from the general funds of any county to districts therein where loss is occasioned in such districts by the withdrawal from local taxation of property taxed for State purposes only.

*Suits to Recover or Enjoin Tax.*

(g) No injunction shall ever issue in any suit, action or proceeding in any court against this State or against any officer thereof to prevent or enjoin the collection of any tax levied under the provisions of this section; but after payment action may be maintained to recover any tax illegally collected in such manner and at such time as may now or hereafter be provided by law.

EXEMPTIONS.

In order that the people of this State may not become almost wholly renters and tenant farmers, I recommend that the following property be wholly exempt from political taxation:

The homestead of the farmer up to 160 acres, and by farmer I mean the actual bona fide soil tillers, the men who feed and clothe the world.

If the occupant and owner of a farm derives 25% or more of his income from sources other than farming, then his exemption shall not exceed \$3,500.

I further recommend that the actual bona fide soil tillers be further exempted from taxation on personal property up to \$1,000 in valuation.

I further recommend that all homesteads of laborers in cities, town and villages be wholly exempt from taxation; and that all wage workers by hand or brain have a further exemption of \$1,000 upon any personal property they may possess.



The legislature of California in 1921 raised the rates fixed by the Constitution on gross receipts as follows:

Steam railway companies to .....	7 %
Street railways to .....	5¼%
Sleeping-cars, dining-cars, oil cars, and other cars to .....	5¼%
Telegraph and telephone companies to .....	5½%
Gas and electricity to .....	7½%
Insurance companies to .....	2½%
Bank stock to .....	1½%

I recommend that the following rates of taxation be levied in this State upon the gross receipts of public service corporations:

Steam railway companies .....	10%
Street railways .....	8%
Sleeping-car, dining-car, drawing-room car, palace-car, companies refrigerator, oil, stock, fruit and other car loaning and other car companies.....	10%
All companies doing express business on any railroad.	5%
All telegraph and telephone companies, except co- operatives .....	15%
All companies engaged in the transmission or sale of gas or electricity .....	10%
Insurance companies upon the amount of gross pre- miums received upon their business done in this State less return premiums and reinsurance in companies or associations authorized to do business in this State, except co-operatives .....	5%
Capital stock of all banks.....	3%

It may be said that the above rates are excessive. In my first message to the legislature it is shown that of the selling

price of wheat on September 7, 1915, 39 per cent is taken by industrial taxation; and this after every known charge is deducted allowing 2 per cent commission to the exporter. To this 39 per cent must be added what is taken by the middle men who operated on the primary markets of the country.

It is further shown in my former message that over 100 per cent was taken from the farmer by industrial taxation in the year 1920 from the sale of their wheat.

In my former message I quoted from a report issued by the Department of Agriculture in August, 1917, as follows:

"The average income of the farm families of the United States which represents what the farmer gets for his labor and managerial ability after allowing 5 per cent on the investment was shown to be, by an intensive investigation by the Department of Agriculture, \$318.22 for 12 months. This included what he received toward his living from the farm and therefore represents the total income of the family."

This condition of the farmer is the result of excessive taxation on the industrial field. All the property the farmer owns is exposed to political taxation. This is not true of the property of those who levy and collect industrial taxes.

The farmer today feeds and clothes the world and the very land upon which he labors and the instruments with which he labors are taxed out of all due proportion to corporate and other property both as to political and industrial taxes, and the result is that he and his family receive \$318.22 for 12 months labor. It seems to me that the man who produces the wealth and cannot and does not retain it because of excessive industrial taxes should be very largely exempted from political taxes on the very instruments with which he produces that wealth. Those who collect industrial taxes from the farmer and keep it and own it and enjoy it are those who, in my opinion, should pay the political taxes.

## RECURS TO EDUCATION.

I now recur to the matter of education, and direct your attention to Section 14, sub-section (c) of the California Constitution which reads as follows:

"(c) Out of the revenue from the taxes provided for in this section, together with all other state revenues, there shall be first set apart the moneys to be applied by the state to the support of the public school system and the State University. In the event that the above named revenues are at any time deemed insufficient to meet the annual expenditures of the State, including the above-named expenditures for educational purposes, there may be levied, in the manner to be provided by law, a tax, for State purposes, on all the property in the State, including the classes of property enumerated in this section sufficient to meet the deficiency. All property enumerated in subdivisions a, b, and d of this section, shall be subject to taxation, in the manner provided by law to pay the principal and interest on any bonded indebtedness created and outstanding by any city, city and county, county, town, township or district, before the adoption of this section. The taxes so paid for principal and interest on such bonded indebtedness shall be deducted from the total amount paid in taxes for state purposes."

I agree with the above except that the money should be first applied by the state to the support of the public school system, agricultural and normal schools, and state university, and that to supply any deficiency a tax be levied in a manner to be provided by law on all property of the state except that those named herein for exemption including the classes of property enumerated in said Section 14, sufficient to meet the deficiency.

As stated in "The Digest" Oklahoma levies a gross earning tax of 3 per cent on oil and other natural resources. Of this the State retains 2 per cent and returns 1 per cent to the counties from which derived. The very fact that the state re-

tainis two-thirds of the proceeds is a definite recognition that the State regards these natural products as belonging primarily and chiefly to the State and not to the communities in which they are located.

I recommend that this 1 per cent now returned to the counties be retained by the state for the purpose of educating the children of the state, and be used for that purpose and that purpose solely.

I recommend that every child of school age in the state be required to attend school from the tenth day of September to the tenth day of the following June until each and every child in the State has received a high school education under the proposed State unified school system. It may be asked if a compulsory attendance of this kind is enforced who will pick the cotton and shuck the corn. If it is necessary to enslave the children of this state in order to pay 6 per cent of \$7,000,000,000 of watered railroad stock, and pay 4½ per cent of the gross receipts of the Southwestern Bell Telephone Company to the American Telegraph and Telephone Company, then I say let the cotton go unpicked and the corn unshucked.

I recommend an appropriation of \$200,000 for the construction of buildings at the University and A. & M. College for the purpose of accommodating students of the farming and working classes who are now practically barred from these institutions by the high cost of living. That the youths in such county of the state be encouraged to form co-operative clubs and attend these institutions and that apartments in such buildings be furnished co-operative clubs free.

That furnishings for club apartment and subsistence for club members be purchased by the state at wholesale prices and furnished such co-operative clubs at cost.

It is useless to deny the fact that thousands and possibly tens of thousands of children in this state are unable to attend the public schools because of want of clothing and shoes, and it is further useless to deny the fact that thousands and tens



of thousands of the children of this state are suffering from malnutrition.

It should be the duty of the commissioners of education under the proposed modern system of education to take cognizance of these facts and in all districts where any such conditions prevail, to furnish school children with proper clothing and shoes and at least two meals a day properly prepared at the school houses, and at the expense of the state.

Many of the facts set out in this message are not agreeable to contemplate. Within the last year, I have come in direct contact with great masses of the people, and I know whereof I speak.

In a former message I stated that I was opposed to the state or nation, except in rare instances, engaging in business—it would lead to a bureaucratic form of government. Regulations of corporations owned and controlled by the high financiers have proved to be a farce. The only remedy at present I can see for the common people is to exempt their homes from political taxation and make those who collect the industrial taxes pay the cost of maintaining the government and educating the youth of the state and nation. The people have this power if they care to exert it.

Justice Cooley, in his work on Taxation, which is a standard legal text book, and which is recognized by the United States Supreme Court as a standard authority on the subject of taxation, says:

“The power of taxation is an incident of sovereignty, and is co-extensive with that of which it is incident. All subjects, therefore, over which the sovereign power of the state extends are, in its discretion, legitimate subjects of taxation; and this may be carried to any extent which the government may choose to carry it. In its very nature it acknowledges no limits.”—Cooley on Taxation, pp. 3-4.

The Supreme Court of the United States in an opinion written by Chief Justice Chase says:

“The judicial cannot prescribe to the legislative department limitations upon the exercises of its acknowledged powers.

“The power to tax may be exercised oppressively upon persons, but the responsibility of the legislature is not to the courts but to the people by whom its members are elected.”—*Veazie Bank vs. Feimo*, 8 Wall., 548.

The Supreme Court of the United States in an opinion by Chief Justice Marshall says:

“The power to tax involves the power to destroy.”—*McCullough vs. Maryland*, 4 Wheat., 427-8.

And the same court through the same Chief Justice also says:

“If the right to tax exists, it is a right which in its nature acknowledges no limits. It may be carried to any extent within the jurisdiction of the state or corporation which imposes it which the will of such state or corporation may prescribe.”—*Weston vs. Charleston*, 2 Peters, 465-6.

I have no desire to destroy corporations; they are necessary under the existing order; but they should be compelled to pump the water out of their stock and be satisfied with a reasonable return on the money invested and services rendered. Through the power of taxation, we can compel them to do this and make them BE GOOD. It was through the power of taxation that the State of California conquered in its fight with the Southern Pacific.

J. C. WALTON,  
Governor of Oklahoma.

#### FIRST READING.

The following bills and resolution were introduced and read for the first time:

Senate Bill No. 241, by Horner—An Act making an appropriation to reimburse A. J. Gill et al. for money erroneously

paid into the State Treasury as gross production tax on oil, and declaring an emergency.

Senate Bill No. 242, by Reed and Lillard—A Bill entitled to lease and publish the insignia system of education, making an appropriation for the same, and declaring an emergency.

Senate Bill No. 243, by Lillard—An Act relating to unclaimed refunds in the hands of the Corporation Commission from rebates paid to said commission under their order, and unclaimed after a period of six months, and providing an escheat to the municipality, town, city or county in which the citizens resided who paid the charges made, and upon which the rebate was ordered paid, repealing Sections 3474 and 3478, Chapter 15, Article 1 of the Compiled Oklahoma Statutes, 1921, and declaring an emergency.

Senate Bill No. 244, by Hughey and Reed—An Act relating to public dance halls and dancing within five miles of State aided schools, and declaring an emergency.

Senate Bill No. 245, by Woods—An Act relating to divorcement and to the residence of the petitioner in a divorce proceedings, and amending Section 502 of Chapter 3 of Article 18 of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 246, by Hudson—An Act prohibiting the unlawful connecting to or tapping of any pipe line or other conduit through which crude oil, gas or casinghead gas or any of the products thereof is transported, and prohibiting the unlawful taking of any crude oil or gasoline from any pipe line or receptacle in which same is being collected or transported, and declaring such acts to be felonies, and fixing a punishment for the violation thereof.

Senate Bill No. 247, by Woods—An Act relating to divorcement, amending Section 510 of Chapter 3 of Article 18 of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 248, by Lillard—An Act relating to fire insurance, providing for bond, annual statements, agents fee, etc., and declaring an emergency.

Senate Bill No. 249, by Golobie—A Bill entitled, An Act to amend Section 10803, Compiled Oklahoma Statutes, 1921, abolishing the Board of Regents of the Colored Agricultural and Normal University of Oklahoma, and creating the State Board of Agriculture ex-officio Board of Regents for this institution.

Senate Joint Resolution No. 20, by Hudson—A Resolution authorizing the State Treasurer to refund to Lyons Petroleum Company gross production tax paid on a restricted Indian lease.

## SECOND READING.

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

Senate Bill No. 235, by Darnell, Brown of Love and Bobo of the Senate, and Bremer, Pullen and Harper of the House, to Committee on Hospitals and Charities.

Senate Bill No. 236, by Glasser, to Committee on Revenue and Taxation.

Senate Bill No. 237, by Langley, Brown of Love, Feuquay, Holloway, Hill, Johnson, Mrs. Looney, Lewis, Looney of Pontotoc and Nichols, to Committee on Soldier Relief.

Senate Bill No. 238, by Hughey, Reed, Cordell, Darnell of the Senate, and Lightner, Varnum, Treadway, Tolbert and Ray of the House, to Committee on Agriculture.

Senate Bill No. 239, by Hughey, Reed, Cordell and Darnell of the Senate, and Lightner and Varnum of the House, to Committee on Agriculture.

Senate Bill No. 240, by Darnell and Holloway, to Committee on State and County Affairs.



Engrossed House Bill No. 49, by Thompson, to Committee on Agriculture.

Engrossed House Bill No. 123, by Dixon and Thompson, to Committee on Revenue and Taxation.

Engrossed House Bill No. 144, by Anderson, Cunningham and Hutson, to Committee on Fees and Salaries.

Engrossed House Bill No. 212, by Beum of the House, and Gulager of the Senate, to Committee on State and County Affairs.

Engrossed House Bill No. 232, by Thompson, to Committee on State and County Affairs.

Engrossed House Bill No. 288, by Miller of Hughes and Edwards, to Committee on State and County Affairs.

Engrossed House Bill No. 301, by Committee on Appropriations, to Committee on Appropriations.

Engrossed House Bill No. 302, by Committee on Appropriations, to Committee on Appropriations.

Senator Harvey moved to recommit Senate Bill No. 13 to Judiciary Committee No. 2, with instructions to give it further consideration in connection with the present law on conspiracy. Motion carried.

Senate Bill No. 118 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Cordell, Cornett, Darnell, Durant, Feunquay, Glasser, Golobie, Harvey, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 31.

Nays: None.

Absent: Carlock, Frye, Gulager, Hill, Luttrell, Wells.  
Total, 6.

Excused: Barker, Brown of Love, Calvert, Cline, Langley, Leedy. Total, 6.

Not Voting: Johnson. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Harvey, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 31.

Nays: None.

Absent: Carlock, Frye, Gulager, Hill, Luttrell, Wells.  
Total, 6.

Excused: Barker, Brown of Love, Calvert, Cline, Langley, Leedy. Total, 6.

Not Voting: Johnson. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 118 and ordered the same transmitted to the Honorable House.

Senate Bill No. 124 was read for the third time at length.

Senator Durant, with unanimous consent, offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 124, line 12, page 2, by striking after the word "said" in line 11 and before the word "to" in line 12, the words "school district" and inserting in lieu thereof, the word "county."

DURANT.

Senator Feuquay moved that Senate Bill No. 124 be re-committed to a special committee with instruction to redraft so that the 1/6 of 1% which now goes to the school fund in Ottawa County be divided equally between the four districts in question.

On motion of Senator Durant, the Feuquay motion was tabled.

Senator Johnson moved that Senate Bill No. 124 be held over until the next legislative day, for further consideration. Motion carried.

House Bill No. 7 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Harvey, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 31.

Nays: None.

Absent: Carlock, Frye, Gulager, Hill, Luttrell, Wells. Total, 6.

Excused: Barker, Brown of Love, Calvert, Cline, Langley, Leedy. Total, 6.

Not Voting: Johnson. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Harvey, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 31.

Nays: None.

Absent: Carlock, Frye, Gulager, Hill, Luttrell, Wells. Total, 6.

Excused: Barker, Brown of Love, Calvert, Cline, Langley, Leedy. Total, 6.

Not Voting: Johnson. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 7, and ordered same returned to the Honorable House.

House Bill No. 64 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Harvey, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West Woods. Total, 31.



Nays: None.

Absent: Carlock, Frye, Gulager, Hill, Luttrell, Wells.  
Total, 6.

Excused: Barker, Brown of Love, Calvert, Cline, Langley, Leedy. Total, 6.

Not Voting: Johnson. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Harvey, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 31.

Nays: None.

Absent: Carlock, Frye, Gulager, Hill, Luttrell, Wells.  
Total, 6.

Excused: Barker, Brown of Love, Calvert, Cline, Langley, Leedy. Total, 6.

Not Voting: Johnson. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 64, and ordered same returned to the Honorable House.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 141, by Senate and House Committee on Military Affairs, entitled:

“An Act to maintain the efficiency of the National Guard and enabling the organization of additional units as required by the National Defense Act, by providing additional help in the Adjutant General’s Department, additional armory rent, and for more regular and systematic inspection of the personnel and equipment of the Guard, as required by Federal regulations, and making an appropriation to cover cost of same from February 1 to July 1, 1923.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 141 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Concurrent Resolution No. 9, by Woods, Hughes, Calvert, et al., entitled:

“A Resolution for the appointment of a joint committee to report as to a revision of certain portions of the Oklahoma Criminal Code.”

Enrolled Senate Concurrent Resolution No. 11, by Feunquay and Wells of the Senate, and Ticer and Watson of the House, entitled:

"A Resolution memorializing Congress and the Honorable Commissioner of Indian Affairs, relative to the donation and deeding to the State of Oklahoma of the Shawnee Indian Mission property in Pottawatomie County, State of Oklahoma, to the State of Oklahoma for a hospital and school for crippled children."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Concurrent Resolutions Nos. 9 and 11 were ordered transmitted to the Secretary of State for permanent record.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 44, by Senate Committee on Fees and Salaries, entitled:

"An Act amending Section 15 of the Compiled Oklahoma Statutes of 1921, relating to assistants to be furnished the Attorney General, and the salaries to be paid for same; also amending Section 16 thereof, relating to clerks and stenographers for the Attorney General, and providing for their salaries."

Engrossed Senate Bill No. 48, by Darnell of the Senate, and Bremer of the House, entitled:

"An Act creating and establishing county superior courts in counties having a population of not less than 18,400 and not to exceed 18,900 as shown by the Federal census of 1920, fixing the jurisdiction and procedure, providing for judge, clerk and court reporter, providing for fixing the terms of

court, providing the clerk's bond, providing free quarters for such courts and their officers, providing for transfer of cases, and declaring an emergency."

Engrossed Senate Bill No. 86, by Nichols of the Senate, and Saltsman of the House, entitled:

"An Act creating a fund in the City of Eufaula, McIntosh County, Oklahoma, hereby designated "City Hall Fund," limiting said fund to Seventeen Thousand Five Hundred (\$17,500.00) Dollars, converting the sinking fund of said city into the "City Hall Fund," providing for the handling of said fund during the accumulation thereof, authorizing the expenditure thereof in the erection of a city hall for said city, and repealing all acts and parts of acts in conflict herewith, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 9, by Jones, entitled:

"An Act amending Section 6441 of the Compiled Statutes of Oklahoma, 1921, relating to juror's fees, and declaring an emergency."

Engrossed Senate Bill No. 70, by Luttrell, Woods and Brown of Love, entitled:

"An Act creating an additional judgeship in and for the Fourteenth Judicial District of the State of Oklahoma, and providing for the appointment and election of such judge, and declaring an emergency."



And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Bills Nos. 44, 48, 86, 9 and 70 were referred to the engrossing and enrolling department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the Speaker of the House has appointed Messrs. Harper, Stovall, Dyer, as Representative conferees on Engrossed House Bill No. 136, by Harper and Dyer, entitled:

“An Act providing for closed season on deer and wild turkey and repealing all laws and parts of laws in conflict herewith.”

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the Speaker of the House has appointed Representatives Brydia, Sigler, Cunningham, as Representative conferees on

Engrossed House Bill No. 14, by Brydia, entitled:

“An Act relating to county courts in counties having a population of over 30,948 inhabitants and not exceeding 30,950 inhabitants, and declaring an emergency.”

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the Speaker of the House has appointed Messrs. Baskin, Tolbert, Miller (Tulsa), as Representative conferees on,

Senate Bill No. 67, by Woods and Jones, entitled:

“An Act relating to cheats, frauds and bogus checks and amending Section 2146 of Article 53 of Chapter 6 of the Compiled Statutes of Oklahoma, 1921, and declaring an emergency.”

Respectfully,

C. J. KENDLE, Chief Clerk.

The Chair appointed Senators Woods, Ratliff and Cornett as Senate Conferees on Senate Bill No. 67.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 57, by Gulager of the Senate, and Gulager of the House, entitled:

“An Act fixing the salaries of the county attorneys of all counties in the State of Oklahoma having a population of not less than 19,800 and not more than 19,900 as shown by the Federal census of 1920, providing for the appointment of assistant county attorneys and fixing the salaries thereof, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and was signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The reading **and** passage of the House amendments to Senate Bill No. 57 was held over until Senator Gulager should be present.

Senator Jones, with unanimous consent, reported as follows, on behalf of the Committee on Insurance:

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 150, by Hughes, entitled, A Bill to be entitled, An Act providing for the organization of industrial, life, health and accident insurance companies on the stipulated premium plan, regulating the same, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JONES, Chairman.

On motion of Senator Jones, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Hudson moved that the Senate Auditor be directed to purchase \$10.00 worth of postage stamps for each member of the Senate. Motion carried.

Senator West, with unanimous consent, reported as follows, on behalf of the Committee on Fees and Salaries:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred House Bill No. 125, by Van Dall, entitled, An Act authorizing county assessors in counties having a population of not less than 27,000 or more than 27,100 according to the last preceding Federal census or any other legal census, ordered or authorized by the board of county commissioners to appoint one additional deputy assessor whose salary shall be fixed by the board of county commissioners not to exceed Fifteen Hundred (\$1,500.00) Dollars per annum, and author-

izing the sheriff in such counties to appoint two additional deputies whose salaries shall be fixed by the board of county commissioners not to exceed Fifteen Hundred (\$1,500.00) Dollars per annum, and authorizing the county attorney in such counties to appoint one stenographer who shall have the qualifications of a court reporter whose salary shall be fixed by the board of county commissioners not to exceed the sum of Fifteen Hundred (\$1,500.00) Dollars per annum, and to allow and provide for the payment by the county, and hereby repealing laws conflicting herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 190, by Monk, entitled, An Act fixing the salaries of the Assistant State Librarian and the Reference Librarian, repealing all acts and parts of acts in conflict herewith, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 173, by Horner of the Senate, and Lewis of the House, entitled, An Act amending Chapter 133 of the Session Laws of 1919, relating to the salaries of deputies and stenographers of county officials and the expenses



of said county officials in Okmulgee County, Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 201, by Jones of Payne, entitled, An Act relating to the office of county attorney and amending Section 5744 of the Compiled Oklahoma Statutes of 1921 as to counties having a population of not less than 30,100 and not more than 30,225, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 207, by Durant of the Senate, and Mabon and Moothart of the House, entitled, An Act fixing the number of deputies and their salaries in the office of county assessor in counties having a population of not less than 41,108 and not to exceed 41,200 as shown by the United States census of 1920, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Holloway, with unanimous consent, reported as follows, on behalf of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 145, by Cordell, entitled, A Bill entitled An Act creating the department of rural school supervision in the office of the State Superintendent of Public Instruction, providing for the appointment of three rural school supervisors, prescribing their duties and salaries, and making an appropriation for same, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill referred to the Committee on Appropriations.

Senate Bill No. 122 was taken up for consideration and read by the Clerk.

Senator Darnell offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 122, line 18, page 2, by striking after the word "grass" and before the word "or" the words "Russian thistle."

DARNELL.

Senator West offered the following amendment:

Mr. President:

I move to amend Senate Bill No. 122, line 18, page 2, by striking after the word "grass" and before the word "to" the words "cockle burr."

WEST.

Senator Lewis moved to table the West amendment, which motion was lost.

The vote recurring on the West amendment, same was adopted.

Senator Darnell offered the following amendment, which was adopted.

Mr. President:

I move to amend Senate Bill No. 122, line 36, page 1, by striking the words "Russian thistle and cockle burr"; and line 37, page 2, by striking after the word "grass" and before the word "or" the words "Russian thistle and cockle burr"; and in lines 12 and 13, page 3, by striking after the word "grass" in line 12 the words "Russian thistle and cockle burr"; and in line 7, page 4, by striking after the word "grass" and before the word "or" the words "Russian thistle and cockle burr"; and in line 8, page 6, by striking after the word "grass" and before the word "or" the words "Russian thistle and cockle burr"; and in lines 4 and 5, page 7, by striking after the word "grass" and before the word "or" in line 5 the words "Russian thistle and cockle burr."

DARNELL.

Senator Looney offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 122, page 7, by striking all of Section 8.

LOONEY.

On motion of Senator Cordell, Senate Bill No. 122 as amended was advanced to engrossment and third reading.

Senator Johnson asked unanimous consent for consideration of Senate Bill No. 14.

Senate Bill No. 14 was read by the Clerk.

Senator Johnson offered the following amendment, which was adopted.

Mr. President:

I move to amend Senate Bill No. 14, line 32, page 2, by adding after the word "deputies" and before the word "in" the following: "One jailor."

JOHNSON.

Senator Johnson offered the following amendment, which was adopted.

Mr. President:

I move to amend Senate Bill No. 14, line 6, page 2, by adding after the word "hundred" and before the figures "\$100.00" the word "twenty-five" and by striking the figures "\$100.00" and inserting in lieu thereof the figures "\$125.00."

JOHNSON.

Senator Johnson offered the following amendment, which was adopted.

Mr. President:

I move to amend Senate Bill No. 14 by adding the name of Senator Johns as joint author of the bill.

JOHNSON.

On motion of Senator Johnson, Senate Bill No. 14, as amended, was advanced to engrossment and third reading.

On motion of Senator Woods, Senate Bill No. 94 was advanced to engrossment and third reading.

On motion of Senator Hudson, the Senate adjourned under the rules until Monday.



THIRTY-FIFTH LEGISLATIVE DAY.

Saturday, February 10, 1923.

No session.

## THIRTY-SIXTH LEGISLATIVE DAY.

Monday, February 12, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 39.

Absent: Golobie. Total 1.

Excused: Barker, Frye, Monk, West. Total, 4.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 112, 14, 94, and Senate Resolution No. 8 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Resolution No. 8 and ordered the same referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 9, 48 and 44 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bills Nos. 9, 48 and 44, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 17, by Jones, entitled, A Resolution making an appropriation for the purchase of feed to replace that burned in the horse barn at the A. and M. College at Stillwater, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the resolution ordered printed and placed on the Calendar.

Senator Ratliff, on behalf of Committee on Judiciary No. 2, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 196, by Feuquay, entitled, An Act providing a form for deficiency certificates issued by the Governor of the State of Oklahoma, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee of Judiciary No. 2, to whom was referred Senate Bill No. 195, by Feuquay, entitled, An Act providing for the payment of costs in actions and hearings before the State Industrial Commission, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Looney of Harmon, on behalf of the Committee on Prohibition Enforcement, reported as follows:

Mr. President:

We, your Committee on Prohibition Enforcement, to whom was referred Senate Bill No. 234, by Cordell, entitled, An Act making it unlawful to possess any liquor, the sale of which is prohibited by the violation thereof; repealing Section 6999 of Chapter 52, Article 1, of the Compiled Oklahoma Statutes of 1921, relating to the possession of spirituous, vinous, fermented or malt liquors, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

MRS. LOONEY, Chairman.

On motion of Senator Looney, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 238, by Hughey, Reed, Cordell, Darnell



of the Senate, and Lightner, Varnum, Treadway, Tolbert and Ray of the House, entitled, An Act creating the department of State Grain Inspector to operate under the supervision and direction of the State Board of Agriculture, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred House Bill No. 49, by Thompson of Canadian County, entitled, An Act for the eradication of predatory animals; permitting County Commissioners to co-operate with the Bureau of Biological Survey of the United States Department of Agriculture, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 239, by Hughey, Reed, Cordell and Darnell of the Senate, and Lightner and Varnum of the House, entitled, An Act authorizing the President of the A. and M. College to provide a chemist operating in connection with the State Inspection Department of the State Board of Agriculture, and to be located at the State Capitol, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 229, by Hudson of the Senate, and Simpson, Miller, Boyer, Long and Ferrell of the House, entitled, An Act authorizing the organization of district fairs for the purpose of promoting agriculture and livestock and to aid in the promotion of State and County fairs, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Johnson introduced Senate Concurrent Resolution No. 14, by Johnson, Johns, West and Woods, A Resolution expressing gratitude and appreciation of the State of Oklahoma to Sheriff Matt Sankey of Grady County for pursuit and capture of the gang which murdered William H. Prewett.

By unanimous consent, the rules were suspended and the resolution taken up for immediate consideration.

Senator Johnson moved the adoption of the resolution. Motion lost.

Senator Cordell moved that the vote by which the resolution was defeated be reconsidered. Motion lost.

Senator Johnson served notice that on the next legislative day he would move to reconsider the vote by which Senate Concurrent Resolution No. 14 was defeated.

FIRST READING.

The followings bills were introduced and read for the first time:

Senate Bill No. 250, by Cordell—An Act authorizing the the employment by the Corporation Commission of freight rate experts and special counsel to represent the interests of Oklahoma against unjust discrimination against Oklahoma shippers in all the matter of freight rates, and making an appropriation.

Senate Bill No. 251, by Lillard—An Act relating to insurance; pertaining to certain clauses in contracts; providing penalty for failure to pay losses, and declaring an emergency.

Senate Bill No. 252, by Lillard—An Act amending Section 1088, Compiled Oklahoma Statutes, 1921, invalidating certain court proceedings, and declaring an emergency.

Senate Bill No. 253, by Jones—An Act making an appropriation for paving certain streets and roads around and about the athletic field of the Agricultural and Mechanical College at Stillwater.

Senate Bill No. 254, by Cordell—An Act prohibiting livestock from running at large in the State of Oklahoma, providing penalties therefor, providing for collection of damages by reason of trespass of such livestock upon the lands of another, and declaring an emergency.

Senate Bill No. 255, by Anglin—An Act providing for the payment of fees or tuition of students or children transferred from one school district to another, amending Section 10604 of the Compiled Oklahoma Statutes of 1921, and declaring an emergency.

Senate Bill No. 256, by Feuquay and Calvert—An Act amending Section No. 6729, Compiled Oklahoma Statutes, 1921, relating to medical examination of those insured under

life insurance policies, and permitting group insurance without medical examination.

Senate Bill No. 257, by Senate Committee on Education—An Act amending Section 10566, Article 18, Compiled Oklahoma Statutes, 1921, relating to the issuing of certificates from high schools and agricultural schools.

Senate Joint Resolution No. 21, by Cornett and Hudson of the Senate, and Elam, Smith and Van Dall of the House—A Resolution authorizing the crediting of certain ad valorem taxes collected by the State and its subdivisions on property used in the production of oil, gas and other minerals under the provisions of Chapter 39, Session Laws of 1916, in cases where the gross production tax was also paid on the production of oil and gas and other minerals for the same period.

The following message from the Governor was received and read at length:

To the Honorable President of the Senate:

This is to advise you, and through you the members of the Honorable Senate of the Ninth Oklahoma Legislature, that I have today signed Senate Bill No. 141 and I am causing same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,



Enrolled House Joint Resolution No. 9, by Vernon of the House, and Gulager and Horner of the Senate, entitled:

“A Joint Resolution directing a refund to Elmer L. Riley, County Treasurer of Wagoner County, State of Oklahoma, from the State treasury of certain moneys collected by him and erroneously paid by him to the State Treasurer and converted into the State treasury; making an appropriation therefor, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 7, by Brice and Taylor of the House, and Monk of the Senate, entitled:

“An Act amending Sections 4178, 4179, 4181 and 4182 of Volume No. 2, of the Compiled Statutes of Oklahoma, 1921, providing penalties for the violation of the banking laws of this State and providing punishment therefor, and declaring an emergency.”

Enrolled House Bill No. 64, by Stewart and Dyer of the House, and Holloway of the Senate, entitled:

“An Act fixing the number of deputies and their salaries in the office of Court Clerk in counties having a population of not less than 37,880 and not to exceed 37,930, by the United States census of 1920, and declaring an emergency.”

And to inform you and, through you, the Honorable Sen-

ate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copies of House Joint Resolution No. 9, House Bills Nos. 7 and 64, and ordered same returned to the Honorable House.

### SECOND READING.

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

Senate Bill No. 241, by Horner, to Committee on Appropriations.

Senate Bill No. 242, by Reed and Lillard, to Committee on Education.

Senate Bill No. 243, by Lillard, to Committee on Revenue and Taxation.

Senate Bill No. 244, by Hughey and Reed, to Judiciary Committee No. 2.

Senate Bill No. 245, by Woods, to Judiciary Committee No. 1.

Senate Bill No. 246, by Hudson, to Committee on Oil and Gas.

Senate Bill No. 247, by Woods, to Judiciary Committee No. 1.

Senate Bill No. 248, by Lillard, to Committee on Insurance.

Senate Bill No. 249, by Golobie and Cordell, to Committee on Agriculture.

Senate Joint Resolution No. 20, by Hudson, to Committee on Appropriations.

The House amendments to Senate Bill No. 57 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENTS TO  
SENATE BILL No. 57.

Engrossed House Amendment No. 1:

That Senate Bill No. 57 be amended to read as follows, by striking out the words "learned in the law" in line 4 of Section 2, and substituting "having the same qualifications as are required of County Attorney."

Engrossed House Amendment No. 2:

That Section 3 of Engrossed Senate Bill No. 57 be amended, to read as follows, by adding the following: "Provided, the increase in salary as herein set out shall not become effective until after the General Election in 1924, for any elective officers.

Senator Durant moved that the Senate concur in the House amendments to Senate Bill No. 57. Motion carried.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: None.

Absent: Frye, Golobie, Monk. Total, 3.

Excused: Barker, West. Total, 2.

Not voting: Glasser, Johnson, Langley, McPherren.  
Total, 4.

The bill as amended having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill as amended become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: None.

Absent: Frye, Golobie, Monk. Total, 3.

Excused: Barker, West. Total, 2.

Not voting: Glasser, Johnson, Langley, McPherren.  
Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the House amendments to Senate Bill No. 57 and ordered same referred to the enrolling and engrossing department for enrollment.

Senator Holloway was called to the Chair.

Senate Bill No. 124 was read for the third time at length.

Senator Anglin moved to re-commit Senate Bill No. 124 to a special committee, with instructions to draw it limited to county instead of school districts, and to provide that it shall apply to counties producing oil and gas as well as lead and zinc.



Senator Woods moved, as a substitute motion to recommit the bill without instructions.

The substitute motion was accepted by Senator Anglin.

Senator Lillard moved to table the Woods motion. Motion lost.

The vote recurring upon the motion to recommit, same prevailed.

The Chair appointed as special committee for consideration of Senate Bill No. 124, Senators Durant, Anglin and Woods.

The President presiding.

Senate Bill No. 122 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Cline, Cordell, Darnell, Durant, Feunquay, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney of Harmon, Luttrell, Memminger, Nichols, Ratliff, Reed, Woods. Total, 24.

Nays: Bobo, Brown of Blaine, Brown of Love, Gulager, Leedy, Lewis, Looney of Pontotoc, Wells. Total, 8.

Absent: Golobie. Total, 1.

Excused: Barker, Frye, Monk, West. Total, 4.

Not voting: Calvert, Carlock, Cornett, Glasser, Holloway, Langley, McPherrren. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Cordell moved that the vote by which Senate Bill No. 122 was passed be reconsidered, and that that motion lie on the table. Motion carried.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Love, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 30.

Nays: Brown of Blaine, Leedy, Lewis. Total, 3.

Absent: Golobie. Total, 1.

Excused: Barker, Frye, Monk, West. Total, 4.

Not voting: Calvert, Carlock, Cornett, Glasser, Holloway, McPherran. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Woods moved that the vote by which the emergency was passed be reconsidered, and that the motion lie on the table. Motion carried.

The President signed the engrossed copy of Senate Bill No. 122 and ordered the same transmitted to the Honorable House.

The President Pro Tempore presiding.

Senate Bill No. 14 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: None.

Absent: Golobie. Total, 1.

Excused: Barker, Frye, Monk, West. Total, 4.

Not voting: Calvert, Carlock, Cornett, Glasser, Holloway, McPherrren. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: None.

Absent: Golobie. Total, 1.

Excused: Barker, Frye, Monk, West. Total, 4.

Not voting: Calvert, Carlock, Cornett, Glasser, Holloway, McPherrren. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 14 and ordered same transmitted to the Honorable House.

Senator Lillard was called to the Chair.

House Bill No. 89 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Gulager, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Woods. Total, 27.

Nays: Brown of Blaine, Cornett, Hill, Horner, Langley, Leedy, Reed, Wells. Total, 8.

Absent: Golobie. Total, 1.

Excused: Barker, Frye, Monk, West. Total, 4.

Not voting: Durant, Glasser, Harvey, McPherren. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Woods. Total, 30.

Nays: Brown of Blaine, Horner, Langley, Leedy, Wells. Total, 5.

Absent: Golobie. Total, 1.

Excused: Barker, Frye, Monk, West. Total, 4.

Not voting: Durant, Glasser, Harvey, McPherren. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.



The Acting President signed the engrossed copy of House Bill No. 89 as amended by the Senate, and ordered same returned to the Honorable House.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the Speaker of the House of Representatives to inform you and, through you, the Honorable Senate that the House of Representatives concurred in Senate amendments to

House Bill No. 68, entitled:

“An Act fixing the salaries of county officials in counties having a population of not less than 36,536 and not over 36,600, and with an assessed valuation of not less than \$44,428,920 as shown by the assessment rolls of the year 1922, and basing the salaries on such population and assessed valuation.”

Yours very truly,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 106 was taken up for consideration.

Section 1 was read by the Clerk, and adopted on motion of Senator Gulager.

Section 2 was read by the Clerk and adopted by unanimous consent.

Section 3 was read by the Clerk and adopted on motion of Senator Gulager.

Section 4 was read by the Clerk.

Senator Cline offered the following amendment:

Mr. President:

I move to amend Senate Bill No. 106, line 13, page 3, by changing “\$8.75” to \$5.00.

CLINE.

The amendment was accepted by the author, and Section 4 as amended was adopted by unanimous consent.

Section 5 was read by the Clerk and adopted by unanimous consent.

Section 6 was read by the Clerk and adopted by unanimous consent.

Section 7 was read by the Clerk and adopted by unanimous consent.

Section 8 was read by the Clerk.

Senator Cline offered the following amendment :

Mr. President :

I move to amend Senate Bill No. 106, line 1, page 7, by changing "\$10.00" to "\$5.00" and by changing "three" in line 9 to "two," changing "three" in line 12 to "two" and changing "three" in line 14 to "two."

CLINE.

Senator Bobo offered an amendment to the Cline amendment, changing "three" to "one" in each instance.

Amendment accepted by Senator Cline.

Senator Darnell offered as a substitute amendment, the following :

Mr. President :

I move to amend Senate Bill No. 106 by striking all of the bill except Section 13.

DARNELL.

The President presiding.

On motion of Senator Gulager, the Darnell amendment was tabled.

Senator Luttrell offered the following amendment:

Mr. President:

I move to amend Senate Bill No. 106 by adding the following paragraph, to be numbered "9": "Every barber licensed under this act shall every four months submit himself to a qualified practicing physician, licensed under the laws of this State for physical examination. If such physical examination disclosed such barber to be infested with any contagious or infectious disease his license shall thereupon be revoked until such time as he may be able to secure satisfactory health certificate.

Every barber licensed under this act shall post in a conspicuous place the certificate signed by a reputable practicing physician, licensed under the laws of this State, showing such barber to have been by him examined within the last four months and at the time of such examination to have been free from contagious, infectious or blood diseases.

LUTTRELL.

Senator Anglin moved that the further consideration of this bill be indefinitely postponed.

Senator Holloway moved, as a substitute for all pending motions, that the bill be recommitted to a special committee for consideration.

Senator Looney of Pontotoc made a point of order that there is no substitute for a motion to indefinitely postpone.

The Chair held the point of order well taken.

The vote recurring on the Anglin motion, the same was lost.

Senator Holloway moved that the bill be recommitted to a special committee of three for redrafting. Motion carried.

The Chair announced as such special committee, Senators Gulager, Hudson and Glasser.

Senator Johnson moved that Senate Bill No. 110 be recalled from Judiciary Committee No. 1 and placed on the Calendar without recommendation.

Senator Lillard moved to table the motion, which motion was lost.

Senator Lillard moved as a substitute motion that Senate Bill No. 115 be withdrawn from the Committee on Public Buildings and placed on the Calendar.

Senator Johnson moved to table the Lillard substitute motion.

Senator Hudson moved to adjourn under the rules, which motion was lost.

The vote recurring upon the motion to table the Lillard substitute motion, the motion carried.

Senator Looney of Pontotoc moved to adjourn under the rules. Motion lost.

The vote recurring upon the Johnson motion to withdraw Senate Bill No. 110 from Committee, the motion carried.

Senator Looney of Pontotoc presented a petition signed by the Industrial Education Division of the Oklahoma Educational Association, requesting the Legislature to provide for a State Supervisor of Industrial Education.

The petition was referred to the Committee on Education.

On motion of Senator Memminger, the Senate adjourned under the rules.



## THIRTY-SEVENTH LEGISLATIVE DAY.

Tuesday, February 13, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call the following Senators were present:

Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Excused: Barker, Frye, Johnson, McPherren, Monk. Total, 5.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Frye was excused from Monday's and Tuesday's sessions on account of illness.

Senator Monk was excused from Monday's and Tuesday's sessions.

Senator McPherren was excused from Tuesday's and Wednesday's sessions.

Senator Johnson was excused for the day.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 249, by Golobic and Cordell, entitled, A Bill entitled, An Act to amend Section 10804, Compiled Oklahoma Statutes, 1921, abolishing the Board of Regents of the Colored Agricultural and Normal University of Oklahoma, and creating the State Board of Agriculture ex-officio Board of Regents for this institution, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the bill was ordered printed and placed on the Calendar.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 86 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Bill No. 86 and ordered the same transmitted to the Honorable House for signature of the Speaker.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 8 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 8 and ordered same transmitted to the Secretary of State for permanent record.

The President presiding.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 57 and 70 correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 57 and 70 and ordered same transmitted to the Honorable House for signature of the Speaker.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 203, by Woods, entitled, An Act making an appropriation for the State Corporation Commission in the sum of Five Thousand Dollars for the fiscal year ending June 30, 1923, said appropriation being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 204, by Woods, entitled, An Act making an appropriation for the State Corporation Commission in the sum of Ten Thousand Dollars for the fiscal year ending June 30, 1924, and Ten Thousand Dollars for the fiscal year ending June 30, 1925, said appropriations being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey, beg leave to report that we had the same under consideration and herewith return the same with recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar.

Senator Cline, on behalf of the Committee on Municipal Corporations, reported as follows:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 135, by Lattrell, entitled, Street Improvements, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

We further recommend that said bill be not printed at this time, for the reason that there is a similar bill in the House, about ready to be reported out.

CLINE, Chairman.

On motion of Senator Cline, the bill was ordered placed on the Calendar.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Senate Judiciary Committee No. 1, to whom was referred Senate Bill No. 110, by Johnson, Woods, Horner, Lewis and McPherrren, entitled, An Act prohibiting any person, firm or corporation from exhibiting, exposing to view, or transporting from one place to another, within this State, any film, picture or moving picture film showing or purporting to show the conduct, or purported conduct, or simulating the conduct, or purported conduct in acts of violence, or crime, or immorality, or any person of criminal reputation, or of general reputed immoral character, or who has been convicted of crime, or of any ex-convict, desperado, bandit, train robber, murderer or outlaw, or showing, or purporting to show, improper sex relations, or any church, priest or minister of the gospel in a degrading light; and prohibiting the taking, preparing and manufacturing of the same and of the parts and accessories thereof within the State; and defining the offense thereunder, fixing the penalties therefor, and prescribing procedure for the prosecution thereof, and for other purposes,



*Thirty-seventh Day, Tuesday, Feb. 13, 1923* 1925

and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

LILLARD, Chairman.

Senator Horner moved that the bill be not printed.

Senator Anglin moved to table the Horner motion, which motion carried.

The bill was ordered printed and placed on the Calendar.

Senator Brown of Love, on behalf of the Committee on Correction of the Journal, reported as follows:

Mr. President:

We, your Committee on Correction of the Journal, beg leave to report that we have read the Daily Journal, to and including Friday, February 9th, and except for minor clerical changes which we have made, find the same correct as written.

We therefore recommend the adoption of the Journal as corrected to and including February 9, 1923.

Respectfully submitted,

BROWN, Vice-Chairman.

On motion of Senator Brown, the report was adopted.

The following message from the Governor was received and read at length:

To the Honorable President of the Senate:

I hand you herewith, for your consideration and the consideration of your Honorable body, a copy of House Joint Memorial No. 3, passed by the Legislature of the State of Oregon, which I have been requested to call to your attention.

Very respectfully,

J. C. WALTON,  
Governor.

STATE OF OREGON  
THIRTY-SECOND LEGISLATIVE ASSEMBLY  
REGULAR SESSION

HALL OF REPRESENTATIVES  
HOUSE JOINT MEMORIAL No. 3

To the Honorable Senate and House of Representatives of the United States, in Congress assembled:

Your memorialists, the Legislature of the State of Oregon, respectfully represent that:

WHEREAS, the Senate and House of Representatives of Oregon State Legislature have under consideration at the present time various income tax measures which have been introduced ostensibly for the purpose of redistribution of the tax burden of the State of Oregon; and

WHEREAS, the people of the State of Oregon indicated by their affirmative vote at the last general election their desire for an income tax measure; and

WHEREAS, there is a strong probability that an income tax measure will be passed by the present legislative assembly; and

WHEREAS, in the event such income tax measure is passed it will be necessary for the officers of the State of Oregon to have access to the income tax returns filed under the Federal Income Tax Law now in effect; and

WHEREAS, the officers of the State of Oregon do not now have access to the income tax returns filed by individuals; therefore

BE IT RESOLVED, by the House of Representatives of the State of Oregon, the Senate jointly concurring, that we most earnestly petition and memorialize the Senate and House of Representatives of the United States of America in Wash-

ington, in the name of the State of Oregon, that Congress enact such legislation as will permit and require the various collectors of internal revenue to permit upon application of such commission or person as authorized by the Governor of the State of Oregon to examine any and all income tax returns filed under the Federal Income Tax Act by individuals, corporations and others doing business in the State of Oregon, as well as any persons, corporations or others deriving any income from business transacted in the State of Oregon; provided, however, that the same secrecy which safeguards income tax records made to the Federal Government be extended to any information regarding income tax statements furnished to the officials of the State of Oregon; and

BE IT FURTHER RESOLVED, that the Secretary of State, of the State of Oregon be and he is hereby instructed to forward a copy of this Resolution to each member of Congress of the United States of America, and to the respective Legislatures of the respective States of the United States.

Adopted by the House January 29, 1923.

K. K. KUBLI,  
Speaker of the House.

Adopted by the Senate January 30, 1923.

JAY UPTON,  
President of the Senate.

Endorsed: House Joint Memorial No. 3, introduced by Mr. McMahan of Linn County.

W. F. DRAGER,  
Chief Clerk.

Filed: February 2, 1923.

SAM A. KOZER,  
Secretary of State.

Senator Anglin introduced Senate Resolution No. 9, which was read by the Clerk, as follows:

## SENATE RESOLUTION NO. 9.

By Anglin.

WHEREAS, two years ago a contract was let by the State of Oklahoma to Clinton O. Bunn, same being under the provisions of Chapter 125, of the Session Laws of Oklahoma, 1921, wherein Clinton O. Bunn was to prepare the Statutes of Oklahoma in certain particulars, and do same within a certain specified time; and

WHEREAS, the said contract has not been complied with in the following particulars:

1. The Act requires that the compilation be designated "Compiled Statutes of Oklahoma, 1921." The label on the books indicate that Oklahoma rather than its Statute Laws has been compiled and labeled "Bunn."

2. That to the casual observer it seems to be rather carelessly thrown together. Even a part of the Constitution of Oklahoma is designated by the head-line as the "Constitution of the United States."

3. The Act requires that every section be numbered consecutively with the corresponding number of the Revised Laws of Oklahoma, 1910. This was not done.

4. The Act provides that as a part of the annotation that the history of each section shall be given. This was not done.

5. The Act or contract of 1921 provides that the work should be completed and delivered within four months from the printing and publication of the Session Laws of Oklahoma, 1921. The date of this completion is not yet at hand. It is sufficient, perhaps, to say that the work has not yet been completed and delivered, and that probably only about eleven hundred copies of the second volume are in the hands of the Secretary of State or State Librarian.

6. If the present session of the Legislature refers only to sections in the compilation in making repeals or amend-



ments, many persons will not be able to secure the compilation in time to make application of the new enactments. If the amendments and repeals properly referred to official laws, although they also carry this section in the compilation, all persons would have a fair opportunity not only to exercise their discretion with reference to paying ~~\$15.00~~ for the compilation, but could make application and construction of the new laws.

7. Up to about the first of November, 1922, Mr. Bunn had received \$17,500.00 on his contract, while the portion of the Act in question, making the appropriation, says that the money shall be "paid for said statutes." There were no statutes at that time, at least, none compiled by Mr. Bunn.

8. The price to be charged by the publishers of the Compiled Oklahoma Statutes, 1921, to purchasers other than residents of the State, is not given in the Act, but that price has been fixed at \$25.00 by the publishers. The State of Oklahoma was to be provided with twenty-five hundred volumes of this statute at \$10.00 per volume. It is the understanding of the author of this Resolution that it is being compelled to pay \$16.70 per copy.

THEREFORE, BE IT RESOLVED, that the Resolution be referred to a Committee on Code Revision; that this Committee at once investigate the contract under which Clinton O. Bunn claims to be operating, wherein he has failed to comply with said contract or laws, if in any particular, and that they report back to the Senate within a reasonable time the results of such investigation.

By unanimous consent, the rules were suspended and the Resolution taken up for immediate consideration.

On motion of Senator Anglin, the resolution was adopted and the matter referred to the Committee on Code Revision.

Senator Anglin introduced Senate Resolution No. 10, which was read at length by the Clerk, as follows:

## SENATE RESOLUTION NO. 10.

By Anglin.

WHEREAS, there is at this time pending before the Congress of the United States the matter of the disposal of the water rights and matters connected therewith at Muscle Shoals, Alabama; and

WHEREAS, Henry Ford has submitted a proposition which, in our judgment, is the best one yet to be offered for the acquiring and operation of same; and

WHEREAS, Henry Ford has in his great business wisdom seen fit at all times to pass along a great part of the profits of his business to the ultimate consumer; and

WHEREAS, his minimum wage scale has done much to revolutionize the labor question in this country, he having thousands and thousands of satisfied employees, with never a strike nor labor dispute; and

WHEREAS, his acquisition of Muscle Shoals means better paid laborers and untold benefit to the farmers of the whole United States, and their emancipation from the bonds of the trusts now throttling them; and

WHEREAS, his operation of Muscle Shoals would be the greatest enterprise conceivable for the Southland,

THEREFORE, BE IT RESOLVED, that we memorialize Congress to accept the offer and proposition of Henry Ford submitted in this connection;

BE IT FURTHER RESOLVED, that copies of this Resolution be mailed to each member of Congress of the State of Oklahoma and to Henry Ford of Detroit, Michigan.

On motion of Senator Anglin, the rules were suspended and the Resolution taken up for immediate consideration.

On motion of Senator Anglin, the Resolution was adopted as read and referred to the engrossing and enrolling department for engrossment.

Senator Fenquay introduced a petition signed by about twelve members of F. E. & C. U. of A., Local 168, Prague, Oklahoma, relative to appropriations for the State A. & M. College at Stillwater.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 9, by Jones, entitled:

“An Act amending Section 6441 of the Compiled Statutes of Oklahoma, 1921, relating to jurors’ fees, and declaring an emergency.”

Enrolled Senate Bill No. 44, by Senate Committee on Fees and Salaries, entitled:

“An Act amending Section 15 of the Compiled Oklahoma Statutes of 1921, relating to assistants to be furnished the Attorney General, and the salaries to be paid for same; also amending Section 16 thereof, relating to clerks and stenographers for the Attorney General, and providing for their salaries.”

Enrolled Senate Bill No. 48, by Darnell, of the Senate and Bremer of the House, entitled:

“An Act creating and establishing County Superior Courts in counties having a population of not less than 18,400 and not to exceed 18,980, as shown by the Federal Census of 1920, fixing the jurisdiction and procedure, providing for judge, clerk and court reporter, providing for fixing the terms of court, providing the clerk’s bond, providing free quarters for

such courts and their officers, providing for transfer of cases, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills No. 9, 44 and 48 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate that the House of Representatives refuses to concur with Senate amendments to:

Engrossed House Bill No. 89, by Gray, entitled:

“An Act validating certain acknowledgments relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency.”

And request a conference thereon.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Johns moved that the Senate accede to the wishes of the Honorable House, and that conferees be appointed.

Motion carried and the Chair appointed Senators Johns, Gulager and Ratliff, as conferees on House Bill No 89.

#### FIRST READING.

The following bills were introduced and read for the first time.



Senate Bill No. 258, by Holloway—An Act amending Section 3702, Compiled Oklahoma Statutes, 1921, repealing conflicting laws, and declaring an emergency.

Senate Bill No. 259, by Mrs. Looney—A Bill entitled, An Act to provide for payment out of the county general fund for grading eighth grade examination papers.

Senate Bill No. 260, by Woods of McClain—An Act amending Section 4593, 4594 and 4622 of the Compiled Statutes of Oklahoma, 1921, relating to street paving and improvement in cities.

Senate Bill No. 261, by Joseph C. Looney—A bill to be entitled, An Act to encourage the investment of the permanent common school and other funds in first farm mortgages on land owned by actual farmers, regulating the investment of said funds, amending Section 10232 of the Compiled Oklahoma Statutes, 1921, and declaring an emergency.

Senate Bill No. 262, by Gulager—An Act regulating the admission by the Corporation Commission of documentary evidence.

Senate Bill No. 263, by Hughey and Hill—An Act making an appropriation for the building and equipping of a dormitory for women, located at Alva, Oklahoma, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 250, by Cordell. On motion of Senator Gulager, ordered printed and placed on Calendar without reference to Committee.

Senate Bill No. 251, by Lillard, to Committee on Insurance.

Senate Bill No. 252, by Lillard, to Judiciary Committee No. 1.

Senate Bill No. 253, by Jones, to Committee on Appropriations.

Senate Bill No. 254, by Cordell, to Committee on Agriculture.

Senate Bill No. 255, by Anglin, to Committee on Education.

Senate Bill No. 256, by Feuquay and Calvert, to Committee on Insurance.

Senate Bill No. 257, by Senate Committee on Education, to Committee on Education.

Senate Joint Resolution No. 21, by Cornett and Hudson of the Senate, and Elam, Smith and Van Dall of the House, to Committee on Revenue and Taxation.

Senate Bill No. 94 was read for the third time at length.

Senator Woods, with unanimous consent offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 94 by adding a paragraph after the word "demurrer" in line 16, page 2, and immediately before Section 2, to read as follows:

"(3) An order that involves the merits of an action or some part thereof."

WOODS.

Senate Bill No. 94 was referred to the enrolling and engrossing department for engrossment of the amendment.

On motion of Senator Glasser, Senate Bill No. 231 was advanced to engrossment and third reading.

On motion of Senator Bobo, Senate Bill No. 179 was advanced to engrossment and third reading.

On motion of Senator Glasser, Senate Bill No. 199, was advanced to engrossment and third reading.

On motion of Senator Hudson, Senate Bill No. 167 was advanced to engrossment and third reading.

House Bill No. 167 was taken up for consideration and read by the Clerk.

On motion of Senator Carlock, House Bill No. 167 was advanced to engrossment and third reading.

House Bill No. 125 was taken up for consideration and on motion of Senator Cornett was advanced to engrossment and third reading.

House Bill No. 49 was taken up for consideration and read by the Clerk.

On motion of Senator Brown of Love County, House Bill No. 49 was advanced to engrossment and third reading.

On motion of Senator Hill, Senate Bill No. 139 was advanced to engrossment and third reading.

At the request of Senator Jones, Senate Bill No. 71 was by unanimous consent taken up for consideration.

Senate Bill No. 71 was read by the Clerk.

Senator Anglin offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 71, line 6, page 2, by adding after the word "township" the following: "Provided that this bill shall apply only in counties still retaining the township form of government through township officials."

ANGLIN.

Senator Cline moved that the further consideration of this bill be indefinitely postponed.

Senator Jones moved to table the Cline motion, which motion prevailed.

Senator Harvey moved that the bill be referred to a special committee of three for further consideration.

Motion carried, and the Chair appointed as such Committee, Senators Jones, Harvey and Luttrell.

At the request of Senator Wells, Senate Bill No. 158, was taken up for immediate consideration.

Senate Bill No. 158 was read at length by the Clerk.

The President Pro Tempore presiding.

Senator Nichols moved that further consideration of the bill be indefinitely postponed. Motion carried.

Senator Lillard, with unanimous consent, introduced Senate Resolution No. 11, which was read at length by the Clerk, as follows:

#### SENATE RESOLUTION NO. 11.

By Lillard and Hughey.

WHEREAS, the morning papers announce the sudden death of Ex-Senator Wm. A. Briggs at his home in Oklahoma City; and

WHEREAS, he was for two terms a capable and honorable member of this body, rendering a valuable service to the people of the State in his unceasing fight for more humanitarian treatment of unfortunate criminals;

NOW, THEREFORE, BE IT RESOLVED, that the Senate profoundly regrets the death of Ex-Senator Wm. A. Briggs, and expresses its appreciation of the active public service he rendered the State in the eight years of his membership in this body;

BE IT FURTHER RESOLVED, that the President of the Senate be authorized and is hereby directed to designate



six Senators as honorary pallbearers to attend the funeral, to be held on the fourteenth inst.; and

BE IT FURTHER RESOLVED, that a copy of these Resolutions be printed in the Senate Journal and a copy sent to the bereaved wife.

By unanimous consent, the rules were suspended and the Resolution taken up for immediate consideration.

On motion of Senator Lillard, the Resolution was adopted as read, and the Chair appointed as honorary pallbearers, in pursuance of same, Senators Lillard, Hughey, Nichols, Holloway, Glasser and Golobie.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 37, by Cordell, entitled, A bill to be entitled, An Act providing for the incorporation, organization and operation of a warehouse system for the State of Oklahoma, making appropriation therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended, without making specific recommendation as to the total amount of appropriation.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar.

Senator Leedy, with unanimous consent, reported as follows on behalf of the Committee on Public Health:

Mr. President:

We, your Committee on Public Health, to whom was referred Senate Bill No. 189, by Senate Committee on Public

Health, entitled, An Act to empower counties to provide by taxation a fund with which to defray the expense of public health nursing within the county, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LEEDY, Chairman.

On motion of Senator Leedy, the bill was ordered printed and placed on the Calendar.

Senator Ratliff, with unanimous consent, reported as follows on behalf of the Committee on Judiciary No. 2:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 225, by Woods, entitled, An Act relating to a revivor of actions against a public official whose predecessor in office was amenable to any court order of mandamus, quo warranto, injunction or other extraordinary court order, upon entering upon his official duties, making such official amenable to such order as though originally obtained against him, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the bill was ordered printed and placed on the Calendar.

Senator Looney of Pontotoc moved that Senate Bill No. 37 be made a special order of business for 3 o'clock Thursday afternoon. Motion carried.

Senator Nichols moved that House Bill No. 130 be recommended to the Committee on Appropriations for further consideration. Motion carried.

The Chair announced appointment of the following Committee, in pursuance of Senate Concurrent Resolution No. 9: Senators Woods, Hughes, Monk, Darnell and Lewis.

Senator Lillard moved to take up Senate Bill No. 164 at this time, which motion was lost.

Senate Bill No. 84 was taken up for consideration, and on motion of Senator Wells was advanced to engrossment and third reading.

Senate Bill No. 148 was taken up for consideration and ordered read section by section.

Section 1 was read by the Clerk.

Senator Feuquay offered the following amendment, which was accepted by the authors of the bill, and adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 148, line 3, page 1, by striking, after the word "of" and before the word "members," the word "seven" and inserting in lieu thereof the word "nine."

FEUQUAY.

Section 1, as amended, was adopted by unanimous consent.

Section 2 was read by the Clerk and adopted by unanimous consent.

Section 3 was read by the Clerk and adopted by unanimous consent.

Section 4 was read by the Clerk and adopted by unanimous consent.

Senator Nichols presiding.

Section 5 was read by the Clerk and adopted by unanimous consent.

Section 6 was read by the Clerk and adopted by unanimous consent.

Section 7 was read by the Clerk.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 148, line 12, page 5, by adding, after the end of the sentence, the following: "The Secretary of the said Board shall make biennial report to the Governor."

FEUQUAY.

Section 7, as amended, was adopted by unanimous consent.

Section 8 was read by the Clerk and adopted by unanimous consent.

Section 9 was read by the Clerk.

Senator Lillard offered the following amendment, which was tabled, on motion of Senator Gulager:

Mr. President: I move to amend Senate Bill No. 148, line 15, page 6, by striking after the word "act" all of lines 15, 16, 17 and 18, and on page 7, lines 1 and 2.

LILLARD.

Section 9 was adopted as read by unanimous consent.

Section 10 was read by the Clerk and adopted by unanimous consent.

Section 11 was read by the Clerk.

Senator Cline offered the following amendment, which was accepted by the authors, and adopted by unanimous consent:



Mr. President: I move to amend Senate Bill No. 148, Section 11, by striking lines 8, 9, 10, 11 and 12 on page 8.

CLINE.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 148, line 17, page 7, by striking the words "courts of" and inserting in lieu thereof the words "any court having."

FEUQUAY.

On motion of Senator Lillard, the Senate adjourned under the rules.

## THIRTY-EIGHTH LEGISLATIVE DAY.

Wednesday, February 14, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, the President Pro Tempore presiding.

On roll call, the following Senators were present:

Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherran, Memminger, Nichols, Ratliff, Reed, Wells, West. Total, 38.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolutions Nos. 10 and 11 correctly engrossed.

The President Pro Tempore signed the engrossed copies of Senate Resolutions Nos. 10 and 11, and ordered same referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 94, 179, 139, 231, 199, 84 and 167 correctly engrossed.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 8, by Reed of the Senate and Adams of the House, entitled, A Resolution authorizing the transfer and payment out of moneys appropriated by Senate Bill No. 1, of the Eighth Legislative Assembly of the State of Oklahoma, to reimburse cattle owners of Oklahoma for tubercular cattle slaughtered by order of the State Board of Agriculture during the fiscal year ending June 30, 1923, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 97, by Lewis of the Senate, and McBee, Nance and Burger of the House, entitled, An Act amending Sections 3189, 3190 and 3191, of the Compiled Oklahoma Statutes, 1921, relating to county court stenographers, fixing their duties, providing for the compensation, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 67, by Sigler, entitled, An Act repealing Chapter 110, Session Laws of 1919, known as Senate Bill No. 357, relating to the auditing of claims in counties between 26,000 and 27,000 population, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the bill was ordered printed and placed on the Calendar.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 254, by Cordell, entitled, An Act prohibiting livestock from running at large in the State of Oklahoma, providing penalties therefor, providing for collection of damages by reason of trespass of such livestock upon the land of another, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the bill was ordered printed and placed on the Calendar.

Senator Looney of Pontotoc introduced Senate Resolution No. 12, which was read at length by the Clerk, as follows:



SENATE RESOLUTION NO. 12.

By Joseph C. Looney.

A Resolution Requesting the School Land Commission to Furnish the State Senate with Certain Information Relative to Loans for More Than Five Thousand (\$5,000.00) Dollars.

WHEREAS, a bill has been introduced in the State Senate limiting the size of loans by the School Land Commission; and

WHEREAS, said bill tends to encourage the lending of the permanent common school and other educational funds to actual farmers;

BE IT THEREFORE RESOLVED, that the State Senate hereby requests the School Land Commission to furnish the State Senate with the following information;

The name, address and occupation of each person indebted to the School Land Department whose loan was originally made for more than Five Thousand Dollars; and

The amount that each of said loans was originally made for, and facts showing the present status of said loans.

On motion of Senator Looney, the rules were suspended and the Resolution taken up for immediate consideration.

Senator Looney of Pontotoc moved the adoption of the Resolution. Motion carried.

The President presiding.

Senator Lillard moved that when this Senate do adjourn it adjourn until Friday at 1:30, out of respect to ex-Senator Briggs. Motion carried.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 9, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 44, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 48, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body.

Engrossed House Bill No. 269, by Boyer and Pullen, entitled:

“An Act fixing the salaries of county officials in counties of the State of Oklahoma having a population of not less than 13,110 and not more than 13,120, according to the Federal census of 1920.”

Engrossed House Bill No. 286, by Watson (Lincoln), entitled:

“An Bill to be entitled, An Act describing boundary lines of road overseers' districts and for collecting poll tax in counties having a population of not less than 33,400 and not more than 33,500, according to 1920 Federal Census, and declaring an emergency.”

Engrossed House Bill No. 101, by Smith and Elam, entitled:

“An Act creating and establishing a County Superior Court and procedure; providing for a judge for said court; for the election, appointment, term of office and compensation of said judge; providing for a stenographer, and fixing his compensation; providing places for the sitting of said court; providing for assistant county attorneys, deputy court clerks and deputy sheriffs at Fairfax and Hominy, Oklahoma, and fixing their salaries and abolishing County Court at Hominy and Fairfax, and declaring an emergency.”

Engrossed House Bill No. 137, by Rossiter and Lewis, entitled:

“An Bill to be entitled, An Act repealing Section 436, of Article 2, of Chapter 10, of the Revised Laws of Oklahoma, annotated, 1910, relating to bi-annual elections in cities of the first class having a population of more than 5,889 and not to exceed 5,895, according to the last regular Federal Census; providing for the approval of all actions and procedure heretofore had and done by councils in all cities of the first class wherein one councilman was elected from each ward, instead

of two councilmen from each ward, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 69, by Long and Pullen, entitled:

“A Bill to be entitled, An Act authorizing school boards to include in their estimate a levy for dental treatment.”

Engrossed House Bill No. 203, by Miller of Tulsa, Long, Boyer, Singletary, Ferrell, Simpson and Phillips, entitled:

“A Bill to be entitled, An Act to provide for city planning commissions in cities and towns of this State; providing funds for same and defining the powers of such commissioners; providing for approval of all plans, plats and replats of land in cities and towns; fixing a penalty for violation thereof, and declaring an emergency.”

Engrossed House Bill No. 122, by Vernon and Harper of the House, entitled:

“A Bill to be entitled, An Act providing for all State Bank employees engaged or employed in the State banking business in the State of Oklahoma to give fidelity bonds for the faithful performance of their duties, and declaring an emergency.”

Engrossed House Bill No. 246, by Ferrell, entitled:

“An Act amending Section 1, of Chapter 113, of the Session Laws of 1919, relating to various colleges and universi-



ties to grant academic and professional degrees, and declaring an emergency."

Engrossed House Bill No. 150, By Tolbert, Sigler and Cunningham, entitled:

"An Bill to be entitled, An Act amending Sections 4268, 4269, 4270 and 4272, of the Revised Laws of 1921, relating to the refunding of indebtedness of municipal corporations."

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 229, by Hudson of the Senate, and Ferrell, Boyer, Long, Simpson and Miller of the House, entitled:

"An Bill to be entitled, An Act fixing the number of deputies and employees in the office of the sheriff in all counties in the State of Oklahoma having a population of not less than 100,000 nor more than 115,000 inhabitants, according to the last decennial Federal Census; providing for the appointment thereof, and fixing the salaries thereof; and providing that the county commissioners of such counties may purchase and furnish the sheriff's office two automobiles, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Repre-

sentatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 70, by Luttrell, Woods and Brown (Love), entitled:

“An Act creating an additional judgeship in and for the Fourteenth Judicial District of the State of Oklahoma, and providing for the appointment and election of such judge, and declaring an emergency.”

Enrolled Senate Bill No. 57, by Gulager of the Senate, and Gulager of the House, entitled:

“An Act fixing the salaries of the county attorneys of all counties in the State of Oklahoma having a population of not less than 19,800 and not more than 19,900, as shown by the Federal Census of 1920, providing for the appointment of assistant county attorneys and fixing the salaries thereof, and declaring an emergency.”

Enrolled Senate Bill No. 86, by Nichols of the Senate, and Saltsman of the House, entitled:

“An Act creating a fund in the City of Eufaula, McIntosh County, Oklahoma, hereby designated “City Hall Fund,” limiting said fund to Seventeen Thousand Five Hundred (\$17,500.00) Dollars, converting the sinking fund of said City into the “City Hall Fund,” providing for the handling of said fund during the accumulation thereof, authorizing the expenditure thereof in the erection of a City Hall for said City, and repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 70, 57 and 86, were ordered transmitted to the Governor.

Senator Feunquay, on behalf of the Special Committee for consideration of Senate Bill No. 200, reported as follows:

Mr. President:

We, your Special Committee, to whom was referred Senate Bill No. 200, by Lillard, entitled, An Act amending Sections 1854 and 1856, Chapter 32 of the Compiled Oklahoma Statutes, 1921, referring to the desertion and abandonment of a wife or children and providing for parole by the Governor upon recommendation of the district judge, providing for bond and repealing all Acts in conflict herewith and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

FEUQUAY, Chairman.

Senator Lillard moved that Senate Bill No. 200 be advanced to engrossment and third reading.

Senator Feunquay moved as a substitute motion, that Senate Bill No. 200 be printed and placed on the Calendar.

The substitute motion carried.

On motion of Senator Carlock, Senate Bill No. 37, which had been placed on special order for Thursday, was placed on special order for 2:00 o'clock Monday afternoon.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 215, by Thornsborough, Finley, Callahan, Tolbert, Sigler and Case of the House, entitled:

“An Act amending Sections 5598, 5599, 5600, 5601, 5602, 5603, 5604, 5605, 5606, 5607, 5608, 5609, 5610, 5611, 5612, 5613, 5614, 5615, 5617, 5618, 5619, 5620, 5621, of the Compiled Statutes of Oklahoma, 1921, relating to and providing for the formation of co-operative agricultural and horticultural associations instituted for the purpose of mutual help and not having capital stock or conducted for profit; and enumerating the activities and powers of such association, prescribing the right and privileges of membership; providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and what they may contain; providing for method of election of directors, filing of vacancies; powers and duties of directors; division into election districts; appointment of executive committees; and allotment of functions and power; providing for officers, qualifications, election and functions; regulating issuance of membership certificates; limiting personal liability of members for debts of association; regulating voting power of members; providing for removal of officers and directors; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; providing for annual reports; limiting the use of the word “co-operative”; and prescribing a penalty for violating such inhibition; providing that no such association shall be deemed a conspiracy of an illegal combination of monopoly; and providing that marketing contracts shall not be considered illegal; providing that if any section of this act shall be declared unconstitutional, the remainder of the Act shall not be thereby affected; providing that the general corporation laws of this



State shall apply to such an association, except where inconsistent with express provisions hereof; providing for annual license fees; providing fees for filing articles of incorporation and amendments thereto; validating all co-operative associations not having capital stock now existing in Oklahoma exercising corporate rights and powers and granting them all rights and powers as provided in this Act; and for other purposes, and declaring an emergency."

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 222, by Mrs. Looney, Nichols, Ratliff and Horner of the Senate, and Treadway, of the House, entitled, An Act entitled, An Act granting the power to the Board of County Commissioners, District Judge, and County Judge of any County to use the sinking fund of the County derived from penalties, interest or forfeitures, accrued or to accrue as penalties on delinquent taxes for the purpose of erecting a county court house; providing the method of procedure therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the bill was ordered printed and placed on the Calendar.

## FIRST READING.

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

Senate Bill No. 264, by Memminger—An Act to protect members of foreign fraternal beneficiary societies or associations who reside in this State; to require that such associations have a representative form of government; prescribing conditions under which such associations can do business in this State and penalties for violations of this Act, and declaring an emergency.

Senate Bill No. 265, by Brown and Johnson—An Act relating to money deposited or made as an advance payment upon a contract for the use or rental of moving picture film or like personal property and providing a penalty for the violation thereof, and declaring an emergency.

Senate Bill No. 266, by Durant and Brown (Blaine)—An Act relating to money deposited or advanced on a contract or agreement for the use or rental of personal property; declaring such money deposited or advanced to be a trust fund in possession of persons receiving same; requiring such trust fund to be deposited by trustee in county in which depositor resides; and fixing the civil and criminal liability for the violation of this Act, and declaring an emergency.

Senate Bill No. 267, by Gulager—An Act amending Section 6774, Compiled Oklahoma Statutes, 1921, being formerly Section 3486 of the Revised Laws of Oklahoma, 1910, as amended by House Bill No. 235, Chapter 205 Session Laws of Oklahoma 1915, relating to fraternal benefit associations, and declaring an emergency.

Senate Bill No. 268, by Feuquay—An Act providing for the registration of all motor vehicles with the Department of Highways, providing for the issuance of tax warrants, etc.

Senate Bill No. 269, by Johnson—An Act amending Section 824 of Article 26 of Chapter 3 of the Compiled Oklahoma Statutes, 1921, relating to action for death by wrongful act, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 270, by Committee on Education—A bill entitled, An Act creating certain clerical, stenographic, and other positions in State Department of Education, and fixing the salaries therefor.

## SECOND READING.

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

Senate Bill No. 258, by Holloway, to Committee on Agriculture.

Senate Bill No. 259, by Mrs. Looney, to Committee on Education.

Senate Bill No. 260, by Woods, to Committee on Municipal Corporations.

Senate Bill No. 261, by Joseph C. Looney, to Committee on Legal Advisory.

Senate Bill No. 262, by Gulager, to Committee on Fees and Salaries.

Senate Bill No. 263, by Hughey and Hill, to Committee on Public Buildings.

Senate Bill No. 179 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon,

Looney of Pontotoc, McPherrren, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrren, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 179 and ordered the same transmitted to the Honorable House.

Senate Bill No. 139 was read for the third time at length.



Senator Anglin moved that further consideration of the bill be indefinitely postponed. Motion lost.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Nichols, Ratliff, Reed, Wells, West. Total, 30.

Nays: Anglin, Leedy. Total, 2.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Nichols, Ratliff, Reed, Wells, West. Total, 30.

Nays: Anglin, Leedy. Total, 2.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 139 and ordered the same transmitted to the Honorable House.

Senate Bill No. 231 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Durant, Glasser, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johnson, Jones, Land, Leedy, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells. Total, 31.

Nays: Darnell, Langley. Total, 2.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Fenquay, Golobie, Holloway, Lillard, West. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Durant, Glasser, Gulager, Harvey, Hill, Hudson, Hughes, Hughey, Johnson, Jones, Land, Leedy, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells. Total, 31.

Nays: Darnell, Langley. Total, 2.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Feuquay, Golobic, Holloway, Lillard, West. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 231 and ordered the same transmitted to the Honorable House.

Senate Bill No. 199 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrren, Nichols, Ratliff, Reed, Wells, West. Total, 31.

Nays: Leedy. Total, 1.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobic, Harvey, Luttrell, Memminger. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Nichols, Ratliff, Reed, Wells, West. Total, 31.

Nays: Leedy. Total, 1.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 199 and ordered the same transmitted to the Honorable House.

Senate Bill No. 84 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown of Blaine, Brown of Love, Calvert, Carlock, Cordell, Durant, Glasser, Gulager, Harvey, Hill, Holloway, Hudson, Land, Lewis, Looney of Harmon, Looney of Pontotoc, McPherren, Nichols, Ratliff, Wells, West. Total, 22.

Nays: Bobo, Cline, Darnell, Hughes, Hughey, Jones, Langley, Luttrell, Memminger, Reed. Total, 10.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Cornett, Feuquay, Golobie, Johnson, Leedy, Lillard. Total, 6.



The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

Senator Gulager served notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 84 failed to pass.

House Bill No. 167 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobic, Harvey, Luttrell, Memminger. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The emergency having received the constitutional two thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 167 and ordered the same transmitted to the Honorable House.

House Bill No. 125 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherran, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherran, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 125 and ordered the same transmitted to the Honorable House.

House Bill No. 49 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherran, Nichols, Ratliff, Reed, Wells, West. Total, 31.

Nays: Glasser. Total, 1.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherrin, Nichols, Ratliff, Reed, Wells, West. Total, 31.

Nays: Glasser. Total, 1.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 49 and ordered the same transmitted to the Honorable House.

#### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 229, by Hudson of the Senate, and Ferrell, Boyer, Long, Simpson and Miller of the House—A Bill to be entitled, An Act fixing the number of deputies and employees in the office of the sheriff in all counties in the State of Oklahoma having a population of not less than 100,000 nor more than 115,000 inhabitants, according to the last decennial Federal Census; providing for the appointment thereof, and fixing the salaries thereof; and providing that



the county commissioners of such counties may purchase and furnish the sheriff's office two automobiles, and declaring an emergency.

Engrossed House Bill No. 122, by Vernon and Harper—A Bill to be entitled, An Act providing for all State Bank employees engaged or employed in the State banking business in the State of Oklahoma to give fidelity bonds for the faithful performance of their duties, and declaring an emergency.

Engrossed House Bill No. 215, by Thornsborough, Finley, Callahan, Tolbert, Sigler and Case of the House—An Act amending Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 17, 18, 22, 24, of Chapter 22, Session Laws of Oklahoma, 1917, entitled, An Act to provide for the formation of co-operative agricultural or horticultural associations, instituted for the purpose of mutual help and not having capital stock or conducted for profit, and for other purposes, and declaring an emergency, and referring to the numbers in the Compiled Statutes of Oklahoma, 1921, of the sections so amended, and for other purposes.

Engrossed House Bill No. 286, by Watson of Lincoln—A Bill to be entitled, An Act describing boundary lines of road overseers' districts and for collecting poll tax in counties having a population of not less than 33,400 and not more than 33,500, according to 1920 Federal Census, and declaring an emergency.

Engrossed House Bill No. 101, by Smith and Elam—An Act creating and establishing a County Superior Court and procedure; providing for a judge for said court; for the election, appointment, term of office and compensation of said judge; providing for a stenographer, and fixing his compensation; providing places for the sitting of said court; providing for assistant county attorneys, deputy court clerks and deputy sheriffs at Fairfax and Hominy, Oklahoma, and fixing their salaries, and abolishing County Court at Hominy and Fairfax, and declaring an emergency.

Engrossed House Bill No. 269, by Boyer and Pullen—A Act fixing the salaries of county officials in counties of the State of Oklahoma having a population of not less than 13,110 and not more than 13,120, according to the Federal census of 1920.

Engrossed House Bill No. 137, by Rossiter and Lewis, A Bill to be entitled, An Act repealing Section 436, of Article 2, of Chapter 10, of the Revised Laws of Oklahoma, annotated, 1910, relating to bi-annual elections in cities of the first class having a population of more than 5,889 and not to exceed 5,895, according to the last regular Federal Census; providing for the approval of all actions and procedure heretofore had and done by councils in all cities of the first class wherein one councilman was elected from each ward, instead of two councilman from each ward, and declaring an emergency.

Engrossed House Bill No. 246, by Ferrell of the House—An Act amending Section 1, of Chapter 113, of the Session Laws of 1919, relating to various colleges and universities to grant academic and professional degrees, and declaring an emergency.

Engrossed House Bill No. 203, by Miller of Tulsa, Long, Boyer, Singletary, Ferrell, Simpson and Phillips—A Bill to be entitled, An Act to provide for city planning commissions in cities and towns of this State; providing funds for same and defining the powers of such commissions; providing for approval of all plans, plats or replats of land in cities and towns, fixing a penalty for violation thereof, and declaring an emergency.

Engrossed House Bill No. 150, by Tolbert, Sigler and Cunningham—A Bill to be entitled, An Act amending Sections 4268, 4269, 4270 and 4272 of the Revised Laws of 1921, relating to the refunding of indebtedness of municipal corporations.

Engrossed House Bill No. 69, by Long and Pullen—A Bill to be entitled, An Act authorizing school boards to include in their estimate a levy for dental treatment.

Senator Looney of Pontotoc, on behalf of Special Committee for consideration of Senate Bill No. 24, reported as follows:

Mr. President:

We, your Special Committee, to whom was referred Senate Bill No. 24, by Memminger, entitled, An Act for the encouragement of raising sheep and their protection in the State of Oklahoma, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass with the amendments hereto attached:

LOONEY, J. C.  
HILL,  
MEMMINGER,  
Special Committee.

The amendments were read by the Clerk, as follows:

Amendment No. 1: By striking Section 2, and renumbering the Sections 3, 4, 5, 6 and 7, respectively, so that said sections will be 2, 3, 4, 5, and 6.

Amendment No. 2: In line 13, page 2, strike after the word "than" and before the word "dollars" the word "five" and insert in lieu thereof the word "three"; in line 15, strike the word "all" after the word "of" and before the word "damage"; in line 18, strike after the word "resolution" the rest of said line, and all of lines 1 and 2 on page 3.

Amendment No. 3: In line 9, page 3, strike after the word "of" the word "approval" and insert in lieu thereof the following: "imposing a license tax upon dogs by any board of county commissioners, pursuant to Section 2 of this Act."

Amendment No. 4: In line 15, page 3, by striking before the word "shall" the words "herein provided for" and inserting in lieu thereof the following: "As provided in Section 4 of this Act."

Amendment No. 5: On page 3, strike all of Section 4 and renumber Sections 5 and 6 as Sections 4 and 5.

Amendment No. 6: Strike all of Section 7, which is the emergency section.

On motion of Senator Looney, the report was adopted, and the Chair held that the action of the Senate in adopting the report was sufficient to adopt the amendments.

The President Pro Tempore presiding.

Senator Gulager moved that further consideration of Senate Bill No. 24 be indefinitely postponed.

On motion of Senator Glasser, the Gulager motion was tabled.

Senator Luttrell offered the following amendment:

Mr. President: I move to amend Senate Bill No. 24, line 14, page 2, by inserting after the word "tax," the words "which license tax shall be paid into the court fund of the county," and by striking all of Section 3 after the word "tax" in line 14.

LUTTRELL.

Senator Brown of Love moved that the vote by which the committee report was adopted be reconsidered, and that the bill be recommitted with instructions to redraft same in full.

Senator Looney made a point of order that the motion stated two questions.

The Chair held the point of order well taken.

Senator Brown moved to recommit the bill for further consideration. Motion lost.

Senator Fequay moved to table the Luttrell amendment. Motion carried.

Senator Brown offered the following amendment, which was lost:



Mr. President: I move to amend Senate Bill No. 24, page 3, by striking all of Sections 5 and 6.

BROWN (Love).

Senator Nichols was called to the Chair.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Reed:

Mr. President: I move to amend Senate Bill No. 24, line 2, page 1, by striking the words "for all intents and purposes" and substituting the following: "and subject to taxation as such."

GLASSER.

Senator Durant moved that the Senate adjourn. Motion lost.

Senator Gulager offered the following amendment, which was tabled on motion of Senator Memminger.

Mr. President: I move to amend Senate Bill No. 24, line 2, page 3, by striking Section 3.

GULAGER.

Senator Gulager offered the following amendment, which was tabled on motion of Senator Reed:

Mr. President: I move to amend Senate Bill No. 24, line 12, page 2, by inserting after the word "a" and before the word "charge," in line 14, "by placing on the ad valorem tax roll of each county the minimum tax value of \$10.00 for each dog.

GULAGER.

Senator Darnell offered the following amendment, which was tabled on motion of Senator Gulager:

Mr. President: I move to amend Senate Bill No. 24, line 9, page 2, by striking after the word "a" and before the word "collar" the word "metal."

DARNELL.

Senator Glasser offered the following amendment:

Mr. President: I move to amend Senate Bill No. 24 by striking Sections 2 and 3 and reincorporating Section 4 of the bill as Section 2.

GLASSER.

Senator McPherrren made a point of order that the amendment contains a motion to strike and to insert matter which is not germane to the matter stricken.

The Chair ruled that the amendment was divisible, and the question to strike would be voted upon first.

On motion of Senator Memminger, the motion to strike Sections 2 and 3 was tabled.

On motion of Senator Memminger, the motion to reincorporate section 4 was tabled.

The President presiding.

Senator Gulager offered the following amendment, which was tabled on motion of Senator Memminger:

Mr. President: I move to amend Senate Bill No. 24, line 12, page 2, by inserting after the word "impose," and in lieu of the rest of line 13 and lines 14, 15, 16, 17 and 18, the following: "By placing all dogs on personal ad valorem tax roll of each county, each dog at a value of \$5.00.

GULAGER.

Senator McPherrren moved that the bill be advanced to engrossment and third reading.

Senator Brown (Love), moved, as a substitute motion, that the bill be printed, as amended, and retain its place upon the Calendar.

The Chair held that the Brown motion was not a proper substitute for a motion to advance.

The vote recurring upon the McPherran motion, same was lost.

Senator Brown (Love), moved that the bill, with amendments, be printed and retain its place upon the Calendar. Motion carried.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred House Bill No. 164, by Hutson, Anderson and Cunningham, entitled, An Act authorizing the County Superintendent of Public Instruction to appoint one deputy in every county in the State of Oklahoma having a population of not less than 60,000 and not more than 65,000, according to the last preceding Federal Census, or any census ordered or authorized by the Board of County Commissioners of any county, fixing the salary thereof, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the bill was ordered printed and placed on the Calendar.

Senator Memminger, with unanimous consent, reported as follows on behalf of the Committee on Mines and Manufacturing:

Mr. President:

We, your Committee on Mines and Manufacturing, to whom was referred Senate Bill No. 172, by Langley of the Senate and Williams of the House, entitled, An Act authorizing taxing of minerals or mineral rights in or under any lands

within this State when the mineral is owned by a person, firm or corporation other than the owner of the surface of such land and on which no mineral has been produced or any gross production tax paid on minerals produced from such land for a period of one year, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

MEMMINGER, Chairman.

On motion of Senator Memminger, the bill was ordered placed on the Calendar.

Senator Langley moved that Senate Bill No. 172 be stricken from the Calendar. Motion carried.

At the request of Senator Jones, by unanimous consent. House Bill No. 164 was advanced to engrossment and third reading.

On motion of Senator Reed, Senate Bill No. 185 was advanced to engrossment and third reading.

Senator Jones moved that the rules be suspended and House Bill No. 164 be considered engrossed and placed upon third reading and final passage. Motion carried.

House Bill No. 164 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmor, Looney of Pontotoc, McPherrren, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Horner, Johns, Monk, Woods. Total, 4.



Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown of Blaine, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Glasser, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, McPherren, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Horner, Johns, Monk, Woods. Total, 4.

Excused: Barker, Frye. Total, 2.

Not voting: Brown of Love, Feuquay, Golobie, Harvey, Luttrell, Memminger. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 164 and ordered the same transmitted to the Honorable House.

On motion of Senator Hughes, Senate Bill No. 149 was advanced to engrossment and third reading.

On motion of Senator Hughes, Senate Bill No. 174 was advanced to engrossment and third reading.

On request of Senator Looney of Harmon Senate Bill No. 234 was by unanimous consent recommitted to the Committee on Prohibition Enforcement.

On request of Senator Reed, Senate Bill No. 114, by unanimous consent, was advanced to engrossment and third reading.

On request of Senator Luttrell, Senate Bills Nos. 191, 192, 193 and 194 were by unanimous consent advanced to engrossment and third reading.

Senator Woods was excused indefinitely on account of sickness.

Senator Cline moved to reconsider the vote by which the Senate had fixed its adjournment until Friday at 1:30 o'clock p. m. Motion lost.

Senator Gulager was excused until Monday.

On motion of Senator Hudson, the Senate adjourned.

THIRTY-NINTH LEGISLATIVE DAY.

Thursday, February 15, 1923.

No session.

## FORTIETH LEGISLATIVE DAY

Friday, February 16, 1923

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President.

On roll call, the following Senators were present:

Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Fenquay, Golobie, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff. Total, 32.

Absent: Glasser, Wells. Total, 2.

Excused: Anglin, Barker, Brown of Blaine, Durant, Frye, Gulager, Johnson, Reed, West, Woods. Total, 10.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Brown of Blaine was excused from the day's session on account of sickness.

Senator Reed was excused on account of sickness.

Senators Durant and Johnson were excused until Monday.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 193, 174, 149, 185, 114, 194, 192, 191 and Senate Resolution No. 12 correctly engrossed.



The President signed the engrossed copy of Senate Resolution No. 12, and ordered the same referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolutions Nos. 10 and 11 correctly enrolled.

The President signed the enrolled copies of Senate Resolutions Nos. 10 and 11 and ordered same transmitted to the Secretary of State for permanent record.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 86, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 57, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your Honorable body, that I have today signed enrolled copy

of Senate Bill No. 70, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate of the Ninth Oklahoma Legislature:

I hand you herewith for your consideration, and the consideration of the Honorable members of the House of Representatives of the Ninth Oklahoma Legislature, the within message.

Very respectfully,

J. C. WALTON,  
Governor.

#### GOVERNOR'S MESSAGE.

To the Honorable Ninth Legislature of Oklahoma:

I beg to remind you that about one-half of the time of your session has passed; that it is beyond my prerogative to attempt to coerce or compel you to pass any given legislation; that I have conferred with you as individual members and have at all times sought to conciliate and harmonize your action; that I have no intention or purpose by this message to improperly urge you to pass any measure you are not disposed to pass. Any effort on my part as Chief Executive to coerce you would be promptly resented by you. A broad distinction should be made between the effort of the Governor to "club" a Legislature to action and to outline, as is my duty and prerogative, the enactment of certain laws to which the dominant party of this State is absolutely pledged by its platform and which I conceive to be desired by the great majority of the people of this State.

I have pointed out the difference between political taxation and industrial taxation. My messages heretofore have

had to do with both of these forms of taxes, but particularly with the industrial tax from which our farmers and laborers are suffering. About one year ago there met at Shawnee 752 representatives of the farmers and laborers of this state. They published to the world certain demands which they believed would relieve or tend to relieve the distress of these two great classes of our citizens, which constitute the basis of our society, our government and our industries.

Thereafter about nine-tenths of their demands were incorporated into the platform of the Democratic party in regular convention assembled at Oklahoma City. On this most progressive platform, I, as Governor, and the great majority of you, were elected. If the voice of the people be the voice of God, then we are called to enact into law these demands. I can only speak for myself as regards this duty, and each of you must answer for himself. As for me, I shall answer to the rank and file of the people of this State, and I cannot feel that I have discharged my full duty without again urging upon you to lay aside factionalism among yourselves and whatever may divide you, and with the greatest expedition consistent with sound laws to enact into law these great demands of the people.

I entreat that you distinguish between that which is important and unimportant, that which is essential and which is non-essential in your debates and with reference to your time. We are met with the sophistry that prosperity is not a matter of legislation. I have pointed out to you in my messages heretofore that the legislation desired has to do primarily with our economic ills, which, if remedied, will redound to the prosperity of our basic industries and thereby to the remainder of society. It has been conceived on my part as proper to point out these evils and to recommend, in outline only, the remedies, without invading your province of preparing specific bills. Several bills are now pending on some of these subjects. Some of the matters I have recommended will require constitutional amendments to accomplish. As to these,

I ask that the proper resolutions be passed for such submission.

Without attempting to outline as fully as heretofore in my messages, and at the expense of repetition, I now and again urge upon you the following:

1.

The establishment of warehouses and line and terminal elevators to be built by the aid of the State so that the cotton, wheat and other products of the farmers may be stored, a credit established for them on warehouse receipts, and their products sold at the highest price on the markets of the world, eliminating the industrial tax on the same whereby a spread of middleman's profit of about one-third shall be saved to our farmers.

2.

Labor legislation to include damages for death under the Compensation Law, and other amendments in line with the Ohio law.

3.

A suitable bonus for our ex-service men.

4.

The building of good roads cheaply by permitting adjacent land owners to form road-building districts and to build good roads with federal aid and that of the state; and using the cement from the state cement plants at cost; and crushed rock from rock-crushers owned by the state; and authorizing the Highway Commissioner and county authorities to employ all labor and construct roads without the intervention of contractors, and by all these means to prevent the possible graft in road construction and enable our State to have cheaply built roads.



5.

Preventing the unconscionable profiteering now being carried on in connection with packing plants by livestock yards companies in the sale of hay and grain for livestock and regulating rates of commissions, yardage, dockage, etc.

6.

Sustaining the Bank Guaranty Law by proper amendments providing for a system of credit based on the assets and resources of State banks and their stockholders, such credits to be made as liquid and stable as may be by law, such credits to be used for the immediate payment of distressed depositors in failed banks; and protecting our banks from thieves within by the most stringent penal statutes. And also the creation of a board or other functionary by which all State funds and the public funds of each county shall be allocated to all solvent banks, particularly with the view to aiding the farmers in harvest time, when extended credit is required, and prohibiting the monopoly of State funds by certain larger banks.

7.

The furnishing by the State of school text books free to the pupils of the State.

8.

Passage of proper resolutions to amend the Constitution so that women may be eligible to all offices.

9.

Establishing a Bureau of Statistics for the oil and gas industry to protect independent oil producers and the State in the sale of its royalties against the arbitrary control and depression of prices by the world monopoly.

10.

Amending the co-operative laws, to the end that both producing and consuming co-operative associations may func-

tion successfully in this State; creating a department of cotton gin utilities in the Corporation Commission; and an anti-discrimination law, both as to buying and selling, which will prevent any person, firm or corporation from buying or changing any commodity at a lower rate in one section, community, or city than the price for such commodity or service in any other section, community or city, freight rates being equalized.

## 11.

Preventing public utilities from rendering their property for ad valorem taxation at a smaller valuation than that on which they receive rates fixed by the Corporation Commission, and regulating them and particularly railroad corporations in the matter of enjoining the collection of taxes which have heretofore interfered with our public schools, until such time as the gross receipts tax on corporations can be enacted.

## 12.

Providing that every child or person in the State in need of a major surgical operation or medical treatment by experts, which cannot be procured by the local physician and which child or person is not financially able to procure the same, be permitted to come to the State University Hospital and receive the same, which can be done by additions to the State University Hospital and at an expense of about \$15.00 per week to be automatically charged back to the county from which such person came; and establishing a farm for liquor and drug addicts.

## 13.

Both temporary and permanent relief of the congested court docket of the Supreme Court.

## 14.

Revising our educational system in line with the splendid Educational Survey of Oklahoma made by the Federal Gov-

ernment; and adopting the tried, efficient, successful, progressive and up-to-date system of taxing the gross receipts of corporations now in use in the great State of California. I particularly urge the Joint Resolution for amending our Constitution to these ends.

15.

I absolutely favor the enactment by the Honorable body of a Presidential primary law for the State of Oklahoma. Experience in the past has shown the necessity of such law. Our present State primary law has its defects, but I believe it is an improvement over the old caucus system and is the best means yet devised for an honest expression of the whole people as to their candidates. By the same token and by the same logic a Presidential primary law will enable the whole people of the State to express their preference for the nominees of the respective parties for President. Thereby this matter will be removed from party bosses. While the people as a whole may make some mistakes as to their choice and as to their government, I believe their wishes expressed at the ballot box and honestly counted, is the very foundation stone of our government.

Honest differences of opinion will arise among you as to these various matters and as to the particular forms of these measures. However, it is the substance of these things to which we should look, and which we must accomplish. Let me admonish you to the performance of these great tasks whereunto you as well as myself have been called by the people of this great State.

The power given to Congress by the Constitution to coin money and particularly to regulate the value thereof, its power over interstate commerce and in many other ways directly affecting the needs and suffering of our people make it proper, in my opinion, for this Legislature to memorialize Congress as to certain matters. We can at least thereby call the attention of Congress to, and show our position upon,

certain national questions which directly and indirectly affect our State.

Perhaps there are various reasons why Henry Ford's offer to take over Muscle Shoals project should be accepted. Among them is the fact that the farm lands of the Southern States are very rapidly becoming impoverished, one of the greatest problems of the States of the Southwest today being the question of fertilizing their lands, great amounts being expended for fertilization. Our farm lands in Oklahoma are newer and this demand for fertilizer is not so acute at this time, but our lands are being depleted each year. I believe that Muscle Shoals, under the management of Henry Ford, would mean much to all Southern States in the way of cheaper fertilizers, and therefore recommend that Congress be memorialized to accept this proposition.

I understand that one purpose of the Federal Reserve Act was that the currency of the country could be expanded and contracted in a reasonable way to accommodate the demands of business; that the farmer or business man could give his note with good security on his property, and through a member bank, fresh, new money would be issued and thereby put into circulation expanding the currency. A great expansion of the currency was made an incident to the needs of the great war. Instead of contracting the currency gradually to a reasonable point, I am advised that four billion six hundred million of dollars was taken from our circulation by the orders of the governors of the Federal Reserve Banking System, causing the well-known collapse of business and the bottom to fall out of the prices of farm produce and precipitating a labor war, all of which are fresh in the memory of us all. This is perhaps the crime of all the ages. The weakness of the law seems to be the fact that these things did occur. As the dollar went up in value, wheat, cotton and every other product went down. The farmer who mortgaged his land when the currency was expanding and his wheat worth \$2.50 per bushel, is now paying that mortgage with wheat worth less



than half as much. He is paying his debts with two-dollar dollars. By said sudden contraction of the currency the owner of money, of bonds, of mortgages and all credits found his wealth arbitrarily doubled, even trebled, almost overnight, but, on the other hand, all products of the soil were relatively depreciated. The loop-hole in the law seems almost to defeat its purpose. The destruction wrought thereby not only upon the farmer and laborer, but on the business man, has been and is, in my opinion, one of the most virulent financial depressions in our history. I believe that Congress and the national administration ought to remedy this matter. I can only speak of known facts and conditions and refer to desired results. Therefore, I recommend that you memorialize Congress to so amend the banking act that there may be a reasonable expansion of our currency at once and that violent and extraordinary contractions of our circulating medium cannot hereafter occur to the distress of the many and the enrichment of the few.

I recommend also that you memorialize Congress to repeal the "Esch-Cummins Law," whereby a limited guarantee is made to the railroads of this country and thereby the owners of the railroad property, stocks and bonds are favored by the Government, whereas Congress refuses to pass the "Ladd Bill," which guarantees the price of corn, cotton and wheat to the farmers.

I recommend that you memorialize Congress also in opposition to the Ship Subsidy Bill, whereby it is sought to mulct the Government in large sums for the benefit of the shipping interests; and that Congress be memorialized to exempt farmers' co-operative and other associations from a purview of the "Sherman Anti-Trust Law" and its amendments.

Respectfully submitted,

J. C. WALTON,  
Governor.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate that the House of Representatives has reconsidered the vote by which they refused to concur in Senate amendments to

House Bill No. 89 and have now decided to concur in the Senate amendments to House Bill No. 89, entitled:

“An Act validating certain acknowledgments relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency.”

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 68, by Elam and Smith, entitled:

“An Act fixing the salaries of county officials in counties having a population of not less than 36,536, and not over 36,600, as now or hereafter shown by the last Federal census.”

Enrolled House Bill No. 89, by Gray, entitled:

“An Act validating certain acknowledgments relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bill Nos. 89 and 68, and ordered same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Concurrent Resolution No. 11, by McBee, entitled:

“Memorial to the Congress of the United States of America.”

Engrossed House Bill No. 140, by Watkins, Callahan, et al, entitled:

“An Act providing aid for weak school districts, making appropriation for the year ending June 30, 1923, and the year ending June 30, 1924, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

House Concurrent Resolution No. 11 was read at length by the Clerk and was referred to Senator Lewis for consideration and report.

Senator Holloway, on behalf of the Committee on Education, reported as follows:

Mr. President:

We, your Committee on Education, to whom was referred Engrossed House Bill No. 72, by Watkins of the House and Cline of the senate, entitled, An Act amending Section 10,368,

Bunn Compiled Oklahoma Statutes, 1921; An Act providing for an oath or affirmation of allegiance to be taken by all teachers in the public, private, parochial or denominational schools, by re-enacting said section with certain exceptions added thereto, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 259, by Mrs. Looney, entitled, An Act to provide for payment out of the county general fund for grading eighth grade examination papers, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 224, by Cline of the Senate, and Franks, Bell and Watkins of the House, entitled, An Act amending Section 10412, Chapter 86, Article 10, of the Compiled Statutes of Oklahoma, 1921, relating to powers of boards of education, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.



On motion of Senator Holloway, the bill was ordered printed and placed on the Calendar.

Senator Langley, on behalf of the Committee on Hospitals and Charities, reported as follows:

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 233, by McPherren, Holloway, Woods, Nichols, Anglin, Monk, Lillard, Langley, Calvert, Looney of Harmon and Looney of Pontotoc of Senate, and Brice, Adams, Hoover, Robertson, Moothart, Bremer, Lightner, Watson, Bayless, Jones, Mitchell, McBee and Anderson of House, entitled, An Act making an appropriation for the erection of a cottage or cottages for the use of crippled children, providing for their education, sustenance, medical and surgical treatment and a method of safeguarding donations, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill referred to Committee on Appropriations.

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 235, by Darnell, Brown (of Love) and Bobo of the Senate, and Bremer, Pullen and Harper of the House, entitled, An Act to create and legalize revolving funds for the three state tuberculosis sanitoriums, located at Clinton, Sulphur and Talihina; providing for additions or accretions thereto and for the maintenance of such funds, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the bill was ordered printed and placed on the Calendar.

Senator Looney of Harmon, on behalf of the Committee on Prohibition Enforcement, reported as follows:

Mr. President:

We, your Committee on Prohibition Enforcement, to whom was referred Senate Bill No. 234, by Cordell, entitled, An Act making it unlawful to possess any liquor, the sale of which is prohibited by the laws of Oklahoma; fixing a penalty for the violation thereof; repealing Section 6999, of Chapter 52, Article 1, of the Compiled Statutes of 1921, relating to the possession of spirituous, vinous, fermented or malt liquors, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

MRS. LOONEY, Chairman.

On motion of Senator Looney, the bill was ordered printed and placed on the Calendar.

Senator Cline, as Chairman of the Committee on Municipal Corporations, moved that Senate Bill No. 135 be printed and placed upon the Calendar, in accordance with the report of said committee on a previous legislative day. Motion carried.

### FIRST READING.

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

Senate Bill No. 271, by Luttrell—An Act providing for the recovery of attorneys' fees to be taxed as a part of the cost in action upon contracts of insurance and of indemnity, and declaring an emergency.

Senate Bill No. 272, by Committee on Education—An Act providing equality of opportunity for education in rural school districts and for the levy and distribution of school funds; creating county boards of education for county school districts, and providing for the election of county superintendents of public instruction; creating school reserve funds and making an appropriation therefor; when a majority vote of the legal electors in any county, excepting the cities, authorizes the organization of the county school district.

Senate Bill No. 273, by Looney of Pontotoc—A bill to be entitled, An Act to prevent fraud and corruption in making, procuring and submitting initiative and referendum petitions; providing penalties for violation thereof, and declaring an emergency.

Senate Bill No. 274, by the Senate Committee on Education—An Act repealing certain sections and amending certain sections of Article 18, Compiled Oklahoma Statutes, 1921, and repealing Section 10802, Compiled Oklahoma Statutes, 1921, relating to the examination of teachers, and providing for a grading committee in the office of the State Superintendent of Public Instruction, stating its duties, declaring remuneration, and determining the manner of holding examinations.

Senate Bill No. 275, by Memminger of the Senate, and Thornsborough and Eastridge of the House—An Act providing for the recall of elected officers of the State, District and Counties of the State of Oklahoma, except those subject to impeachment under the Constitution.

Senate Bill No. 276, by Harvey of the Senate and Howe of the House—An Act authorizing in counties having a population of not less than 13,550 nor more than 13,600, according to the last preceding Federal Census, the appointment of one or more deputies in the office of county clerk, county treasurer and county superintendent of public instruction, fixing the salaries therefor, repealing all laws in conflict herewith, and declaring an emergency.

Senate Bill No. 277, by Horner—An Act amending Section 9725, of Article 9, Chapter 84, of the Compiled Oklahoma Statutes, 1921, relating to delinquent personal taxes, and the procedure for collection therefor, and declaring an emergency.

Senate Bill No. 278, by Harvey (by request)—An Act regulating the sale of pork, beef, veal, lamb and mutton; providing penalties for violation thereof, and declaring an emergency.

### SECOND READING.

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

Senate Bill No. 264, by Memminger, to Committee on Insurance.

Senate Bill No. 265, by Brown and Johnson, to Judiciary Committee No. 1.

Senate Bill No. 266, by Durant and Brown (Blaine), to Judiciary Committee No. 1.

Senate Bill No. 267, by Gulager, to Committee on Insurance.

Senate Bill No. 268, by Feuquay, to Committee on Roads and Highways.

Senate Bill No. 269, by Johnson, to Judiciary Committee No. 1.

Senate Bill No. 270, by Committee on Education, to Committee on Fees and Salaries.

House Bill No. 269, by Boyer and Pullen, to Committee on Fees and Salaries.

House Bill No. 137, by Rossiter and Lewis, to Committee on Municipal Corporations.

House Bill No. 246, by Ferrell, to Committee on Education.



House Bill No. 203, by Miller of Tulsa, Long, Boyer, Singletary, Ferrell, Simpson and Phillips, ordered printed and placed on the Calendar without reference to Committee.

House Bill No. 150, by Tolbert, Sigler and Cunningham, to Committee on State and County Affairs.

House Bill No. 69, by Long and Pullen, to Committee on Education.

House Bill No. 229, by Hudson of the Senate, and Ferrell, Boyer, Long, Simpson and Miller of the House, placed on Calendar without reference to Committee; not to be printed.

House Bill No. 122, by Vernon and Harper, to Committee on Banks and Banking.

House Bill No. 215, by Thornsbrough, Finley, Callahan, Tolbert, Sigler and Case, to Committee on Agriculture.

House Bill No. 286, by Watson of Lincoln, to Committee on Roads and Highways.

House Bill No. 101, by Smith and Elam, to Judiciary Committee No. 2.

Senator Carlock moved that Senate Bill No. 184 be stricken from the Calendar and referred to the Committee on Appropriations. Motion carried.

On motion of Senator Jones, Senate Joint Resolution No. 17 was advanced to engrossment and third reading.

On request of Senator Horner, Senate Bill No. 174 was, by unanimous consent, advanced to engrossment and third reading.

The following message from the Honorable House of Representatives was received and read a length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 49, by Thompson of Canadian, entitled:

“An Act for the eradication of predatory animals; permitting county commissioners to co-operate with the Bureau of Biological Survey of the United States Department of Agriculture.”

Enrolled House Bill No. 167, by Committee on Appropriations, entitled:

“An Act making emergency appropriation for repairs and extension of the heating plant and sewerage system at the Panhandle Agricultural and Mechanical College at Goodwell, Oklahoma, and declaring an emergency.”

Enrolled House Bill No. 164, by Hutson, Anderson and Cunningham, entitled:

“An Act authorizing the county superintendent of public instruction to appoint one deputy in every county in the State of Oklahoma having a population of not less than sixty-two thousand and not more than sixty-five thousand, according to the last preceding Federal Census, or any census ordered or authorized by the board of county commissioners of any county, fixing the salary thereof, and declaring an emergency.”

Enrolled House Bill No. 125, by Van Dall, entitled:

“An Act authorizing county assessors in counties having a population of not less than 27,000 or more than 27,100, according to the last preceding Federal Census, or any other legal census ordered or authorized by the board of county commissioners, to appoint one additional deputy county assessor, whose salary shall be fixed by the board of county commissioners, not to exceed Fifteen Hundred (\$1,500.00) Dollars per annum; and authorizing the sheriff in such counties to appoint two additional deputies, whose salaries shall be fixed by the board of county commissioners not to exceed Fifteen Hundred (\$1,500.00) Dollars per annum; and au-

thorizing the county attorney in such counties to appoint one stenographer who shall have the qualifications of a court reporter, whose salary shall be fixed by the board of county commissioners, not to exceed the sum of Fifteen Hundred (\$1,500.00) Dollars per annum, and to allow and provide for the payment by the county, and hereby repealing laws conflicting herewith, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bills Nos. 49, 167, 164 and 125 and ordered the same returned to the Honorable House.

The President instructed the Sergeant-at-Arms to make observations about the corridors and committee rooms and bring the Senators into the Chamber under the call of the house.

Senate Bill No. 191 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Ratliff. Total 29.

Nays: None.

Absent: Glasser, Wells. Total, 2.

Excused: Anglin, Barker, Brown of Blaine, Durant, Frye, Gulager, Johnson, Reed, West, Woods. Total, 10.

Not voting: Harvey, Lillard, Nichols. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherron, Memminger, Monk, Nichols, Ratliff. Total, 31.

Nays: None.

Absent: Glasser, Wells. Total, 2.

Excused: Anglin, Barker, Brown of Blaine, Durant, Frye, Gulager, Johnson, Reed, West, Woods. Total, 10.

Not voting: Harvey. Total, 1.

The emergency having received the constitutional two-third majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 191 and ordered the same transmitted to the Honorable House.

#### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 140, by Watkins, Callahan, et al.—An Act providing for aid for weak school districts, making appropriation for the year ending June 30, 1923, and the year ending June 30, 1924, and declaring an emergency.



Senator Holloway was called to the Chair.

Senator Looney of Harmon asked unanimous consent to take up Senate Bill No. 222 for immediate consideration.

Senate Bill No. 222 was read by the Clerk.

Senator Looney of Harmon offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 222 by inserting between Section 2 and Section 3, the following: "All acts and parts of acts in conflict herewith are hereby repealed," the above to be numbered Section 3, and Section 3 as the bill is printed to become Section 4.

MRS. LOONEY.

Senator Lillard offered the following amendment, which was lost.

Mr. President: I move to amend Senate Bill No. 222, line 3, page 1, by inserting after the word "erecting" and before the word "a" the words "or improving."

LILLARD.

Senator Cline offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 222, line 3, page 1, by inserting after the word "house" the words "at the county seat."

CLINE.

Senator Hughes offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 222, line 3, page 1, by adding after the word "erect" and before the word "a," the words "or rebuild."

HUGHES.

Senator Langley offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 222, line 7, page 2, by adding after the word "mills" the following: "Provided this Act shall not affect or impair the provisions of Chapter 209, Session laws of Oklahoma, 1919, or Chapter 80, Session Laws of 1921."

LANGLEY.

On motion of Senator Looney of Harmon, Senate Bill No. 222 was advanced to engrossment and third reading.

Senator Cordell moved that Senate Bill No. 170, on page 12 of the Calendar, be advanced to engrossment and third reading. Motion carried.

The President presiding.

Senate Bill No. 200 was taken up for further consideration.

Section 3 was read by the Clerk.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 200, line 6, page 5, by striking the word "revoking" and inserting in lieu thereof "violating."

FEUQUAY.

Senator Hughes offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 200, page 5, by adding after Section 3, "provided that no person shall inform against anyone violating this Act, except his wife, guardian of said children or those having said minor children in charge, or a public officer of the county "

HUGHES.

Senator Langley offered the following amendment, which was tabled on motion of Senator Cline:

Mr. President: I move to amend Senate Bill No. 200, line 13, page 4, by striking the word "court" and adding in lieu thereof the words "Governor of the State."

LANGLEY.

On motion of Senator Feuquay, the bill as amended was advanced to engrossment and third reading.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Joint Resolution No. 17 correctly engrossed.

Senate Joint Resolution No. 17 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff. Total, 30.

Nays: Leedy. Total, 1.

Absent: Glasser, Wells. Total, 2.

Excused: Anglin, Barker, Brown of Blaine, Durant, Frye, Gulager, Johnson, Reed, West, Woods. Total, 10.

Not voting: Harvey. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown of Love, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Golobie, Hill, Holloway,

Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff. Total, 30.

Nays: Leedy. Total, 1.

Absent: Glasser, Wells. Total, 2.

Excused: Anglin, Barker, Brown of Blaine, Durant, Frye, Gulager, Johnson, Reed, West, Woods. Total, 10.

Not voting: Harvey. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 17 and ordered the same transmitted to the Honorable House.

Senator Hudson moved that the Senate now resolve itself into executive session for the purpose of considering matters of a confidential nature upon the President's table. Motion carried.

The Senate reconvened in open session and the Chair announced the following confirmations:

A. C. Barrett—District Judge of the Fourteenth Judicial District.

Edgar R. Fenton—Member of the State Industrial Commission.

Frank A. Kerr—Factory Inspector.

Orlando B. Swain—Employer Member of State Board of Arbitration and Conciliation.

L. N. Trieb—Labor Member of State Board of Arbitration and Conciliation.

James Templeton—Labor Member of State Board of Arbitration and Conciliation.



Bert M. Draper—Employer Member of State Board of Arbitration and Conciliation.

John Cooper—Farmer Member of State Board of Arbitration and Conciliation.

O. L. Martin—Farmer Member of State Board of Arbitration and Conciliation.

Mrs. J. N. Schwoerke, Member of Board of Regents for the University of Oklahoma.

Senator Cline moved that Senate Bill No. 140 be advanced to engrossment and third reading. Motion carried.

Senator Calvert moved that Senate Bill No. 209 be made a special order of business for 3:00 o'clock Wednesday afternoon. Motion carried.

Senator Memminger, with unanimous consent, introduced Senate Concurrent Resolution No. 15.

By unanimous consent, the rules were suspended and the Resolution taken up for immediate consideration.

Senate Concurrent Resolution No. 15 was read at length by the Clerk, as follows:

SENATE CONCURRENT RESOLUTION NO. 15.

By Memminger of the Senate and White of the House.

Memorializing Congress of the United States to Enact into Law the Norris-Sinclair Bill, Creating the Farmers and Consumers' Government Financing Corporation.

WHEREAS, the deflation in prices farmers have received during the past three years for their crops, due to causes over which they have no control, has cost farmers about Twenty Billion Dollars; and

WHEREAS, the farmers of the nation as a whole are today so heavily in debt that they cannot pay interest charges, and merely extending more credit to farmers will aggravate their present poverty, and result in greater hardship and suffering;

BE IT RESOLVED by the Senate and House of Representatives concurring therein, that we urge Congress immediately to enact the Norris-Sinclair Marketing Bill (S. 4050-H. R. 12966), creating the Farmers' and Consumers' Government Financing Corporations to buy farm products in the United States and to sell them here and abroad, in order to increase the prices farmers receive for their products and to decrease the price that consumers pay, therefore, believing this measure to be essential to save American farmers from disaster; and further,

BE IT RESOLVED, that we request both United States Senators and the Congressmen from this State actively to work for and vote for this bill, and that a copy of the Resolution be sent each of the Congressional delegation from this State and both U. S. Senators, the President of the United States, Congressman Frank W. Mondell and Finis J. Garrett, respectively, Majority and Minority Leaders of the House of Representatives, and Senators Henry Cabot Lodge and Oscar W. Underwood, respectively, Majority and Minority Leaders in the United States Senate.

On motion of Senator Memminger, the resolution was adopted as read and referred to the enrolling and engrossing department for engrossment.

Senator Looney of Harmon presented an invitation from the Brotherhood of the First Presbyterian Church of Oklahoma City to the Senate to attend Bible Class on Sunday, February 18th.

Senator Feuquay moved that when the Senate shall adjourn it adjourn until 10:30 a. m., Saturday.

Senator Feuquay made a point of order that there was not a quorum present, and upon roll call such was proven to be a fact.

On motion of Senator Hudson, the Senate adjourned under the rules until Monday.

FORTY-FIRST LEGISLATIVE DAY.

Saturday, February 17, 1923.

No session.

## FORTY-SECOND LEGISLATIVE DAY.

Monday, February 19, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 40.

Absent: Harvey. Total, 1.

Excused: Barker, Hudson, Woods. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 15 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Concurrent Resolution No. 15 and ordered the same transmitted to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 140, 173, 200, 170 and 222 correctly engrossed.



Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 12 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 12, and ordered the same transmitted to the Secretary of State for permanent record.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 5, by Cordell, entitled, A Bill entitled, An Act making an appropriation for the purpose of aiding union graded and consolidated school districts; providing for the distribution of such money, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 79, by Williams, entitled, An Act amending Section 4, Chapter 48, of the Session Laws of the State of Oklahoma, 1919, relating to penalties for delinquent taxes on property in cities; providing for the disposition of penalties on property within cities having a population of not less than 5,000 and not more than 5,020, according to the Federal Census of 1920, and declaring an emergency, beg leave to report that we had the same under con-

sideration and herewith return the same with the recommendation that it do not pass, for the reason that the same is unconstitutional and that the Attorney General has rendered an opinion so holding.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted.

Senator Hughes, on behalf of the Committee on Revenue and Taxation, reported as follows:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 123, by Dixon and Thompson of the House, entitled, A Bill to be entitled, An Act amending Section 9745, of the Compiled Oklahoma Statutes of 1921, Annotated, relative to sale of real estate by the county treasurer at re-sale, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your committee on Revenue and Taxation, to whom was referred Senate Bill No. 218, by Gulager, entitled, An Act amending Section 7407, 7408, 7409, 7410, 7411, 7412, of Chapter 72, Article 9, of the Revised Laws of the State of Oklahoma, 1910, to pay delinquent taxes, and the procedure therefor, repealing all laws in conflict therewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 236, by Glasser, entitled, An Act amending Section 470, of the 1910 Revised Laws, the same being Section 4407, of the Compiled Oklahoma Statutes, 1921, providing the method and manner of levying assessments for sewers, and the interest thereon, in municipalities, the collection, payment and disposition thereof, and establishing a lien against the property charged therewith, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 243, by Lillard, entitled, An Act relating to unclaimed refunds in the hands of the Corporation Commission from rebates paid to said Commission under their order, and unclaimed after a period of six months, and providing an escheat to the municipality, town, city or county in which the citizens resided who paid the charges made, and upon which the rebate was ordered paid, repealing Sections 3474 and 3478, Chapter 15, Article 1, of the Compiled Oklahoma Statutes, 1921, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of **Senator Hughes**, the bill was ordered printed and placed on the Calendar.

### FIRST READING.

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

Senate Bill No. 279, by Committee on Education—A Bill to be entitled, An Act amending Section 10291, of the Compiled Oklahoma Statutes, 1921, relating to the State Board of Education.

Senate Bill No. 280, by Calvert and Golobie (by request)—An Act amending Section 5533, Compiled Oklahoma Statutes, 1921, relating to railroad crossings, bridges and culverts.

### SECOND READING.

The following bills were reading for the second time and referred to the Committees indicated:

Senate Bill No. 271, by Luttrell, to Judiciary Committee No. 2.

Senate Bill No. 272, by Senate Committee on Education to Committee on Education.

Senate Bill No. 273, by Looney (Pontotoc), to Committee on Constitution and Constitutional Amendments.

Senate Bill No. 274, by Senate Committee on Education, to Committee on Education.

Senate Bill No. 275, by Memminger of the Senate and Thornsborough and Eastridge of the House, to Committee on State and County Affairs.

Senate Bill No. 276, by Harvey of the Senate and How of the House, to Committee on State and County Affairs.



Senate Bill No. 277, by Horner, to Committee on Revenue and Taxation.

Senate Bill No. 278, by Harvey (by request), to Committee on Agriculture.

House Bill No. 140, by Watkins, Callahan, Wooten, Tier, McBee, Jones, Watson (Pottawatomie), Treadway, Brumley, King, Lowry, Stewart, Thornley, Windle, Bremer, Montgomery, Mitchell, of the House, and Memminger of the Senate, to Committee on Education.

On motion of Senator Carlock, Senate Bill No. 250 was stricken from the Calendar and referred to the Committee on Appropriations.

Senator Brown (Love) moved to reconsider the vote by which Senate Bill No. 63 failed to pass.

A roll call on the motion was demanded, and resulted as follows:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Darnell, Durant, Fenquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughey, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Ratliff, Reed, West. Total, 24.

Nays: Carlock, Cline, Cordell, Cornett, Glasser, Hughes, Johns, Leedy, Lillard, Luttrell, McPherrren, Memminger, Monk, Nichols, Wells. Total, 15.

Absent: Harvey. Total, 1.

Excused: Barker, Hudson, Woods. Total, 3.

Not voting: Johnson. Total, 1.

The motion to reconsider was declared carried.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Darnell, Feuquay, Frye, Golobic, Gulager, Hill, Holloway, Horner, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Ratliff, Reed, West. Total, 22.

Nays: Carlock, Cline, Cordell, Cornett, Durant, Glasser, Hughes, Hughey, Johns, Leedy, Lillard, Luttrell, McPherren, Memminger, Monk, Nichols, Wells. Total, 17.

Absent: Harvey. Total, 1.

Excused: Barker, Hudson, Woods. Total, 3.

Not voting: Johnson. Total, 1.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared to have failed of passage.

The hour of 2:00 o'clock having arrived, Senate Bill No. 37, special order of business for that hour, was taken up for consideration.

Section 1 was read and adopted by unanimous consent.

Section 2 was read by the Clerk.

Senator Gulager offered the following amendment, which was tabled on motion of Senator Memminger:

Mr. President: I move to amend Senate Bill No. 37, line 4, page 1, by striking the word "farmers" "

GULAGER.

Senator Looney (Pontotoc) offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37 by striking out the words "State Board of Agriculture" wherever they appear and inserting in lieu thereof "State Market Commission."

J. C. LOONEY.

The President presiding.

Senator Nichols moved that further consideration of the amendment and of Section 2 be postponed until after the consideration of the rest of the bill.

Senator Anglin moved, as a substitute motion, to table the Looney amendment.

Senator Looney made a point of order that a motion to table cannot be made as a substitute motion for the one before the house.

The Chair held that the motion to table would supersede the motion to temporarily postpone, and was therefore in order.

The vote recurring upon the motion to table, the same prevailed.

Senator Gulager offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37, line 12, page 2, by inserting after the word "agriculture" and before the word "livestock," in line 13, the words "crude or refined oil."

GULAGER.

On motion of Senator Memminger, the Gulager amendment was tabled.

Senator Durant offered the following amendment, which was tabled on motion of Senator Holloway:

Mr. President: I move to amend Senate Bill No. 37, line 2, page 2, by inserting the words "lead and zinc ores."

DURANT.

On motion of Senator Carlock, Section 2 was adopted as read.

Section 3 was read by the Clerk.

Senator Brown (Love) offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 37, line 12, page 3, by striking, after the word "exceed," all of the remainder of the line, and by substituting the following words and figures in lieu thereof, "Three Thousand Dollars (\$3,000.00)."

BROWN (Love).

Senator Brown (Love) offered the following amendment, which was tabled on motion of Senator Looney (Pontotoc):

Mr. President: I move to amend Senate Bill No. 37, lines 17 and 18, page 3, by striking after the word "of" all of the remainder of line 17 and all of line 18 before the word "dollars," and by substituting the following in lieu thereof, "twenty-five hundred."

EARL A. BROWN.

On motion of Senator Looney (Pontotoc), Section 3 was adopted as read.

Section 4 was read by the Clerk.

Senator Gulager offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37, line 17, page 4, by inserting after the word "act" and before the word "warehouse" the words "In no event shall any salary be paid said employees in excess of \$1,200.00 per year."

GULAGER.

Senator Feuquay offered the following amendment to the amendment, which was accepted by Senator Gulager:

Mr. President: I move to amend the Gulager amendment by substituting \$1,500.00 instead of \$1,200.00.

FEUQUAY.



Senator Looney (Pontotoc) moved to table the amendment as amended, and a roll call was demanded, which resulted as follows:

Ayes: Anglin, Bobo, Cordell, Cornett, Darnell, Golobie, Holloway, Hughey, Johns, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), McPherran, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 21.

Nays: Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Durant, Feuquay, Frye, Glasser, Gulager, Hill, Hughes, Johnson, Jones, Land, Luttrell, Wells. Total, 17.

Absent: Harvey. Total, 1.

Excused: Barker, Hudson, Woods. Total, 3.

Not voting: Horner, Lewis. Total, 2.

The motion having received the majority of all votes cast, the amendment was declared tabled.

On motion of Senator Looney (Pontotoc), Section 4 was adopted as read.

Section 5 was read and adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read by the Clerk.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Cordell:

Mr. President: I move to amend Senate Bill No. 37, line 13, page 6, by adding after the word "the" and before the word "income," the word "net."

GLASSER.

By unanimous consent, Section 7 was approved as read.

Section 8 was read and adopted by unanimous consent.

Section 9 was read by the Clerk.

Senator Glasser offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37, lines 12 and 13, page 8, by striking out the words "Oklahoma County or."

GLASSER.

Senator Looney (Pontotoc) moved to table the Glasser amendment, which motion was lost.

The vote recurring upon the Glasser amendment, same was adopted.

Section 9, as amended, was adopted by unanimous consent.

Section 10 was read by the Clerk.

Senator Gulager offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 37, line 5, page 9, by striking, after the word "the" and before the word "stating," in line 6, and inserting in lieu thereof "co-operation issuing said receipt."

GULAGER.

Senator Looney (Pontotoc) offered the following amendment, which was adopted by unanimous consent.

Mr. President: I move to amend Senate Bill No. 37, line 7, page 9, by striking, after the word "thereof" and before the word "that," the semicolon, and inserting in lieu thereof a comma.

J. C. LOONEY.

Senator Wells offered the following amendment, which was tabled on motion of Senator Looney:

Mr. President: I move to amend Senate Bill No. 37, line 5, page 9, by striking all of line 5.

WELLS.

Senator Nichols offered the following amendment, which was tabled on motion of Senator Fenquay:

Mr. President: I move to amend Senate Bill No. 37, line 7, page 9, by adding after the word "thereof" and before the word "that," the words: "If same has been properly inspected and graded or classified by a State or Federal grader and legally weighed."

NICHOLS.

Senator Langley offered the following amendment, which was tabled on motion of Senator Memminger:

Mr. President: I move to amend Senate Bill No. 37, line 10, page 9, by adding after the word "receipt" and before the word "such" the following: "such receipt shall certify upon its face that the State assumes no liability by reason of the issuance thereof."

LANGLEY.

Senator Brown (Love) offered the following amendment, which was tabled on motion of Senator Memminger:

Mr. President: I move to amend Senate Bill No. 37, line 5, page 9, by striking all of line 5, and by substituting in lieu thereof, the following language: "the design of the great Seal of the State of Oklahoma being printed *thereon*."

BROWN (Love).

On motion of Senator Carlock, Section 10 was adopted as amended.

Section 11 was read and adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read and adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read by the Clerk.

Senator Feuquay offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37, after Section 15, by adding "The warehouse receipt shall show whether insurance is carried by the warehouse on said product."

FEUQUAY.

Senator Cordell moved to table the Feuquay amendment, which motion was lost.

The vote recurring upon the Feuquay amendment, the same was adopted.

Section 15, as amended, was adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

Section 17 was read and adopted by unanimous consent.

Section 18 was read by the Clerk.

Senator Carlock offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37, line 17, page 15, by inserting after the word "of" and before the word "dollars," "one million," and in line 2, page 16, after the word "of" and before the word "dollars," the words "six hundred thousand"; and in line 3, page 16, after the word "of" and before the word "dollars," the words "four hundred thousand."

CARLOCK.

Senator Cordell offered the following substitute amendment:

Mr. President: I move to amend Senate Bill No. 37, line 17, page 15, by inserting in the blank, after the word "of," the following: "Two million," and by inserting in line 2, page 16, in the blank, before the word "dollars," the words



“one million.” and by inserting in line 3, page 16, in the blank after the word “of,” the words “one million.”

CORDELL

Senator Anglin moved to adjourn under the rules.

Senator Darnell, with unanimous consent, on behalf of the Committee on Legal Advisory, reported as follows:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 16, by Jones, entitled, A Resolution authorizing and directing the Board of Regents of the Oklahoma State Agricultural and Mechanical College to convey by quit claim deed to the former owners and assigns all right title and interest the State of Oklahoma may have in said lands heretofore deeded to the Agricultural and Mechanical College of the Territory of Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

DARNELL, Chairman.

On motion of Senator Darnell, the bill was ordered printed and placed on the Calendar.

At request of Senator Anglin, House Bill No. 140 was withdrawn from the Committee on Education and referred to the Committee on Appropriations.

On motion of Senator Cordell, Senate Bill No. 238 was stricken from the Calendar and recommitted to the Committee on Agriculture.

On request of Senator Jones, Senate Bill No. 71, by Jones, was stricken from the Calendar.

The vote recurring on Senator Anglin's motion to adjourn, the same carried.

## FORTY-THIRD LEGISLATIVE DAY

Tuesday, February 20, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 42.

Absent: Harvey. Total, 1.

Excused: Barker. Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 258, by Holloway, entitled, An Act amending Section 3702, Compiled Oklahoma Statutes, 1921, repealing conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and

herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred House Bill No. 215, by Thornsborough, Finley, Callahan, Tolbert, Sigler and Case, entitled, An Act amending Sections 5598, 5599, 5600, 5601, 5602, 5603, 5604, 5605, 5606, 5607, 5608, 5609, 5610, 5611, 5612, 5613, 5614, 5615, 5616, 5617, 5618, 5619, 5620 and 5621, of the Compiled Statutes of Oklahoma, 1921, relating to and providing for the formation of co-operative agriculture and horticulture, etc., and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 238, by Hughey, Reed, Cordell and Darnell of the Senate, and Lightner, Varnum, Treadway, Tolbert and Ray of the House, entitled, An Act creating a grain inspection department, for a State Grain Inspector, an Assistant State Grain Inspector, local grain inspectors, sampling for grain inspection and grading of grain, operating under the direction of the State Board of Agriculture, adoption of Federal grades established by the United States Grain Standards Act, making an appropriation, and declaring an emergency, beg leave to report that we had the same under con-

sideration and herewith return the same with the recommendation that it do pass, as amended by the Committee.

CORDELL, Chairman.

On motion of Senator Cordell, the bill was ordered printed and placed on the Calendar.

Senator West, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 270, by Committee on Education, entitled, A Bill entitled, An Act creating certain clerical, stenographic and other positions in State Department of Education, and fixing the salaries therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred House Bill No. 144, by Anderson, Cunningham and Hutson, entitled, An Act fixing the salary of county attorneys and county judges in counties having a population of more than sixty thousand, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the bill was ordered printed and placed on the Calendar.



Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 269, by Boyer and Pullen, entitled, An Act fixing the salaries of county officials in counties of the State of Oklahoma having the population of not less than 13,110 and not more than 13,120, according to the Federal Census of 1920, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 288, by Miller (Hughes) and Edwards, entitled, A Bill to be entitled, An Act authorizing the county commissioners in counties in excess of 26,000 population, and not exceeding 27,000 population, to make an additional levy for the purpose of and in aid of free county fairs therein, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 262, by Gulager, entitled, An Act regulating the admission by the Corporation Commission of documentary evidence, beg leave to report that we had the

same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the bill was ordered printed and placed on the Calendar.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 154, by Wells, entitled, An Act amending Section 332, of the Compiled Oklahoma Statutes, 1921, relating to re-delivery bond in replevin cases, and declaring an emergency, beg leave to report that we had same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the bill was ordered printed and placed on the Calendar.

Senator Hughes, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 252, by Lillard, entitled, An Act amending Section 1088, Compiled Oklahoma Statutes, 1921, invalidating certain court proceedings, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Vice-Chairman.

On motion of Senator Hughes, the bill was ordered printed and placed on the Calendar.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 206, by Memminger, entitled, An Act to require the keeping at some accessible point within the state, to be furnished at customary or catalogue price, all necessary parts, repairs and supplies for all farm, mill, factory and road machinery, engines, separators, gins, tractors, motor vehicles and agricultural implements which may be manufactured, sold, distributed or handled for use therein, and providing penalties for the violation thereof, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell the bill was ordered printed and placed on the Calendar.

Senator Hudson announced that the presence of Hon. Alonzo E. Wilson, of Chicago, former member of the Legislature of Illinois and now connected with the Near East Relief, and moved that Mr. Wilson be invited to address the Senate. Motion carried.

The President Pro Tempore introduced Hon. Alonzo E. Wilson, who spoke briefly on the subject of conditions in the Near East.

#### FIRST READING.

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

Senate Bill No. 281, by Cordell—An Act to amend Section 3628, Compiled Oklahoma Statutes, 1921, fixing the salary

of State Veterinary Surgeon, repealing all laws in conflict therewith, and declaring an emergency.

Senate Bill No. 282, by Gulager—An Act relating to acceptance of service, voluntary appearance and general appearance in civil actions; An Act to amend Section 242 of the Compiled Oklahoma Statutes, Annotated, 1921, and declaring an emergency.

Senate Bill No. 283, by Feuquay and Hudson—An Act to amend Sections 7255 and 7256, of Article V, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the protection of labor.

## SECOND READING.

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

Senate Bill No. 279, by Committee on Education, to Committee on Education.

Senate Bill No. 280, by Calvert and Golobic (by request), to Committee on Roads and Highways.

Senate Bill No. 37 was taken up for further consideration, the discussion being on the amendment of Senator Cordell, offered as a substitute for that of Senator Carlock.

The question being, "Shall the substitute amendment be adopted," the roll was called, with the following result:

Ayes: Cline, Cordell, Darnell, Golobic, Holloway, Hughey, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Memminger, Nichols, Reed, West. Total 14.

Nays: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cornett, Durant, Feuquay, Frye, Glasser, Gulager, Hill, Horner, Hudson, Hughes, Johnson, Jones, Land, Langley, Lewis, Luttrell, McPherran, Monk, Ratliff, Wells, Woods. Total, 27.



Absent: Harvey. Total, 1.

Excused: Barker. Total, 1.

Not voting: Johns. Total, 1.

The amendment having failed to receive a majority of all votes cast was declared lost.

Senator Hudson offered the following amendment as a substitute for the Carlock amendment:

Mr. President: I move to amend Senate Bill No. 37, line 17, page 15, by inserting after the word "of" the words "One million four hundred thousand"; in line 2, page 16, by inserting before the word "dollars," the words "Seven Hundred Thousand," and in line 3, page 16, after the word "of," the words "Seven Hundred Thousand."

HUDSON.

Senator Gulager moved to table the Hudson amendment.

Senator Lillard made a point of order that Senator Hudson had not yielded the floor; in fact, had not had an opportunity to move the adoption of the amendment.

The Chair held that Senator Hudson had the floor.

The vote recurring upon the Hudson amendment, the same was lost.

Senator Ratliff offered the following amendment as a substitute for the Carlock amendment:

Mr. President: I move to amend Senate Bill No. 37, line 17, page 15, inserting after the word "of" and before the word "dollars," the words "one million two hundred fifty thousand," and in line 2, page 16, after the word "of" and before the word "dollars," the words "seven hundred fifty thousand," and in line 3, page 16, after the word "of" and

before the word "dollars," the words "five hundred thousand."

RATLIFF.

Senator Lewis moved to table the Ratliff amendment, which motion was lost.

The vote recurring upon the Ratliff amendment, the same was adopted.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Woods:

Mr. President: I move to amend Senate Bill No. 37, line 9, page 16, by adding the following: "Provided that there shall be, by the State Board of Agriculture, held available at all times out of the foregoing appropriation, the sum of \$250,000.00 for aid in construction in the manner provided for in this Act, of a terminal wheat elevator or elevators at such place or places as may be advised by the Wheat Growers' Association of Oklahoma.

GLASSER.

Senator Gulager offered the following amendment, which was tabled on motion of Senator Feuquay:

Mr. President: I move to amend Senate Bill No. 37, line 9, page 16, by inserting after the word "herein" and before the word "the," in line 10, the following: "That fifty per cent of the money appropriated under the provisions of this Act shall be expended upon cotton warehouses and that thirty per cent of the money so provided shall be expended upon wheat and grain elevators, the balance to be appropriated to other co-operative associations than wheat and cotton, and shall not be expended otherwise."

GULAGER.

Senator Glasser offered the following amendment, which which was tabled on motion of Senator Feuquay:

Mr. President: I move to amend Senate Bill No. 37, line 5, page 17, by striking the figures "60" and inserting in lieu thereof, the figures "90."

GLASSER.

Senator Gulager offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37, line 17, page 16, by adding after the word "located" and before the word "the" the words "Said appraisement to be made and value fixed by three resident freeholders who have been such for a period of five years, in the State of Oklahoma."

GULAGER.

Senator Glasser offered the following substitute amendment, which was accepted by Senator Gulager:

Mr. President: I move to amend Senate Bill No. 37, line 8, page 17, by adding after the word "made" and before the word "by" the following: "by a board of appraisers whose qualifications shall require that they shall have been resident taxpayers of the State of Oklahoma for a period of five years next immediately preceding their appointment, which board of appraisers shall be appointed."

GLASSER.

On motion of Senator Cline, the substitute amendment was tabled.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Penquay:

Mr. President: I move to amend Senate Bill No. 37, line 14, page 15, by striking the section.

GLASSER.

Senator Luttrell offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37, line 9, page 16, by inserting after the word "therein" and before

the word "the," in line 10, the following: "not more than \$75,000.00 of the amount appropriated herein shall be expended for purposes other than loans on warehouse property, as herein provided."

LUTTRELL.

Senator McPherrren offered the following as a substitute amendment for the one pending:

Mr. President: I move to amend Senate Bill No. 37, line 16, page 17, by adding after the word "annum," "provided that none of the said revolving fund shall be used for salaries, expenses or purposes other than loans.

McPHERREN.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Committee Substitute for Engrossed Senate Bill No. 19, by Langley et al., entitled:

"An Bill to be entitled, An Act making an appropriation for grading, landscaping and insurance purposes at the Oklahoma Soldiers' Memorial Hospital located at Muskogee, Oklahoma, and providing for the erection of a personnel building at said hospital, and making an appropriation therefor."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.



Senator Feuquay moved that Senate Bill No. 19 be returned to the Honorable House, with the request that they engross the amendments offered. Motion carried.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 75, by Calvert of the Senate, and Bayless of the House, entitled:

“An Act fixing the salaries of county judge, sheriff, county attorney, county clerk, county treasurer, court clerk, county assessor and county commissioners, in all counties in this State having a population of not less than 17,605 and not more than 18,000 population, according to the Federal Census of 1920, and whose assessed valuation is not less than \$16,000,000, and declaring an emergency.”

Engrossed Senate Bill No. 132, by Senate Committee on Hospitals and Charities, and House Committee on Soldier Relief and Memorials, entitled:

“An Act creating the office of Custodian of the American Legion Memorial Hall in the State Capitol, providing for his appointment and qualifications, describing his duties and fixing his compensation, making an appropriation therefor, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives, as amended, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendments to Senate Bill No. 132, as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 132.

## ENGROSSED HOUSE AMENDMENT NO. 1:

That Section 3 of Engrossed Senate Bill No. 132, be amended by inserting after the word "dollars" in line 4, the following words: "The premium thereon to be paid by the State of Oklahoma."

## ENGROSSED HOUSE AMENDMENT NO. 2:

That Section 5 be amended by striking the words and figures "Eighteen Hundred (\$1800.00)" in line 15, page 3, and substituting the words and figures "Twelve Hundred (\$1200.00)."

## ENGROSSED HOUSE AMENDMENT NO. 3:

That Section 6 be amended by striking the words "Four Hundred Fifty (\$450.00)" appearing in line 3 and substituting the words "Three Hundred (\$300.00);" also by striking the words "Eighteen Hundred (\$1800.00)" and inserting the words "Twelve Hundred (\$1200.00)" in lines 4 and 5, page 4.

Senator Feuquay moved that the Senate concur in House Amendments to Senate Bill No. 132. Motion carried.

The question being, "Shall the bill pass, as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Durant, Feuquay, Golobie, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Barker. Total, 1.

Not voting: Brown (Blaine), Cordell, Frye, Glasser, Gulager, Horner, Land, McPherrren, Memminger, Woods. Total, 10.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Durant, Feuquay, Golobic, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Barker. Total, 1.

Not voting: Brown (Blaine), Cordell, Frye, Glasser, Gulager, Horner, Land, McPherrren, Memminger, Woods. Total, 10.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the Engrossed House Amendments to Senate Bill No. 132 and ordered the bill referred to the engrossing and enrolling department for enrollment.

The Clerk read the House amendments to Senate Bill No. 75 as follows:

**ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 75.****Engrossed House Amendment No. 1:**

That Section 1, of Engrossed Senate Bill No. 75, be amended to read as follows:

Section 1. In all counties in this State having a population of not less than Seventeen Thousand, Six Hundred and Five (17,605), and not more than Seventeen Thousand, Six Hundred and Fifty (17,650) population, according to the Federal census of 1920, or any census authorized by the Board of County Commissioners, and whose assessed valuation is not less than Sixteen Million (\$16,000,000.00) Dollars, the county judge, sheriff and county attorney shall receive a salary of Two Thousand and Two Hundred (\$2,200.00) Dollars per annum, payable monthly.

**Engrossed House Amendment No. 2:**

That Section 2 of Engrossed Senate Bill No. 75, be amended to read as follows:

Section 2. In all counties having a population of not less than Seventeen Thousand, Six Hundred and Five (17,605), and not more than Seventeen Thousand, Six Hundred and Fifty (17,650) population, according to the Federal census of 1920, or any other census authorized by the Board of County Commissioners, and whose assessed valuation is not less than Sixteen Million (\$16,000,000.00) Dollars, the county clerk, county treasurer, court clerk and county assessor shall receive a salary of Two Thousand (\$2,000.00) Dollars per annum, and the county superintendent shall receive a salary of Eighteen Hundred (\$1800.00) Dollars per annum, payable monthly.

**Engrossed House Amendment No. 3:**

That Section 3 of Engrossed Senate Bill No. 75, be amended to read as follows:



Section 3. In all counties in this State having a population of not less than Seventeen Thousand Six Hundred and Five (17605) and not more than Seventeen Thousand Six Hundred and Fifty (17650) population, according to the Federal census of 1920, or any other census authorized by the Board of County Commissioners, and whose assessed valuation is not less than Sixteen Million (\$16,000,000.00) Dollars, the County Commissioners shall each receive a salary of Six Hundred (\$600.00) Dollars per annum, payable monthly. Engrossed House Amendment No. 4:

That the title of Engrossed Senate Bill No. 75, be amended to read as follows:

“An Act fixing the salaries of county judge, sheriff, county attorney, county clerk, county treasurer, court clerk, county assessor, county superintendent and county commissioners in all counties in the State having a population of not less than 17,605 and not more than 17,650 population, according to the Federal census of 1920, or any other census authorized by the board of county commissioners of any said county, and whose assessed valuation is not less than \$16,000,000.00, and declaring an emergency.”

Senator Calvert moved that the Senate concur in House amendments to Senate Bill No. 75. Motion carried.

The question being, “Shall the bill pass, as amended?” the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Durant, Feuquay, Golobie, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Barker. Total, 1.

Not voting: Brown (Blaine), Cordell, Frye, Glasser, Gulager, Horner, Land, McPherrren, Memminger, Woods. Total, 10.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Durant, Feuquay, Golobie, Hill, Hol-loway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 32.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Barker. Total, 1.

Not voting: Brown (Blaine), Cordell, Frye, Glasser, Gulager, Horner, Land, McPherrren, Memminger, Woods. Total, 10.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the Engrossed House Amendments to Engrossed Senate Bill No. 75, and ordered same referred to the engrossing and enrolling department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 113, by Hudson of the Senate, and Simpson of the House, entitled:

“An Act creating a court of common pleas in all counties having a city therein of over seventy-two thousand (72,000) and not more than ninety thousand (90,000) population, according to the last preceding regular decennial Federal Census; defining the jurisdiction thereof and creating the officers thereof and defining their powers and duties and providing for the appointment, election, qualifications, duties, powers and compensation of the judges and other officers thereof, and providing for pleading and practice and rules of procedure therein, and all appeals and writs of error therefrom, and providing for the transfer of causes from the district court to said court, and limiting the jurisdiction of the justices of the peace in such cities, and declaring an emergency.”

Engrossed Senate Bill No. 177, by Luttrell, of the Senate and Phillips of the House, entitled:

“An Act authorizing the employment of certain deputies, by the sheriff in counties having a population of not less than 19,385 and not more than 19,390, according to the last preceding decennial census, fixing the salaries of such deputies, providing for traveling expenses of the sheriff and deputies of such counties, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 38, by Cordell, entitled:

“An Act making an appropriation for the support and maintenance of the dairy, feed, orchard and nursery, Market Commission, quarantine, cattle and sheep scab, hog cholera, crop reports and statistical departments of the Board of Agriculture, for the remainder of the fiscal year ending June 30, 1923, and declaring an emergency.”

Engrossed Senate Bill No. 156, by Memminger and McPherrin of the Senate and Eastridge of the House, entitled:

“An Act authorizing the county attorney of all counties in the State of Oklahoma having a population, as shown by the Federal Census of 1920, of not less than 20,500 and not to exceed 21,000, to appoint one assistant county attorney and fixing the salary of same, and declaring an emergency.”

Engrossed Senate Bill No. 60, by Cordell, entitled:

“An Act providing for the inspection and sale of commercial fertilizers, condimental, patented or proprietary.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Joint Resolution No. 6, by Holloway et al., entitled:

“A Resolution relating to eradication of ticks in certain counties in this State, making it the duty of the State Board



of Agriculture to supervise work, making an appropriation therefor, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 113, 177, 38, 156 and 60, and Senate Joint Resolution No. 6 were referred to the engrossing and enrolling department for enrollment.

To the President of the Senate:

I am directed to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 277, by Nance, et. al., entitled:

"An Act providing for a bookkeeper in the office of the State Game and Fish Warden of the State, defining his duties and fixing his salary; also creating thirteen game and fish rangers in the State, defining their duties, fixing their salaries, and declaring an emergency."

Engrossed House Bill No. 189, by Street and Van Dall, entitled:

"An Act to provide for the establishment and change of the grade, permanent improvement, repair and maintenance of any street, avenue, land, alley or other public place, in any city or incorporated town in the State of Oklahoma by grading, regrading, paving, repaving, constructing, reconstructing, macadamizing, remacadamizing, curbing, recurbing, guttering, reguttering, draining, redraining, and otherwise improving the same; to provide for the installation of water, gas and sewer connections; to provide for the levy and collec-

tion of special assessments and the issuance and payment of bonds to pay for said improvements; to provide for the levy of a general tax to repair and maintain permanently improved streets and ways; defining certain terms used in this Act; to provide for the repeal of part of Article 12, Chapter 29, Compiled Oklahoma Statutes, Annotated, 1921, and all other laws or parts of laws in conflict herewith, and declaring an emergency."

And to advise you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

#### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 277, by Nance, Dyer, Kidd, Coover, Moothart, Garner, Callahan, Stewart, Sigler, Beum and Comfort—An Act providing for a bookkeeper in the office of the State Game and Fish Warden of the State, defining his duties and fixing his salary; also creating thirteen game and fish rangers in the State, defining their duties, fixing their salaries, and declaring an emergency.

Engrossed House Bill No. 189, by Street and Van Dall—An Act to provide for the establishment and change of the grade, permanent improvement, repair and maintenance of any street, avenue, land, alley or other public place in any city or incorporated town in the State of Oklahoma by grading, regrading, paving, repaving, constructing, reconstructing, macadamizing, remacadamizing, curbing, recurbing, guttering, reguttering, draining, re draining and otherwise providing for same; to provide for the installation of water, gas and sewer connections; to provide for the levy and collection of special assessments and the issuance and payment of bonds to pay for said improvements; to provide for the levy of a

general tax to repair and maintain permanently improved streets and ways; defining certain terms used in this Act; to provide for the repeal of part of Article 12, Chapter 29, Compiled Oklahoma Statutes, Annotated, 1921, and all other laws or parts of laws in conflict herewith, and declaring an emergency.

At the request of Senator Durant, Senate Bill No. 207, was advanced to engrossment and third reading.

On motion of Senator Hudson, the Senate adjourned until 10:30 o'clock a. m., Wednesday.

## FORTY-FOURTH LEGISLATIVE DAY

Wednesday, February 21, 1923.

The Senate convened at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 43.

Excused: Barker. Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 207 correctly engrossed.

Senator Holloway, on behalf of the Committee on Education, reported as follows:

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 272, by Senate and House Committees on Education, entitled, An Act providing equality of opportunity for



education in rural school districts and for the levy and distribution of school funds; creating county boards of education for county school districts, and providing for the election of county superintendent of public instruction, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the bill was ordered printed and placed on the Calendar.

Senator Carlock introduced Senate Resolution No. 13, which was read at length by the Clerk, as follows:

SENATE RESOLUTION No. 13.

By Senate Committee on Appropriations.

A Resolution Authorizing the President of the Senate to Appoint a Committee of Five From the Membership of the Senate to Investigate the Expenditure of Money Appropriated by the Legislature for the Purpose of Building New Buildings and Making Improvements at the Various State Institutions of the State of Oklahoma, and Making Repairs and Purchasing Equipment at Said Institutions, With Power to Subpoena Witnesses and Conduct Hearings at Any Place in the State, With the View of Determining the Liability and Responsibility, if Any, for Any Misuse of Funds so Appropriated, and Fixing the Blame for Any Defects Which May Exist From Improper or Defective Construction, and Authorizing Said Committee to Report the Result of Its Findings to the Senate, and Declaring an Emergency.

Section 1. WHEREAS, it has been reported to the Senate Appropriations Committee, and from other sources, that a part of the money appropriated by the Legislature, for the purpose of building new buildings, repairing old buildings and

making other improvements at various State schools and other institutions of this State, has been diverted from the purpose for which it was appropriated, and used for other purposes, and much of it has been misused in the construction of defective buildings and in making other improvements and purchasing equipment therefor; and,

WHEREAS, the Senate Committee on Appropriations is desirous of having a full and complete investigation made of the manner in which the appropriations made by the Legislature for said buildings, improvements and equipment have been spent with the view of ascertaining the facts in connection therewith, has recommended the appointment by the President of the Senate of a committee of five, consisting of the following: Looney (Pontotoc), Horner, Johns, Darnell and Cline.

NOW, THEREFORE, BE IT RESOLVED by the Senate, that the President of the Senate is hereby authorized and directed to appoint a committee of five members of the Senate, for the purpose of making a full and complete investigation of the expenditures of all money appropriated by the Legislature for the purpose of building new buildings, making improvements upon old buildings, and equipping the same, and for other purposes, at the various schools and institutions in this State, with full power to conduct hearings in any place in the State, to summons witnesses and compel the giving of testimony by all parties so summoned before it, with a view of determining whether or not said appropriations have been honestly and fairly expended, whether said buildings and other improvements have been made in accordance with the intent of the Legislature, and whether the buildings so constructed and the improvements so made are properly constructed and adequate for the purposes intended. Said committee so appointed may request the Attorney General of the State of Oklahoma to attend all hearings conducted by it, and is directed to report in writing to this Senate its findings, fixing the responsibility, if any, for the misuse of funds upon

any person, board, commission or department having charge of the expenditure of the same, with any recommendations to the Senate it desires to make.

Section 2. It being immediately necessary 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 full force from and after its passage and approval.

By unanimous consent, the rules were suspended and Senate Resolution No. 13 taken up for immediate consideration.

Senator Carlock moved adoption of the Resolution, which motion prevailed.

Senator Wells introduced Senate Concurrent Resolution No. 16, which was read at length by the Clerk, and laid over under the rules.

### FIRST READING.

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

Senate Bill No. 284, by Hughey (by request)—An Act fixing the salary of county surveyors in counties having a population of not less than 15,900 nor more than 15,980, according to the Federal Census of 1920, and declaring an emergency.

Senate Bill No. 285, by Calvert and Langley of the Senate and Bayless of the House—An Act making an appropriation for Dennie Foreman as compensation for injuries sustained while an inmate of the Oklahoma State Home at Pryor.

Senate Bill No. 286, by Holloway—An Act making an appropriation for the payment of expenses incurred in making the change of administration and in furnishing traffic guards and extra police protection for the people of the State attend-

ing the inaugural ceremonies; providing for the method of filing and auditing said claims, and declaring an emergency.

Senate Bill No. 287, by Monk—An Act amending Section 5484, Article XIV, Chapter 34, Compiled Statutes, 1921, pertaining to railroads and extending the provisions thereof to include public service corporations, as defined in Section 34, Article IX, of the Constitution of Oklahoma, and authorizing such corporations to create indebtedness, or increase or diminish their capital stock without reference to subscribed capital stock; repealing all other acts inconsistent with the provisions of this Act, and declaring an emergency.

Senate Bill No. 288, by Fenquay and Wells of the Senate, and Ticer and Watson of the House—An Act authorizing county commissioners of any county in Oklahoma with a population not less than 46,000 and not more than 47,000 to make a special levy for the purpose of aiding free fairs.

Senate Bill No. 289, by Mrs. Looney (Harmon)—An Act fixing the salaries of certain county officers, and repealing conflicting laws.

Senate Bill No. 290, by Reed of the Senate and Finley of the House—An Act providing for deputy county clerks in counties having a population of not less than 18,950 and not more than 19,000, according to the Federal Census of 1920; fixing their salaries, and declaring an emergency.

Senate Bill No. 291, by Luttrell—An Act regulating the ginning of cotton in the State of Oklahoma, and declaring an emergency.

Senate Bill No. 292, by Luttrell—An Act relating to insurance contracts made by insurance corporations, associations or stock companies not having complied with the laws of the State of Oklahoma, making such contracts void, prescribing a penalty for violation thereof, and declaring an emergency.

Senate Bill No. 293, by Nichols—An Act creating a Petroleum and Gas Commission, repealing Sections 8013, 8014, 8015,



8016 and 8017, of Compiled Statutes of 1921, and declaring an emergency.

Senate Bill No. 294, by McPherren of the Senate, and Wooten, Garner and Thornley of the House—An Act providing for a uniform system for the assessment of property for the purpose of taxation; creating the office of State Tax Commissioner, Assistant Tax Commissioner, accountant and stenographer, prescribing their duties and fixing their salaries; making the system for the appraisal of property for taxation purposes which may be adopted and the rules for its application mandatory upon all assessing officers; providing for penalties for any violation of this Act or any system of rules made in pursuance of this Act, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 281, by Cordell, to Committee on Fees and Salaries.

Senate Bill No. 282, by Gulager, to Judiciary Committee No. 1.

Senate Bill No. 283, by Feuquay and Hudson, to Committee on Commerce and Labor.

House Bill No. 277, by Nance et al, to Committee on Fish and Game.

House Bill No. 189, by Street and Van Dall.

Senator Luttrell moved that inasmuch as House Bill No. 189 is the counterpart of Senate Bill No. 135, which has been passed upon by the Committee and printed, it be placed upon the Calendar without reference to Committee, and be not printed.

Motion carried, and bill was ordered placed on the Calendar without printing.

Senator Feququay was called to the Chair.

Senate Bill No. 37, being Special Order of Business, unfinished from the previous legislative day, was taken up for further consideration.

The discussion was upon the McPherrren substitute amendment for the Luttrell amendment.

The amendments were read at length by the Clerk.

The President Pro Tempore presiding.

The vote recurring upon the McPherrren substitute amendment, the same was adopted.

Senator Langley offered the following amendment:

Mr. President: I move to amend Senate Bill No. 37, by striking the word "fifty," being the last word in line 18, of page 16, and by striking the figures "50%," in line 1, page 17, and inserting in lieu thereof the words and figures "forty (40%)."

LANGLEY.

Senator Calvert was called to the Chair.

On motion of Senator Hudson, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION.

The Senate reconvened at 1:30 o'clock p. m., and was called to order by the President Pro Tempore.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Joint Resolution No. 6 and Senate Bill No. 38 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bill No. 38 and Senate Joint Resolution No. 6, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 13 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Resolution No. 13 and ordered the same referred to the engrossing and enrolling department for enrollment.

Senator Holloway, with unanimous consent, reported as follows on behalf of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 255, by Anglin, entitled, An Act providing for the payment of fees or tuition of students or children transferred from one school district to another, amending Section 10604, of the Compiled Oklahoma Statutes of 1921, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred House Bill No. 246, by Ferrell, entitled, An Act amending Section 1 of Chapter 113 of the Session Laws of 1919, relating to various colleges and universities to grant academic and professional degrees, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred amended Senate Bill No. 279, by Committee on Education, entitled, An Act amending Section 10291, of the Compiled Oklahoma Statutes, 1921, relating to the State Board of Education, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the bill was ordered printed and placed on the Calendar.

Senator Jones, with unanimous consent, reported as follows on behalf of the Committee on Insurance:

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 256, by Feuquay and Calvert, entitled, An Act amending Section 6729, Compiled Oklahoma Statutes, 1921, relating to medical examination of those insured under life insurance policies, and permitting group insurance without medical examination, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JONES, Chairman.

On motion of Senator Jones, the bill was ordered printed and placed on the Calendar.

Senator Nichols, with unanimous consent, reported as follows on behalf of the Committee on Roads and Highways:

Mr. President:

We, your Committee on Roads and Highways, to whom was referred Engrossed House Bill No. 286, by Watson (Lin-



coln), entitled A Bill to be entitled, An Act describing boundary lines of road overseers' districts and for collection of poll tax in counties having a population of not less than 33,400 and not more than 33,500, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Roads and Highways, to whom was referred Senate Bill No. 280, by Calvert and Golobie (by request), entitled, An Act amending Section 5533, Compiled Statutes, 1921, relating to railroad crossings, bridges and culverts, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the bill was ordered printed and placed on the Calendar.

There was read a petition signed by a number of citizens of School District No. 61, Harmon County, requesting the passage of a law requiring a State levy of 10 mills for school purposes. The petition was referred to the Committee on Education.

There was read a petition signed by a number of the citizens of School District No. 61, Harmon County, requesting passage of a bill providing aid for school districts unable to maintain school for lack of funds. The petition was referred to the Committee on Appropriations.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Joint Resolution No. 10, by Senate Committee on Hospitals and Charities, and House Committee on Soldiers' Relief and Memorials, entitled:

"A Joint Resolution authorizing the use in perpetuity by the American Legion of the Department of the State of Oklahoma of a Memorial Hall in the State Capitol building."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Joint Resolution No. 10 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 117, by Gulager of the Senate, and Berry of the House, entitled:

"An Act fixing the salaries of the assistant county attorneys of all counties in the State of Oklahoma having a population of not less than 61,000 and not more than 64,000, as shown by the Federal Census of 1920; providing for the appointment of assistant county attorneys and fixing the salary thereof, and declaring an emergency."

Engrossed Senate Bill No. 23, by Looney (Harmon) of the Senate, and Garner, Sigler, Tolbert and Watson (Sequoyah) of the House, entitled:

"An Act amending Sections 8172 and 8175, of Chapter 72, Compiled Statutes of Oklahoma, Annotated, 1921, relating to Confederate pensions, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives, as amended, and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The House amendments to Senate Bill No. 23 were read by the Clerk as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 23.

Engrossed House Amendment No. 1:

That Section 2 of Engrossed Senate Bill No. 23, be amended in line 7, page 4, by striking out the words and figures "Fifteen Hundred (\$1500.00), and adding in lieu thereof the words and figures "Twenty-five Hundred (\$2500.00)."

Engrossed Amendment No. 2:

That Section 1 of Engrossed Senate Bill No. 23, be amended in line 11, page 2, as follows; after the word "month" add the following: "Provided that this provision shall not affect any person now on said Pension roll, and any such person shall be entitled to the benefits of this Act."

Engrossed House Amendment No. 3:

That Section 1 of Engrossed Senate Bill No. 23, be amended in line 12, page 3, by striking the words and figures "Seven Dollars and Fifty Cents (\$7.50)" and adding in lieu thereof, "Ten Dollars (\$10.00)."

## Engrossed House Amendment No. 4:

That Section 1 of Engrossed Senate Bill No. 23, be amended by striking the proposed amendment to said section, and adding in lieu thereof, the following: "Provided, further, that the wife of any soldier or sailor, which said soldier or sailor is an inmate of any Oklahoma State Hospital for the Insane, shall be entitled to and receive, during the time her said husband is so confined in said Hospital, the sum of Twenty-five (\$25.00) Dollars per month, provided for Class 'A' pensioners."

Senator Looney (Harmon) moved that the Senate concur in the House amendments to Senate Bill No. 23. Motion carried.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.

Nays: None.

Excused: Barker. Total, 1.

Not voting: Darnell, Feuquay, Golobic, Harvey, Hudson, Langley, Leedy, Lillard, Wells, West, Woods. Total, 11.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye,



Glasser, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.

Nays: None.

Excused: Barker. Total, 1.

Not voting: Darnell, Fenquay, Golobie, Harvey, Hudson, Langley, Leedy, Lillard, Wells, West, Woods. Total, 11.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the Engrossed House Amendments to Senate Bill No. 23, and ordered the bill referred to the enrolling and engrossing department for enrollment.

House amendment to Senate Bill No. 117 were read by the Clerk as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE BILL No. 117.

Amendment No. 5:

That the figures, "64,000," appearing in the title and elsewhere in the bill be changed to read "62,000" in each and every instance.

Senator Gulager moved that the Senate concur in the House amendment to Senate Bill No. 117. Motion carried.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hughes, Hughey,

Johns, Johnson, Jones, Land, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.

Nays: None. •

Excused: Barker. Total, 1.

Not voting: Darnell, Feuquay, Golobie, Harvey, Hudson, Langley, Leedy, Lillard, Wells, West, Woods. Total, 11.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.

Nays: None.

Excused: Barker. Total, 1.

Not voting: Darnell, Feuquay, Golobie, Harvey, Hudson, Langley, Leedy, Lillard, Wells, West, Woods. Total, 11.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the Engrossed House Amendment to Senate Bill No. 117, and ordered the bill referred to the engrossing and enrolling department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 136, by Harper and Dyer, entitled:

“An Act providing closed season on deer and wild turkey, and repealing all laws and parts of laws in conflict herewith.”

And to advise you and, through you, the Honorable Senate, that the House of Representatives has adopted the Conference Committee report and same was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Conference Committee report on House Bill No. 136 was read by the Clerk as follows:

### CONFERENCE REPORT.

Mr. President:

We, your Conference Committee, to whom was referred House Bill No. 136, by Harper and Dyer of the House, beg leave to report that we had the same under consideration and herewith return the same with the following recommendations:

That Section 1 of Engrossed House Bill No. 136 be amended by striking the word “ten” after the word “of” and before the word “from” and inserting in lieu thereof the word “eight.”

HARPER,  
STOVALL,  
DYER,

House Conferees.

CORDELL,  
DARNELL,  
HILL,

Senate Conferees.

On motion of Senator Cordell, the Conference Report on House Bill No. 136 was adopted.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.

Nays: None.

Excused: Barker. Total, 1.

Not voting: Darnell, Feuquay, Golobic, Harvey, Hudson, Langley, Leedy, Lillard, Wells, West, Woods. Total, 11.

The bill as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 136, as amended by the Conference Committee, and ordered same returned to the Honorable House.

Senator Durant asked unanimous consent for roll call on Senate Bill No. 207, which consent was granted.

Senate Bill No. 207 was read for the third time at length.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.



Nays: None.

Excused: Barker. Total, 1.

Not voting: Darnell, Feuquay, Golobie, Harvey, Hudson, Langley, Leedy, Lillard, Wells, West, Woods. Total, 11.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Durant, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.

Nays: None.

Excused: Barker. Total, 1.

Not voting: Darnell, Feuquay, Golobie, Harvey, Hudson, Langley, Leedy, Lillard, Wells, West, Woods. Total, 11.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 207, and ordered same transmitted to the Honorable House for consideration.

By unanimous consent, at the request of Senator Woods, Senate Bill No. 203 was taken up for consideration and read by the Clerk.

The President presiding.

Senator Woods moved that Senate Bill No. 203 be advanced to engrossment and third reading. Motion carried.

Senator Bobo, with unanimous consent, reported as follows on behalf of the Committee on Commerce and Labor:

Mr. President:

We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 155, by Committee on Commerce and Labor (by request), entitled, A Bill entitled, An Act to amend Sections 7283, 7284, 7285, 7287, 7288, 7290, 7294, 7300 and 7325, of the Compiled Oklahoma Statutes, 1921, relating to the compensation of injured employees in certain industries, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended by the said Committee.

BOBO, Chairman.

On motion of Senator Bobo, the bill was ordered printed and placed on the Calendar.

Senator Nichols, with unanimous consent, reported as follows on behalf of the Committee on Privileges and Elections:

Mr. President:

We, your Committee on Privileges and Elections, to whom was referred Engrossed House Bill No. 17, by Brydia, entitled, An Act relating to the creation of voting precincts in counties having a population of not less than 30,948 and not more than 30,950, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the bill was ordered printed and placed on the Calendar.

Senate Bill No. 37, being Special Order of Business, unfinished, was taken up for further consideration, the discussion being upon the Langley amendment.

On motion of Senator McPharren, the Langley amendment was tabled.

Senator Gulager offered the following amendment, which was lost.

Mr. President: I move to amend Senate Bill No. 37, line 9, page 16, by adding after the word "herein" and before the word "the," in line 10, "forty per cent of said money so appropriated shall be used in loans to cotton warehouse associations, forty per cent shall be used for loans upon wheat and grain elevators, and the balance for use in other operations, and shall not be used for any other purpose.

GULAGER.

The President Pro Tempore presiding.

On motion of Senator McPharren, Section 18 was adopted as amended.

Section 19 was read by the Clerk.

Senator Langley offered the following amendment, which was accepted by the author of the bill and adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 37, line 8, page 19, by inserting the word "willfully" after the word "who" and before the word "fails."

LANGLEY.

Senator Glasser offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 37, line 15, page 19, by adding "and shall be liable in civil damages, for all injury resulting therefrom."

GLASSER.

Section 19, as amended, was adopted by unanimous consent.

Section 20 was read and adopted by unanimous consent.

Section 21 was read and adopted by unanimous consent.

Section 22 was read by the Clerk.

Senator Glasser offered the following amendment, which was tabled on motion of Senator Cordell:

Mr. President: I move to amend Senate Bill No. 37, line 5, page 20, by substituting for Section 22, as written, the following:

“The provisions for this bill to be submitted to the tax-paying voters of the State for their rejection or approval at a special election authorized to be called by the Governor, in the manner provided by law, before the provisions of the bill shall be operative, and in the event of the approval of this Act by the taxpaying voters of the State, same shall be vitalized thereby and carried into effect.”

GLASSER.

Section 22 was adopted as read.

Senator Luttrell, with unanimous consent, submitted the following amendment to Section 4:

Mr. President: I move to amend Senate Bill No. 37, Section 4, page 4, by striking lines 15 and 16 and all that portion of line 17 to and including the word “act.”

LUTTRELL.

Senator Looney offered the following substitute for the Luttrell amendment:

Mr. President: I move to amend Senate Bill No. 37, line 16, page 5, by striking after the word “be” and before the word “in” the word “necessary,” and by inserting the following: “provided by law.”

LOONEY (Pontotoc).



On motion of Senator Gulager, the Looney amendment was tabled.

The vote recurring upon the Luttrell amendment, same was adopted.

On motion of Senator McPherrren, Senate Bill No. 37, as amended, was advanced to engrossment and third reading.

Senator Lillard, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 1:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 205, by Lillard, as amended in Senate Judiciary Committee No. 1, entitled, An Act authorizing cemetery associations to erect public mausoleums upon unsold property, whether platted or unplatted; to issue bonds secured by deeds of trust or mortgages for the erection of such mausoleums; providing for foreclosure or sale upon default in payment of said bonds, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

LILLARD, Chairman.

Senator Lillard moved that the rules be suspended and Senate Bill No. 205 taken up for immediate consideration.

Motion carried, and the bill was read by the Clerk.

On motion of Senator Lillard, Senate Bill No. 205 was advanced to engrossment and third reading.

Senator Johnson moved that the rules be suspended and Senate Bill No. 192 be taken up for immediate consideration. Motion lost.

Senator Woods, with unanimous consent, submitted the following conference report on Senate Bill No. 67:

## COMMITTEE REPORT

To the President of the Senate and Speaker of the House of Representatives:

We, your Conference Committee on Senate Bill No. 67, by Woods and Jones of the Senate, beg leave to report we have had same under consideration and we recommend that the differences between the House and the Senate be adjusted in the following manner, to-wit:

That the title of the bill and the body of the bill, except as hereinafter set out, remain as it was originally drawn.

That Section 1 of said bill be amended to read as follows:

After the word "same," in line 4, page 2, of the original bill, "as against the maker or drawer thereof, the making, drawing, uttering or delivering of a check, draft or order, payment of which is refused by the drawee, shall be prima facie evidence of intent to defraud and the knowledge of insufficient funds in, or credit with, such bank or other depository; provided such maker or drawer shall not have paid the drawee thereof the amount due thereon, together with the protest fees, within five days from the date the same is presented for payment; and provided further, that said check or order is presented for payment within thirty days after same is delivered and accepted.

"The word 'credit,' as used herein, shall be construed to mean an arrangement or understanding with the bank or depository, for the payment of such check, draft or order."

That Sections 2-3 remain as in the original bill.

WOODS, Chairman Senate Conferees.

Senator Woods moved the adoption of the Conference Report.

Senator Glasser moved that the report lie on the table.

Senator Woods made a point of order that he had not yet yielded the floor when Senator Glasser interposed his motion.

The Chair held the point of order not well taken.

Senator Woods appealed from the decision of the Chair.

Senator Lillard moved that the rules be suspended and Senator Woods be permitted to speak on the question.

Senator Woods withdrew his appeal.

The vote recurring upon the Glasser motion, the same was lost.

The vote recurring upon the adoption of the Conference Report, same was adopted.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Hill, Holloway, Horner, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 31.

Nays: Cornett, Durant, Frye, Glasser, Monk. Total, 5.

Excused: Barker. Total, 1.

Not voting: Bobo, Feuquay, Gulager, Harvey, Hudson, Johns, Looney (Harmon). Total, 7.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Hill, Holloway, Horner, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 31.

Nays: Cornett, Durant, Frye, Glasser, Monk. Total, 5.

Excused: Barker. Total, 1.

Not voting: Bobo, Fenquay, Gulager, Harvey, Hudson, Johns, Looney (Harmon). Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 67, as amended by the Conference Committee, and ordered same transmitted to the Honorable House.

On motion of Senator Calvert, Senate Bill No. 209, on special order for 3:00 o'clock p. m., Wednesday, was taken up for consideration.

Section 1 was read by the Clerk.

Senator Calvert offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 209, line 13, page 2, by inserting after the word "curriculum" the words "subject to the approval of the State Board of Education."

CALVERT.

Senator Horner offered the following amendment, which was lost.

Mr. President: I move to amend Senate Bill No. 209, line 11, page 2, by striking after the word "regents," the rest of the section.

HORNER.

On motion of Senator Calvert, Section 1 was adopted as amended.

Section 2 was read and adopted by unanimous consent.



Section 3 was read and adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

On motion of Senator Calvert, Senate Bill No. 209 was advanced to engrossment and third reading.

Senate Bill No. 94 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Feuquay, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Darnell, Glasser, Leedy. Total, 3.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Feuquay, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Darnell, Glasser, Leedy. Total, 3.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 94 and ordered the same transmitted to the Honorable House.

The President presiding.

Senate Bill No. 167 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager,

Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 167 and ordered the same transmitted to the Honorable House.

Senator Cline moved that House Bill No. 189 be made special order of business for Monday, February 26, at 3:00 o'clock. Motion carried.

By unanimous consent, at the request of Senator Jones, Senate Joint Resolution No. 16 was advanced to engrossment and third reading

Senate Bill No. 194 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 194 and ordered the same transmitted to the Honorable House.

Senate Bill No. 193 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: Glasser, Leedy. Total, 2.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: Glasser, Leedy. Total, 2.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 193 and ordered the same transmitted to the Honorable House.

Senate Bill No. 192 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager,



Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 192 and ordered the same transmitted to the Honorable House.

Senate Bill No. 149 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 149 and ordered the same transmitted to the Honorable House.

Senate Bill No. 174 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Menninger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Leedy. Total, 1.

Excused: Barker. Total, 1.

Not voting: Bobo, Carlock, Durant, Frye, Golobie, Hudson. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 174 and ordered the same transmitted to the Honorable House.

Senate Bill No. 117 was read for the third time at length.

Senator Anglin moved that further consideration of Senate Bill No. 117 be postponed until the next legislative day.

Senator Horner moved, as a substitute motion, that the vote by which Senate Bill No. 117 was advanced to engrossment and third reading be reconsidered.

Motion carried, and Senate Bill No. 117 was ordered placed on the Calendar under General Order.

On motion of Senator Harvey, Senate Bill No. 276 was withdrawn from the Committee on State and County Affairs and placed on the Calendar.

Senator Hughey, with unanimous consent, reported as follows on behalf of the Committee on Fish and Game:

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 163, by Durant, entitled, An Act amending Sections 6508, 6509, 6511, 6512 and 6514, of the Compiled Laws of Oklahoma, 1921, and obtaining licenses therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 92, by Golobie, entitled, An Act to amend Section 3266, of the Revised Laws of Oklahoma of 1910, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the bill was ordered printed and placed on the Calendar.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 38, by Cordell, entitled:

“An Act making an appropriation for the support and maintenance of the dairy, feed, orchard and nursery, Market Commission, quarantine, cattle and sheep scab, hog cholera, crop reports and statistical departments of the Board of Agriculture, for the remainder of the fiscal year ending June 30, 1923, and declaring an emergency.”

Enrolled Senate Joint Resolution No. 6, by Holloway et al, entitled:

“A Resolution relating to eradication of ticks in certain counties in this State, making it the duty of the State Board of Agriculture to supervise work, making an appropriation therefor, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 38 and Enrolled Senate Joint Resolution No. 6 were ordered transmitted to the Governor.

Senator Lewis was excused from Friday's and Saturday's sessions to attend to Committee duties.

At request of Senator Reed, Senate Joint Resolution No. 8 was, by unanimous consent, advanced to engrossment and third reading.

At request of Senator Reed, Senate Bill No. 5 was, by unanimous consent, advanced to engrossment and third reading.

On motion of Senator Anglin, the Senate adjourned under the rules.



FORTY-FIFTH LEGISLATIVE DAY

Thursday, February 22, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Hughey, on behalf of the Committee on Fish and Game, reported as follows:

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 186, by Durant, entitled, An Act amending Section 6599, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to catching fish with trammel net, seine, gun, trap, spear, gig, or snare, in certain streams in the State

of Oklahoma, and declaring an emergency, **beg** leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the bill was ordered printed and placed on the Calendar.

Senator Langley, on behalf of the Committee on Hospitals and Charities, reported as follows:

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 161, by Bobo and Jones of the Senate and Callahan of the House, entitled, An Act amending Sections 8295 and 8296, Compiled Statutes of Oklahoma, 1921, relative to the expenses incurred on behalf of insane persons confined in insane asylums or hospitals, and declaring an emergency, **beg** leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted.

Senator Hudson was excused on account of sickness.

Senator Hughes was excused on account of sickness.

Senator Holloway introduced Senate Resolution No. 14.

By unanimous consent, the rules were suspended and Senate Resolution No. 14 taken up for immediate consideration.

The Resolution was read by the Clerk, as follows:

SENATE RESOLUTION No. 14.

By Holloway.

A Resolution Requesting Sidney Smith to Address the Senate of the Ninth Legislature of the State of Oklahoma.

WHEREAS, Sidney Smith, the creator of the Gumps, is to be in Oklahoma City, attending the Automobile Show, on February 26 and 27, 1923; and

WHEREAS, Sidney Smith is a newspaper cartoonist of international renown, whose efforts have extended to a portrayal of political life; and

WHEREAS, as a student of affairs of state, his ideas are of material weight to members of lawmaking bodies;

NOW, THEREFORE, BE IT RESOLVED by the Senate of the State of Oklahoma, that the said Sidney Smith be invited to attend the session of February 27 at 3 o'clock in the afternoon and address this body.

On motion of Senator Holloway, Senate Resolution No. 14 was adopted as read.

Senator Langley introduced Senate Resolution No. 15.

By unanimous consent, the rules were suspended and Senate Resolution No. 15 taken up for immediate consideration.

The Clerk read the resolution at length, as follows:

SENATE RESOLUTION NO. 15.

By Langley.

A Resolution in Memoriam of the Philanthropy and Sacrifice Made by William T. Whitaker, Late of Pryor, Oklahoma, in Behalf of Helpless Orphan Children.

WHEREAS, during the "pioneer days" of Indian Territory, William T. Whitaker, a one-eighth degree blood Chero-

kee Indian, settled in Pryor, then Indian Territory, and by industry and thrift accumulated a comfortable fortune, a minor portion of which was owning and controlling some fifteen hundred acres of land, a general merchandise store at Pryor, another at Salina, and still another at Spavinaw, and also a vast amount of town property in the town of Pryor; and,

WHEREAS, this man never avoided, but always sought an opportunity to be of comfort and assistance, financial and otherwise, to his more unfortunate brother and neighbor; and, in keeping with this spirit of brotherly love, and in the year 1881 he erected upon forty acres of the land conveyed to him by the Cherokee Nation as a part of his share of tribal property, a large two-story stone building, and offered all dependent orphan children a home, designating the home the "Whitaker Orphan Home"; and in but brief time this noble man found himself the self-styled "Daddy" of forty or fifty helpless little orphan children. These little children while in his care and after arriving to independent age only knew this man and called him "Daddy Whitaker." William T. Whitaker, out of his personal funds, maintained and educated these orphan children, and in this work the revenue from all his property went, and a portion, year by year, of his original capital, until in the year 1907, upon the advent of Statehood, his philanthropy had absorbed all his capital, together with some contributions made by the Federal Government for maintenance of the Cherokee Indian orphan children in his home, and also some contributions made by the public in general. William T. Whitaker never sought outside financial assistance until his fortune was gone.

WHEREAS, during the First Session of the Oklahoma Legislature, William T. Whitaker offered, without cost to the State, forty acres of land upon which his orphan home was situated, and asked that the institution continue to bear his name, stating to the Legislature that the State, with its unlimited resources, would be able to provide for the helpless

orphan children, whereas he, with his depleted fortune, could not do so.

WHEREAS, a subsequent session of the Legislature, unmindful of the promise that the institution should continue to bear his name, changed it to the East Oklahoma State Orphan Home, which institution now annually clears through its hands approximately eight hundred children, adopting them and in turn placing them in homes, with an average enrollment of three hundred, having property valued at half a million dollars, and approximately a section of land; and,

WHEREAS, the philanthropy of this noble man, and his work in the interest of helpless orphan children was stilled by the hand of death on December 26, 1922, at Pryor, Oklahoma, while at the age of sixty-six years, and he has ascended to a Home provided for him in the same spirit with which he provided a home for helpless orphans on this earth;

NOW, THEREFORE, BE IT RESOLVED by this body, that in this humble manner that tribute be paid to the name of William T. Whitaker for his noble and unselfish work to mankind, and the Senate at this late hour profoundly memorializes the value of this man's work to mankind, and the great loss occasioned to his family and the State by his decease.

The Secretary of the Senate is directed to cause twenty-four copies in printed form of this Resolution to be transmitted to Dr. W. J. Whitaker, of Pryor, Oklahoma, who is a son of the deceased.

On motion of Senator Langley, Senate Resolution No. 15 was adopted as read.

#### FIRST READING.

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



Senate Bill No. 295, by Horner—An Act relating to the appointment of a court bailiff in all counties in the State of Oklahoma having a population of not less than 55,000 nor more than 56,000, as shown by the last Federal census; additional court bailiffs; prescribing their duties, fixing their salaries, and declaring an emergency.

Senate Bill No. 296, by Langley—An Act amending Section 9666, of the Compiled Oklahoma Statutes, 1921, relating to disposition of penalty, and declaring an emergency.

Senate Bill No. 297, by Langley—An Act defining the character and use of lights on motor vehicles used upon the highways of the State of Oklahoma, providing regulations and test of the same, providing license and fee for sale of such lighting apparatus, conferring upon Secretary of State power to issue license to manufacturers and dealers for sale of lighting apparatus, providing for fees therefor, providing for inspection of lighting apparatus after installation, and fee for such inspection, and authorizing Secretary of State to promulgate rules and regulations to carry this Act into effect.

Senate Bill No. 298, by Johnson—An Act amending Paragraph "Third," of Section 185, of Article 2, Chapter 3, of the Compiled Oklahoma Statutes, 1921, relating to limitation of actions for death by wrongful acts, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 299, by Calvert, Langley and West of the Senate, and Brice, Elam and Harper of the House—An Act providing for the licensing of cement plants in the State of Oklahoma, and conferring jurisdiction upon the Corporation Commission of the State of Oklahoma in all matters pertaining to the operation of such cement plants and the prices charged for the products of such plants.

Senate Bill No. 300, by Holloway—An Act amending Sections 8824, 8827 and 8828, Compiled Oklahoma Statutes, 1921, relating to the practice of optometry, and declaring an emergency.

Senate Bill No. 301, by Woods—An Act declaring cotton compresses within the State of Oklahoma to be public utilities and subject to the jurisdiction of the Corporation Commission of the State of Oklahoma with respect to their services, operations, facilities, rates and charges, and declaring an emergency.

Senate Bill No. 302, by Nichols—An Act establishing a State Athletic Commission, regulating boxing and sparring in the State of Oklahoma, and prohibiting the holding of the same on Sunday, and to repeal all Acts and parts of Acts in conflict herewith, and declaring an emergency.

Senate Bill No. 303, by Johnson—An Act amending Section 6333, Chapter 43, Article 1, of the Compiled Oklahoma Statutes, 1921, providing for fees of sheriffs and constables of the State of Oklahoma, repealing all conflicting laws, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 284, by Hughey (by request), to Committee on Fees and Salaries.

Senate Bill No. 285, by Calvert and Langley of the Senate, and Bayless of the House, to Committee on Appropriations.

Senate Bill No. 286, by Holloway, to Committee on Appropriations.

Senate Bill No. 287, by Monk, to Committee on Public Service Corporations.

Senate Bill No. 288, by Feunquay and Wells of the Senate, and Ticer and Watson of the House, to Committee on Agriculture.

Senate Bill No. 289, by Mrs. Looney (Harmon), to Committee on Fees and Salaries.

Senate Bill No. 290, by Reed of the Senate, and Finley of the House, to Committee on Fees and Salaries.

Senate Bill No. 291, by Luttrell, to Committee on Agriculture.

Senate Bill No. 292, by Luttrell, to Committee on Insurance.

Senate Bill No. 293, by Nichols, to Committee on Oil and Gas.

Senate Bill No. 294, by McPherrren of the Senate, and Wooten, Garner and Thornley of the House, to Committee on Revenue and Taxation.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Joint Resolutions Nos. 16 and 8, and Senate Bills Nos. 205, 203, 5, 209 and 37 correctly engrossed.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Joint Resolution No. 10 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Joint Resolution No. 10, and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Darnell, with unanimous consent, reported as follows on behalf of the Committee on Legal Advisory:

Mr. President:

We, your Committee on Legal Advisory, to whom was referred Senate Bill No. 261, by Joseph C. Looney, entitled, A Bill to be entitled, An Act to encourage the investment of the permanent common school and other funds in first farm mortgages on land owned by actual farmers, regulating the investment of said funds, amending Section 10232, of the Compiled Oklahoma Statutes, 1921, and declaring an emergency, beg leave to report that we had the same under consideration and

herewith return the same with the recommendation that it do pass.

DARNELL, Chairman.

On motion of Senator Darnell, the bill was ordered printed and placed on the Calendar.

Senator Johns, with unanimous consent, reported as follows on behalf of the Committee on Banks and Banking:

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 180, by Leedy (by request), entitled, An Act declaring the purpose of organization of a State Bank of Oklahoma, to engage in the banking business and establish a system of banking under the name of the Bank of Oklahoma, operated by the State, and defining the scope and manner of its operation and the powers and duties of the persons charged with its management, making an appropriations therefor and providing penalties for the violation of certain provisions thereof, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

JOHNS, Chairman.

On motion of Senator Johns, the report was adopted.

Mr. President:

We, your Committee on Banks and Banking, to whom was referred House Bill No. 122, by Vernon and Harper of the House, entitled, A Bill to be entitled, An Act providing for all State bank employees engaged or employed in the State banking business in the State of Oklahoma to give fidelity bonds for the faithful performance of their duties, and declaring an emergency, beg leave to report that we had the

same under consideration and herewith return the same with the recommendation that it do pass.

JOHNS, Chairman.

On motion of Senator Johns, the bill was ordered printed and placed on the Calendar.

Senate Bill No. 173 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 32.

Nays: None.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Feuquay, Johnson, Looney (Pontotoc), McPherren. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 32.



Nays: None.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Fenquay, Johnson, Looney (Pontotoc), McPherran. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 173 and ordered the same transmitted to the Honorable House

Senate Bill No. 200 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 33.

Nays: Cornett. Total, 1.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Fenquay, Looney (Pontotoc). Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Luttrell, McPharren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 32.

Nays: Brown (Blaine), Cornett. Total, 2.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Feuquay, Looney (Pontotoc). Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 200, and ordered same transmitted to the Honorable House.

Senate Bill No. 170 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPharren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 170 and ordered the same transmitted to the Honorable House.

Senate Bill No. 203 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 203 and ordered same transmitted to the Honorable House.

Senate Bill No. 205 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 205 and ordered the same transmitted to the Honorable House.

Senate Bill No. 209 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Calvert, Cordell, Cornett, Durant, Gulager, Harvey, Hill, Holloway, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Woods. Total, 27.

Nays: Anglin, Brown (Love), Carlock, Darnell, Frye, Golobie, Horner, Memminger. Total, 8.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Feuquay. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Golobie, Gulager, Harvey, Hill, Holloway, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney



(Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 32.

Nays: Anglin, Frye, Horner. Total, 3.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Feuquay. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 209 and ordered the same transmitted to the Honorable House.

Senate Bill No. 5 was read for the third time at length.

Senator McPherren was called to the Chair.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 34.

Nays: Horner. Total, 1.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Feuquay. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Menninger, Monk, Nichols, Ratliff, Reed, Woods. Total, 34.

Nays: Horner. Total, 1.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Fenquay. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the engrossed copy of Senate Bill No. 5 and ordered same transmitted to the Honorable House.

Senate Joint Resolution No. 8 was read for the third time at length.

On motion of Senator Anglin, further consideration of Senate Joint Resolution No. 8 was postponed until the next legislative day.

Senate Joint Resolution No. 16 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Fenquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lil-

lard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the engrossed copy of Senate Joint Resolution No. 16, and ordered same transmitted to the Honorable House.

By unanimous consent, at the request of Senator Woods, Senate Bill No. 225, was advanced to engrossment and third reading.

On motion of Senator Leedy, Senate Bill No. 148, was made special order of business for 2:00 o'clock Tuesday.

By unanimous consent, on request of Senator Lillard, House Bill No. 203, was advanced to engrossment and third reading.

By unanimous consent, on request of Senator Golobic, Senate Bill No. 249, was advanced to engrossment and third reading.

By unanimous consent, on request of Senator Harvey, Senate Bill No. 276, was advanced to engrossment and third reading.

By unanimous consent, on request of Senator Langley, Senate Bill No. 160, was advanced to engrossment and third reading.

By unanimous consent, on request of Senator Gulager, Senate Bill No. 262, was advanced to engrossment and third reading.

Senate Bill No. 103, was taken up for consideration and Section 1 was read by the Clerk.

Senator Carlock offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 103, line 5, page 1, by striking after the word "of," and before the word "dollars" the words "four thousand", and inserting the words and figures "three thousand six hundred (\$3,600)."

CARLOCK.

Senator Anglin offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 103, line 2, page 2, by striking after the word "accountant," all of that line and all of lines 3 and 4, and inserting the following:

“to be used the last six months of each second year hereafter, at a monthly salary of two hundred dollars, and a stenographer at all times at a yearly salary of fifteen hundred dollars.”

ANGLIN.

Section 1, as amended, was adopted by unanimous consent.

On motion of Senator Anglin, Senate Bill No. 103, as amended, was advanced to engrossment and third reading.

On motion of Senator Feuquay, Senate Bill No. 288, was recalled from the Committee on Agriculture and placed on the Calendar.

At the request of Senator Anglin, Senate Bill No. 254, was taken up for consideration, and read by the Clerk.

Senator Anglin offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 254, by adding a new section, as Section 4, as follows: “Section 4. This Act shall not apply to counties as follows: Adair, Pushmataha, Cherokee, McCurtain, Sequoyah, Latimer, LeFlore, Haskell, Atoka and Choctaw, and renumbering the present Section 4 as Section 5.”

ANGLIN.

On motion of Senator Anglin, Senate Bill No. 254 as amended, was advanced to engrossment and third reading.

By unanimous consent, on request of Senator Darnell, Senate Bill No. 235, was advanced to engrossment and third reading.

By unanimous consent, on request of Senator Woods, Senate Bill No. 204, was advanced to engrossment and third reading.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:



Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 140, by Watkins, Callahan, Wooten, Ticer, McBee, Jones, Watson (Pottawatomie), Treadway, Brumley, King, Lowry, Stewart, Thornley, Windle, Bremer, Montgomery, Adams, Mitchell, of the House, and Memminger, Holloway, Woods, McPherren, Ratliff and Looney (Pontotoc) of the Senate, entitled, An Act providing aid for weak school districts, making appropriation for the year ending June 30, 1923, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

The President presiding.

On motion of Senator Reed, the report was adopted and the bill taken up for immediate consideration, and read by the Clerk.

On motion of Senator Memminger, House Bill No. 140 was advanced to engrossment and third reading.

Senator Carlock moved that the rules be suspended and the bill placed upon third reading and final passage. Motion carried.

House Bill No. 140 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cordell, Cornett, Durant, Golobie, Gulager, Holloway, Johns, Johnson, Jones, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 25.

Nays: Brown (Blaine), Darnell, Feuquay, Harvey, Hill, Horner, Hughey, Langley, Leedy. Total, 9.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Frye, Land. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cordell, Cornett, Durant, Golobie, Gulager, Holloway, Johns, Johnson, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 26.

Nays: Brown (Blaine), Darnell, Feuquay, Harvey, Hill, Horner, Hughey, Leedy. Total, 8.

Absent: Cline, Glasser, Wells, West. Total, 4.

Excused: Barker, Hudson, Hughes, Lewis. Total, 4.

Not voting: Frye, Land. Total, 2.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared lost.

The President signed the engrossed copy of House Bill No. 140 and ordered the same transmitted to the Honorable House.

Senator Gulager moved that when the Senate do adjourn, it adjourn under the rules until Monday. Motion carried.

House Bill No. 192 was taken up for consideration and read by the Clerk.

Senator Johnson offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 192, line 2, page 2, by striking, after the word "of" and before the word "per" the words "three thousand dollars" and inserting in lieu thereof, the words "two thousand four hundred dollars."

JOHNSON.

On motion of Senator Johnson, House Bill No. 192 was advanced to engrossment and third reading.

By unanimous consent, on request of Senator Johnson, Senate Bill No. 34 was taken up for consideration.

Senator Johnson offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 34 by substituting the following bill for Senate Bill No. 34.

JOHNSON.

#### SUBSTITUTE FOR SENATE BILL NO. 34.

By Johnson of the Senate and Hansen of the House.

An Act Providing for the Number of Deputies, Assistants and Stenographers for the Several County Officers and Regulating and Providing for the Salaries of Said County Officers and Their Deputies, Assistants and Stenographers in All Counties in the State of Oklahoma Having a Population of Not Less Than 16,669 Nor More Than 16,689, According to the Last Preceding Federal Census.

*Be It Enacted by the People of the State of Oklahoma:*

Section 1. That in all counties in this State having a population of 16,669 and not more than 16,689, as shown by the United States Census for the year 1920, the County Judge, County Attorney, Sheriff, County Clerk, Court Clerk, County Treasurer, County Assessor and County Superintendent shall be allowed the following salaries as herein provided and shall,

with the consent of the Board of County Commissioners, be allowed the number of deputies, assistants and stenographers as herein provided, and such deputies shall, with the consent of the County Commissioners, receive the salaries as hereinafter provided.

Section 2. The County Judge in such counties shall receive a salary of \$2,050.00 per annum, payable monthly, and shall be allowed one stenographer, who shall receive a salary of \$110.00 per month, and in addition thereto said stenographer will be permitted to retain all transcript fees and fees for case made.

Section 3. The County Attorney in such counties shall receive a salary of \$2,050.00 per annum, payable monthly, and with the consent of the County Commissioners of said counties, will be allowed to appoint one Assistant County Attorney at a salary of not to exceed \$100.00 per month.

Section 4. The Sheriff in such counties shall receive a salary of \$2,050.00 per annum, payable monthly, and shall be allowed, by and with the consent of the County Commissioners, to appoint one Under-Sheriff, who shall receive a salary not to exceed \$125.00 per month, and one Field Deputy, who shall receive a salary of not to exceed \$125.00 per month, and if said County Commissioners find it necessary, said Sheriff will be allowed to appoint one additional Field Deputy, who shall receive a salary of not to exceed \$125.00 per month, said salary of said additional Field Deputy to be fixed by the County Commissioners, said officers to receive their mileage as now provided by law.

Section 5. Court Clerks in such counties shall receive a salary of \$1,850.00 per annum, payable monthly, and shall be allowed, with the consent of the County Commissioners, to appoint one Deputy, at a salary of not to exceed \$110.00 per month, said salary to be fixed by the County Commissioners.

Section 6. The County Clerks in such counties shall receive a salary of \$1,850.00 per annum, payable monthly, and

shall be allowed, with the consent of the County Commissioners, to appoint one Deputy, who shall receive a salary of not to exceed \$110.00 per month and one additional Deputy at a salary not to exceed \$90.00 per month, said salaries to be fixed by said Commissioners.

Section 7. The County Treasurer in such counties shall receive a salary of \$1,850.00 per annum, payable monthly and shall be allowed to appoint one Deputy at a salary not to exceed \$110.00 monthly, and one additional Deputy at a salary not to exceed \$90.00 per month, said salaries to be fixed by said Commissioners.

Section 8. The County Assessor in such counties shall receive a salary of \$1,750.00 per annum, payable monthly, and shall be allowed to appoint one deputy at a salary not to exceed \$110.00 monthly.

Section 9. The County Superintendent of such counties shall receive a salary of \$1,750.000 per annum, payable monthly.

Section 10. In all cases of emergency the Board of County Commissioners are hereby authorized to permit the county officers enumerated in this Act to appoint additional deputies at a salary to be fixed by the Board of County Commissioners and not to exceed the salaries herein provided for. Before such county officers shall be authorized to hire any additional help under this Act, he shall file with the Board of County Commissioners a petition setting out the emergency requiring additional help, the number of additional deputies desired, and salaries proposed to be paid such additional deputy or deputies. Said petition to be published for four consecutive issues in some newspaper of general circulation published in the county seat of said county. On said petition, the Board of County Commissioners shall have a public hearing, and where such emergency exists, the County Commissioners may authorize the employment of such additional help at a salary to be fixed by said Board of County Commissioners.



Section 11. It being immediately necessary 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 full force from and after its passage and approval.

On motion of Senator Johnson, Senate Bill No. 34, as amended, was advanced to engrossment and third reading.

House Bill No. 67 was taken up for consideration and was read by the Clerk

On motion of Senator Carlock, House Bill No. 67 was advanced to engrossment and third reading.

House Bill No. 229 was taken up for consideration and read by the Clerk.

By unanimous consent, House Bill No. 229 was advanced to engrossment and third reading.

Senator Holloway moved that House Bill No. 140, as amended by the Senate Committee on Appropriations, and passed, be printed. Motion carried.

House Bill No. 123 was taken up for consideration and read by the Clerk

Senator Anglin moved that Senate Bills Nos. 101 and 218 and House Bill No. 123 be referred to a Special Committee composed of Senators Brown (Love), Langley and Gulager. Motion carried.

Senator Gulager moved that Senator Luttrell be added to said Committee and Senate Bill No. 227, by Luttrell, also referred to the Special Committee.

Senator Brown (Love) moved to amend the Gulager motion to include also Senator Calvert, and to refer to the Committee Senate Bill No. 45, which amendment was accepted by Senator Gulager.

The motion carried, as amended, and Senate Bills Nos. 45, 101, 218 and 227 and House Bill No. 123 were referred to a Special Committee consisting of Senators Brown (Love), Langley, Gulager, Luttrell and Calvert.

On motion of Senator Johnson, Senate Bill No. 108 was stricken from the Calendar.

Senator Johns, with unanimous consent, reported as follows on behalf of the Committee on Banks and Banking:

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 211, as amended by Committee on Banks and Banking, by Joseph C. Looney, entitled, A Bill to be entitled, An Act amending Chapter 78, Article 3, Compiled Oklahoma Statutes, 1921, and providing for student loans, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

JOHNS, Chairman.

On motion of Senator Johns, the report was adopted and the bill ordered printed and placed on the Calendar.

The Chair announced the appointment of the Calendar Committee as follows: Senators Anglin, Carlock, McPherrren, Holloway and Gulager.

On motion of Senator Anglin, the Senate adjourned.

## FORTY-SIXTH LEGISLATIVE DAY.

Friday, February 23, 1923.

No session.

FORTY-SEVENTH LEGISLATIVE DAY.

Saturday, February 24, 1923.

No session.

## FORTY EIGHTH LEGISLATIVE DAY

Monday, February 26, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President.

On roll call, the following Senators were present:

Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 117, 132, 113, 156, 75, 177, 23 and 60 correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 117, 132, 113, 156, 75, 177, 23 and 60, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 13 correctly enrolled.



The President signed the enrolled copy of Senate Resolution No. 13, and ordered the same transmitted to the Secretary of State for permanent record.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 140 correctly engrossed.

The President signed Engrossed House Bill No. 140 as amended, and ordered same transmitted to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 192, 235, 254, 204, 34, 262, 276, 225, 249, 160 and 103 correctly engrossed.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolutions Nos. 14 and 15 correctly engrossed.

The President signed the engrossed copies of Senate Resolutions Nos. 14 and 15, and ordered the same referred to the enrolling and engrossing department for enrollment.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 166, by Hughes, Leedy, Reed and Lewis of the Senate, and Lightner of the House, entitled, A Bill entitled, An Act establishing a fish farm and game preserve, providing for a commission to locate the same, and making an appropriation therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate of the Ninth Oklahoma Legislature:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 38, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate of the Ninth Oklahoma Legislature:

I desire to inform you and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Joint Resolution No. 6, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 230, by Varnum, Disney, et. al., entitled:

“An Act amending Sections 3860, 3862, Paragraph 1, Section 3863, Section 3866, of Article 16, Chapter 20, Compiled Statutes of Oklahoma, 1921, defining terms, licensing dealers,

providing penalties, creating positions and making an appropriation therefor, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

By unanimous consent, 150 copies of House Bill No. 230 were ordered printed at once.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 197, by Bremer, et. al., entitled:

"An Act providing for a system of free text books in the Public Schools of Oklahoma; appropriating and setting aside the net proceeds of money collected from all foreign insurance companies doing business in the State of Oklahoma (foreign fire insurance companies excepted), and establishing a fund to be know as the Free Text Book Fund; directing the State Insurance Commissioner to deposit said money with the State Treasurer, who shall designate said deposit as the Free Text Book Fund; providing a method of distributing and otherwise putting into use free text books in all the Public Schools of the State, beginning August 1, 1924; amending and repealing certain existing text book laws; making an appropriation to carry out the purposes of this Act, and declaring an emergency."

And to advise you and, through you, the Honorable Senate, that the same has passed the House of Representatives and was signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 136, by Harper and Dyer, entitled:

“An Act providing for closed season on deer and wild turkey, and repealing all laws and parts of laws in conflict herewith.”

And to advise you and, through you, the Honorable Senate, that the House of Representatives has read this for the fourth time and that same was signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 136 and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Joint Resolution No. 10, by Senate Committee on Hospitals and Charities, and House Committee on Soldier Relief and Memorials, entitled:

“A Joint Resolution authorizing the use in perpetuity by the American Legion of the Department of the State of Oklahoma of a memorial Hall in the State Capitol building.”

And to inform you and, through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Joint Resolution No. 10 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body.

Engrossed House Concurrent Resolution No. 13, by Watson (Pottawatomie), Finley, et. al., entitled:

“Memorializing the President of the United States.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

House Concurrent Resolution No. 13 was read at length by the Clerk and ordered placed upon the Calendar under head of General Order.

Senator Looney (Harmon) was called to the Chair.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, Joint Conference Committee Report on

Engrossed Senate Bill No. 67, by Woods and Jones, entitled:

“An Act relating to cheats, frauds and bogus checks, and amending Section 2146, of Article 53, of Chapter 6, of the Compiled Statutes of Oklahoma, 1921, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate, that the House of Representatives has adopted the Joint Conference Committee Report thereon.

Respectfully,

C. J. KENDLE, Chief Clerk.



Senate Bill No. 67 was referred to the enrolling and engrossing department for enrollment.

Senator Reed, on behalf of the Committee on School Lands reported as follows:

Mr. President:

We your Committee on School Lands, to whom was referred Senate Bill No. 52, by Reed, entitled, An Act providing for the forfeiture of all rights obtained upon a sale or under a certificate of purchase issued thereon, of any of the State school or other State lands, and for the cancellation of the certificate of purchase issued therefor for failure to pay any deferred payments when due, and providing a procedure therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

REED, Chairman.

On motion of Senator Reed, the bill was ordered printed and placed on the Calendar.

Mr. President:

We your Committee on School Lands, to whom was referred Senate Bill No. 53, by Reed, entitled, An Act to amend Section 7177, Revised Laws of 1910, and providing for the forfeiture of preference right and right of renewal lease for failure to renew lease and execute notes, and providing for the sale of the improvements, giving to the former lessee the proceeds received therefrom after deducting any amounts owing to the State and providing that the procedure therefor shall be the same as in forfeiting lease for non-payment of rentals, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

REED, Chairman.

On motion of Senator Reed, the bill was ordered printed and placed on the Calendar.

Senator Calvert, on behalf of the Committee on Constitution and Constitutional Amendments, reported as follows:

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Bill No. 273, by Looney (Pontotoc), entitled, An Act to prevent fraud and corruption in making, procuring and submitting initiative and referendum petitions; providing penalties for violation thereof, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CALVERT, Chairman.

On motion of Senator Calvert, the bill was ordered printed and placed on the Calendar.

The President presiding.

Senator Hughes, on behalf of the Committee on Revenue and Taxation, reported as follows:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 144, by Reed, entitled, An Act authorizing the cancellation of back taxes and lien thereby created on real estate owned by municipalities, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the bill was ordered printed and placed on the Calendar.

Senator Johns introduced Senate Resolution No. 16, which was read at length by the Clerk, as follows:

SENATE RESOLUTION No. 16.

By Johns.

WHEREAS, the Eighth Legislature made an appropriation of Fifty-six Thousand (\$56,000.00) Dollars for the fiscal year ending June 30, 1922, and Fifty-six Thousand (\$56,000.00) Dollars for the fiscal year ending June 30, 1923, as a contingent fund, to be used in the eradication of bovine tuberculosis; and

WHEREAS, there is pending now, Senate Joint Resolution No. 8, making an appropriation of Thirty-one Thousand Four Hundred Forty-two and Ninety-four Hundredths (\$31,442.94) Dollars, to be paid for tubercular cattle ordered to be slaughtered by the State Board of Agriculture;

NOW, THEREFORE, BE IT RESOLVED, by the Senate:

First: That the State Auditor be and he is hereby directed to file with the Secretary of the Senate, at his earliest convenience, an itemized statement, giving the following information:

(a) The number of each warrant issued against said appropriation.

(b) In whose favor the warrant is drawn.

(c) The amount of warrant.

Second: That the President of the State Board of Agriculture be and he is hereby directed to file with the Secretary of the Senate, at his earliest convenience, the following information:

(a) The number of each claim filed against said appropriation.

(b) By whom filed.

(c) For what purpose. If for animals killed or isolated, give the number.

(d) Amount of the claim.

Third: That the President of the Board of Agriculture be and he is hereby directed to supply the same information, with reference to the Thirty-one Thousand Four Hundred Forty-two and Ninety-four Hundredths (\$31,442.94) Dollars, asked for in Senate Joint Resolution No. 8.

By unanimous consent, the rules were suspended and the resolution taken up for immediate consideration.

On motion of Senator Johns, the resolution was adopted as read.

Senator Lillard introduced Senate Concurrent Resolution No. 17, which was read at length by the Clerk, as follows:

#### SENATE CONCURRENT RESOLUTION No. 17.

By Lillard of the Senate, and Street of the House.

To the Honorable Representatives and Senators from Oklahoma in the United States Congress, Assembled:

Your memorialists, the Senate and House of Representatives of the State of Oklahoma, in Legislature assembled, most respectfully memorialize and petition you as follows:

THAT, WHEREAS, there is now a bill pending in Congress to grant a pension of thirty dollars per month to men who served as United States Deputy Marshals for the Western District of Arkansas, prior to the admission of the State of Oklahoma into the Union; and

WHEREAS, such service was performed in trying to stamp out lawlessness in what was then the Indian Territory; and

WHEREAS, the services upon which these men so faithfully engaged exposed them to physical hardship and constant danger of death; and

WIHEREAS, many of them, in their old age, are suffering from the direct results of such services;

THEREFORE, we, the General Assembly of the State of Oklahoma, respectfully petition you, collectively and individually, to put forth every effort to secure the passage of this bill.

Senator Lillard moved that the rules be suspended and the Resolution taken up for immediate consideration.

Motion lost, and the Resolution was laid over under the rules.

Senator Woods introduced Senate Resolution No. 17, which was read at length as follows, and laid over under the rules:

#### SENATE RESOLUTION No. 17.

By Woods.

A Resolution Calling for Information Pertaining to Data on Delinquent Taxes and on Unassessed Property From the County Assessors and County Treasurers of Oklahoma.

WHEREAS, proposed legislation concerning readjustment of the tax laws of Oklahoma is now pending; and

WHEREAS, on the proper adjustment of the Statutes pertaining to revenue and taxation depends the proper promotion and success of the public schools of the State of Oklahoma; and

WHEREAS, it is current rumor that large sums of money, which should have gone into the treasury of the State and certain counties within the State, have gone uncollected, by reason of unequal and unfair assessments and by reason



of laxity in enforcement of the laws on collection of delinquent and unassessed taxes;

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, that the County Assessors and County Treasurers of the State be requested to furnish the Committee on Revenue and Taxation with data from their respective counties, as follows, to-wit:

First: The amount of delinquent taxes extended, due and uncollected, together with the penalty thereon since 1907.

(a) On personal property.

(b) On real property.

Second: The amounts due and unpaid to holders of tax sale certificates from each county.

Third: (a) Whether or not the county has ever employed tax ferrets, as provided in Section 9798 of the Compiled Oklahoma Statutes, 1921, and what years this employment covered.

(b) The amount of taxes and the value of the property (for the different years) unassessed and put on the tax rolls by the tax ferret.

(c) The amount of taxes due as shown by the notice given under said Section 9798 (tax ferret notice), and the names of the parties to whom the notices were given.

(d) The amounts accepted in settlement in each case, and the totals, respectively, in (c) and (d).

Fourth: The opinions, respectively, of both the Assessor and Treasurer as to the assessed taxable value of property, real and personal, compared to the real value of the said property.

Senator Darnell introduced Senate Concurrent Resolution No. 18 by the Legal Advisory Committee, which was read at length, as follows:

## SENATE CONCURRENT RESOLUTION No. 18.

By Committee on Legal Advisory.

Be It Resolved by the Senate and the House of Representatives Concurring:

Section 1. That the words "per diem," as used in Section 21, Article 5, of the Constitution of the State of Oklahoma, are hereby construed to mean "calendar days," and the words "after sixty days of such session have elapsed," in the same section, are construed to mean legislative days, and that it is the intention of the Constitution of the State of Oklahoma to grant each House of the Legislature sixty actual working days in session at a "per diem" of Six (\$6.00) Dollars for each calendar day necessary to complete sixty legislative or working days of such session.

That a legislative day for each House of the Legislature, under the said provisions of the Constitution, is a day during which a session of such House is held.

That the State Auditor and all other officers are hereby directed to observe and execute the above construction of the Constitution in paying the members of the Ninth Legislature.

On motion of Senator Darnell, the rules were suspended and the resolution taken up for immediate consideration.

On motion of Senator McPherran, the resolution was adopted and referred to the enrolling and engrossing department for engrossment.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Committee Amendment for Engrossed Senate Bill No. 19, by Langley, et. al., entitled:

“A Bill to be entitled, An Act making an appropriation for grading, landscaping and insurance purposes at the Oklahoma Soldiers' Memorial Hospital, located at Muskogee, Oklahoma, and providing for the erection of a personnel building at said hospital, and making an appropriation therefor.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The House amendments to Senate Bill No. 19 were read at length by the Clerk as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 19.

*Be It Enacted by the People of the State of Oklahoma:*

Section 1. For the purpose of carrying out the terms of a certain contract made, under the authority of Chapter 223, Session Laws of Oklahoma, 1921, whereby the Oklahoma Soldiers' Memorial Hospital, located at Muskogee, Oklahoma, has been leased to the United States of America, there is hereby appropriated out of any funds in the State Treasury not otherwise appropriated, the sum of Sixty-three Thousand Two Hundred (\$63,200.00) Dollars, or so much thereof as may be necessary to be expended as follows, at said Oklahoma Soldiers' Memorial Hospital under the direction and control of the Soldiers Relief Commission of the State of Oklahoma:

For grading, landscaping and improving the grounds -----	\$25,000.00
For insurance -----	7,500.00
For erecting housing quarters for the per- sonnel other than nurses and physicians	30,000.00

Section 2. It being immediately necessary 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 full force from and after its passage and approval.

Senator Feuquay moved that the Senate concur in the House amendments to Senate Bill No. 19. Motion carried.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Brown (Love), Durant, Land, Nichols. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Brown (Love), Durant, Land, Nichols. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed House amendments to Senate Bill No. 19, and ordered the bill referred to the enrolling and engrossing department for enrollment.

### FIRST READING.

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

Senate Bill No. 304, by Calvert and Cornett of the Senate, and Van Dall, Boyer and Ferrell of the House—An Act creating a system of municipal courts for cities of the first class in Oklahoma; providing for the institution of such courts in such cities; establishing said courts as courts of record; defining the jurisdiction thereof; creating the officers thereof; defining their powers and duties, and providing for their appointment and compensation; providing for jury trials therein; providing for pleading and practice and rules of procedure in said courts, and appeals and writs of error therefrom; providing for all other details in connection therewith; limit-



ing the jurisdiction of the justices of the peace in such cities, and declaring an emergency.

Senate Bill No. 305, by Cornett (by request)—An Act amending Section 6437 of the Compiled Oklahoma Statutes, 1921, relating to witness fees.

Senate Bill No. 306, by Cornett—An Act to amend Section 1825, Compiled Oklahoma Statutes of 1921, relating to Sabbath breaking.

Senate Bill No. 307, by Ratliff—An Act creating certain clerical, stenographic and other positions in the State Department of Highways, and fixing the salaries therefor.

Senate Bill No. 308, by Hughey—An Act providing for deputy county treasurers in counties having a population of not less than 15,939 and not more than 15,950, according to the Federal census of 1920; fixing their salaries, and declaring an emergency.

Senate Bill No. 309, by Anglin and Nichols of the Senate, and Harper of the House—A Bill to be entitled, An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimates and reports.

Senate Bill No. 310, by Luttrell—An Act requiring persons, partnerships, associations and corporations advertising for or doing business as adjusters of claims within this State for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurance business interests within this State, to be licensed by the Insurance Commissioner, and declaring an emergency.

Senate Bill No. 311, by Woods and Lillard—An Act providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity which can likely be remedied, whose parents or other persons legally chargeable with their support are unable to provide for payment of the expenses thereof, and conferring juris-

diction on juvenile courts in such cases; providing for the commitment of such children in the University Hospital; defining the powers and duties of said institutions, and declaring an emergency.

Senate Bill No. 312, by Woods—An Act fixing the penalty for false oath or affirmation as to taxable property, amending Section 9622, Chapter 84, of Article 4, of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.”

Senate Bill No. 313, by McPherrren—An Act authorizing the making of insurance carriers, carrying accident insurance in favor of a defendant against loss by accident, parties garnishee defendant in all actions wherein the insurance carriers would be liable to the defendant in the event of recovery by plaintiff.

Senate Bill No. 314, by Mrs. Looney—A Bill to be entitled, An Act defining the powers and duties of the superintendent of schools in an independent district of a city or town.

Senate Bill No. 315, by Cordell of the Senate and King of the House—An Act to authorize the sheriff to serve warrants on fugitives from justice where extradition is not demanded in counties having a population of not less than 22,423 nor more than 22,443, according to Federal census, 1920, to give the Board of County Commissioners power to reimburse the sheriff for all actual and necessary expenses for himself and prisoner, repealing all laws in conflict therewith, and declaring an emergency.

Senate Bill No. 316, by Mrs. Looney—An Act prohibiting discrimination in payment of salaries to men and women workers.

Senate Bill No. 317, by Mrs. Looney—An Act prohibiting discrimination in payment of salaries to men and women teachers.

Senate Joint Resolution No. 22, by Mrs. Looney, Cordell and Earle A. Brown—Providing for the collection of delinquent gross production tax on petroleum or other crude or mineral oils, and natural gas.

Senate Joint Resolution No. 23, by Woods, Jones and Gobbie—Directing the payment to Shea & Donnally Company of \$5,000 retained by the State of Oklahoma out of the contract price for the building of the State Capitol of Oklahoma on account of its being uncertain that 45 pieces of limestone used in erection of said State Capitol building being finally of uniform color, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 295, by Horner, ordered placed on Calendar without reference to Committee, but not printed.

Senate Bill No. 296, by Langley, to Committee on Revenue and Taxation.

Senate Bill No. 297, by Langley, to Committee on Roads and Highways.

Senate Bill No. 298, by Johnson, to Judiciary Committee No. 1.

Senate Bill No. 299, by Calvert, Langley and West of the Senate, and Brice, Elam and Harper of the House, to Committee on Private Corporations.

Senate Bill No. 300, by Holloway, to Committee on Public Health.

Senate Bill No. 301, by Woods, to Committee on Public Service Corporations.

Senate Bill No. 302, by Nichols, to Committee on Soldier Relief and Memorials.

Senate Bill No. 303, by Johnson, to Committee on Fees and Salaries.

Senator Feuquay moved that Senate Bill No. 288 be advanced to engrossment and third reading. Motion carried.

The President instructed the Sergeant-at-Arms to call the Senators into the Senate Chamber under the call of the House.

Senate Bill No. 37 was read for the third time at length.

Senator Lillard was called to the Chair.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Golobie, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed West, Woods. Total, 32.

Nays: Brown (Blaine), Cornett, Durant, Frye, Glasser, Gulager, Horner, Lewis, Wells. Total, 9.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Golobie, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed West, Woods. Total, 32.

Nays: Brown (Blaine), Cornett, Durant, Frye, Glasser, Gulager, Horner, Lewis, Wells. Total, 9.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the engrossed copy of Senate Bill No. 37, and ordered same transmitted to the Honorable House.

The Hour of 3:00 o'clock having arrived, House Bill No. 189, on Special Order of Business, was taken up for consideration.

The President presiding.

On motion of Senator Nichols, further consideration of House Bill No. 189 was postponed and the bill ordered printed and placed on the Calendar under General Order.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 68, by Luttrell, entitled:

“An Act regulating pleadings and procedure in the Supreme Court of the State of Oklahoma, and making it unnecessary to allege in the petition in error that the trial court erred in overruling the motion for a new trial, filed in the court below, and for other purposes, and declaring an emergency.”



And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, the emergency having failed to receive two-thirds majority.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 68 was referred to the enrolling and engrossing department for enrollment.

Senate Bill No. 185 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown of Blaine, Cline, Cordell, Darnell, Feuquay, Frye, Gulager, Harvey, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 29.

Nays: Brown of Love, Carlock, Cornett, Durant, Hill. Total, 5.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Calvert, Glasser, Golobie, Land, Leedy, Lewis, McPherran. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson,

Jones, Langley, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Cornett, Durant. Total, 2.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Calvert, Glasser, Golobie, Land, Leedy, Lewis, McPherren. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 185 and ordered the same transmitted to the Honorable House.

Senate Bill No. 222 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Cline, Cordell, Darnell, Feuquay, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney of Harmon, Luttrell, Memminger, Nichols, Ratliff, Reed, West, Woods. Total, 23.

Nays: Brown of Blaine, Brown of Love, Carlock, Cornett, Durant, Frye, Harvey, Hill, Looney of Pontotoc, Wells. Total, 10.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Calvert, Glasser, Golobie, Gulager, Hughey, Land, Leedy, McPherren. Total, 8.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown of Blaine, Brown of Love, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney of Harmon, Looney of Pontotoc, Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 33.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Calvert, Glasser, Golobie, Gulager, Hughey, Land, Leedy, McPherrren. Total, 8.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 222 and ordered same transmitted to the Honorable House.

Senate Bill No. 140 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherran, Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 140 and ordered the same transmitted to the Honorable House.

Senate Bill No. 225 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherran. Total 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard,

Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherrin. Total 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 225 and ordered the same transmitted to the Honorable House.

Senate Bill No. 249 was read for the third time at length.

Senator Golobie moved to insert the emergency clause in Senate Bill No. 249, which motion carried.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: Memminger. Total, 1.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherrin. Total, 5.



The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: Memminger. Total, 1.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherrren. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and Senate Bill No. 249 was referred to the enrolling and engrossing department for engrossment of the emergency clause.

Senate Bill No. 276 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherren.  
Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Menminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherren.  
Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 276 and ordered the same transmitted to the Honorable House.

Senate Bill No. 262 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay,

Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total, 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherren. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherren. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 262 and ordered the same transmitted to the Honorable House.

Senate Bill No. 160 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherrren. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Absent: Anglin, Monk. Total, 2.

Excused: Barker. Total 1.

Not voting: Glasser, Hughey, Land, Leedy, McPherrren. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 160 and ordered the same transmitted to the Honorable House.

### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 230, by Varnum, Disney, Nance, Treadway, Stewart, Watson of Sequoyah, Mitchell and Anderson—An Act amending Sections 3860, 3862, Paragraph 1, Section 3863, Section 3866 of Article 16, Chapter 20, Compiled Statutes of Oklahoma, 1921, defining terms, licensing dealers, providing penalties, creating positions and making appropriation therefor, and declaring an emergency.

Engrossed House Bill No. 197, by Bremer, Sigler, Anderson, Elam, Thornsborough, Lowry, Moothart, Wooten, Windle, Acton, Everhart, Mabon and Otjen—An Act providing for a system of free text books in the public schools of Oklahoma; appropriating and setting aside the net proceeds of money collected from all foreign insurance companies doing business in the State of Oklahoma (foreign fire insurance companies excepted), and establishing a fund to be known as the Free Text Book Fund; directing the State Insurance Commissioner to deposit said money with the State Treasurer, who shall designate said deposit as the Free Text Book Fund, etc.

Senator Langley returned to the Senate, Senate Bill No. 237, referred to the Committee on Soldier Relief and Memorials, and requested that it be referred to the Committee on Appropriations.

By unanimous consent, it was so ordered.

On motion of Senator Hudson, the Senate adjourned under the rules



FORTY-NINTH LEGISLATIVE DAY

Tuesday, February 27, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Excused: Barker, Glasser, Lewis. Total, 3.

The Chair announced a quorum present.

Prayer by Reverend Snodgrass, Chaplain of the House of Representatives.

Senator Lillard, on behalf of the Committee on Judiciary No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 25, by Hughes, entitled, An Act providing for the levy and collection of assessments against the lots and tracts of land specially benefitted to pay the cost of the construction of paving and other improvements of streets in incorporated towns in the State of Oklahoma which have

heretofore been authorized and completed under the provisions of a void or unconstitutional law of the State of Oklahoma, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the bill was ordered printed and placed on the Calendar.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolutions Nos. 15 and 14 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Resolutions Nos. 14 and 15, and ordered same transmitted to the Secretary of State for permanent record.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 68, 19 and 67 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bills Nos. 68, 19 and 67, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 16 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Resolution No. 16 and ordered the same referred to the enrolling and engrossing department for enrollment.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 18, and Senate Bill No. 249 correctly engrossed.

The President Pro Tempore signed the engrossed copies of Senate Concurrent Resolution No. 18, and Senate Bill No.

249, and ordered same transmitted to the Honorable House for its consideration.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 288 correctly engrossed.

A letter from Mr. John W. Hoffman, of Ardmore, Oklahoma, addressed to the President, was read by the Clerk.

### FIRST READING.

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

Senate Bill No. 318, by Calvert of the Senate, and Baskin and Bayless of the House—Fixing times for holding sessions of District Court in Second District.

Senate Bill No. 319, by Cordell—An Act providing for the construction of certain language contained in Section 10282 of the 1921 Revised Laws of this State, and declaring an emergency.

Senate Bill No. 320, by Cordell—An Act to provide for the regulation of the disposition and distribution of coal under certain conditions currently needed by householders, institutions and industries in the State; to empower the Governor to contract and agree with coal producers or coal operators relative to the price, distribution, disposition and control of coal and to ratify such contracts made prior to the approval of this Act; to provide a Fuel Administrator, define his powers and duties and provide for his compensation; to provide what shall be prima facie evidence of profiteering as to sale of coal.

Senate Bill No. 321, by Woods of the Senate, and Robertson and Long of the House—An Act creating a State Rent Commission; prescribing the duties and qualifications of the members thereof; prescribing the authority and scope of said

Commission and the method of procedure in conducting hearings in the enforcement of this Act; providing an appropriation for the enforcement hereof, and repealing all laws in conflict herewith.

Senate Bill No. 322, by Hughey, Hughes and Jones—An Act making an appropriation with which to defray the expenses for the construction of a building for hospital purposes upon the grounds of the Western Oklahoma Hospital at Supply, and declaring an emergency.

Senate Bill No. 323, by Holloway—An Act relating to the employment of teachers and superintendents in the public schools.

Senate Bill No. 324, by Committee on Education—An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America, in Congress assembled (H. B. 4438, approved June 2, 1920), entitled, "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment"; to provide for the administration of same, and to make appropriation for such purposes.

Senate Bill No. 325, by Johns and Holloway—An Act fixing the salary of the Assistant Secretary of the Commissioners of the Land Office of the State of Oklahoma, and declaring an emergency.

Senate Bill No. 326, by Calvert of the Senate, and Baskin and Bayless of the House—An Act authorizing auditing of the court clerk's office, county clerk's office and the sheriff's office, repealing all laws in conflict, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 304, by Calvert and Cornett, of the Senate, and Van Dall, Boyer and Ferrell of the House, to Committee on Municipal Corporations.

Senate Bill No. 305, by Cornett (by request), to Judiciary Committee No. 1.

Senate Bill No. 306, by Cornett, to Judiciary Committee No. 2.

Senate Bill No. 307, by Ratliff, to Committee on Fees and Salaries.

Senate Bill No. 308, by Hughey. Placed on Calendar without reference to Committee.

Senate Bill No. 309, by Anglin and Nichols of the Senate, and Harper of the House, to Committee on State and County Affairs.

Senate Bill No. 310, by Luttrell, to Committee on Insurance.

Senate Bill No. 311, by Woods and Lillard, to Committee on Hospitals and Charities.

Senate Bill No. 312, by Woods, to Judiciary Committee No. 1.

Senate Bill No. 313, by McPherrren, to Committee on Insurance.

Senate Bill No. 314, by Mrs. Looney, to Committee on Education.

Senate Bill No. 315, by Cordell, of the Senate, and King, of the House, to Judiciary Committee No. 1.

Senate Bill No. 316, by Mrs. Looney, to Committee on Commerce and Labor.

Senate Bill No. 317, by Mrs. Looney, to Committee on Education.



Senate Joint Resolution No. 22, by Mrs. Looney, Cordell and Earl A. Brown, to Committee on Revenue and Taxation.

Senate Joint Resolution No. 23, by Woods, Jones and Golobie, to Committee on Appropriations.

House Bill No. 197, by Bremer, Sigler, Anderson, Elam, Thornsborough, Lowry, Moothart, Wooten, Windle, Acton, Everhart, Mabon and Otjen, to Committee on Education.

House Bill No. 230, by Varnum, Disney, Nance, Treadway, Stewart, Watson (Sequoyah), Mitchell and Anderson, to Committee on Agriculture.

Senator Lillard was called to the Chair.

Senator Wells moved that the vote by which Senate Bill No. 84 failed to pass, be reconsidered.

The roll was called and resulted as follows:

Ayes: Anglin, Brown (Blaine), Brown (Love), Cordell, Cornett, Durant, Frye, Golobie, Gulager, Hill, Horner, Hudson, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), McPherran, Nichols, Ratliff, Wells, West, Woods. Total, 23.

Nays: Bobo, Carlock, Cline, Hughes, Hughey, Johns, Jones, Lattrell, Monk, Reed. Total, 10.

Not voting: Calvert, Darnell, Feuquay, Harvey, Holway, Johnson, Langley, Memminger. Total, 8.

Excused: Barker, Glasser, Lewis. Total, 3.

The motion having received the votes of the majority of all members elected to and constituting the Senate, was declared carried.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Durant, Frye, Golobie, Gulager, Hill, Horn-

er, Hudson, Hughey, Land, Leedy, Lillard, Looney (Harmon), McPherren, Nichols, Ratliff, Wells, Woods. Total, 23.

Nays: Carlock, Cline, Hughes, Johns, Jones, Looney (Pontotoc), Luttrell, Monk, Reed, West. Total, 10.

Excused: Barker, Glasser, Lewis. Total, 3.

Not voting: Calvert, Darnell, Feuquay, Harvey, Holloway, Johnson, Langley, Memminger. Total, 8.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the engrossed copy of Senate Bill No. 84 and ordered same transmitted to the Honorable House.

A Committee from the Honorable House of Representatives was received and announced that they were desirous of meeting a like Committee from the Senate to arrange for a joint session of the two bodies at 3:00 o'clock, for the purpose of hearing a lecture by Mr. Sidney Smith.

The Chair appointed as Senate Committee for such conference, Senators Holloway, Hughes and Looney (Harmon).

Senate Bill No. 103, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Gulager, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Reed, Wells, Woods. Total, 30.

Nays: Durant, Feuquay, Frye, Golobie, Hill, Horner. Total, 6.

Not voting: Calvert, Harvey, Johns, Ratliff, West.  
Total, 5.

Excused: Barker, Glasser, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Gulager, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Reed, Wells, Woods. Total, 30.

Nays: Durant, Feuquay, Frye, Golobie, Hill, Horner.  
Total, 6

Not voting: Calvert, Harvey, Johns, Ratliff, West.  
Total, 5.

Excused: Barker, Glasser, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the engrossed copy of Senate Bill No. 103, and ordered same transmitted to the Honorable House.

Senator Holloway, on behalf of the Special Committee appointed to arrange for a joint session of the Senate and House of Representatives, reported that the Committees had conferred upon the subject, and moved that the Senate recess at 3:00 o'clock, and proceed to the hall of the House of Representatives. Motion carried.

The President Pro Tempore presiding.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to return, herewith for the consideration of your Honorable body,

Enrolled Senate Bill No. 113, by Hudson of the Senate, and Simpson of the House, entitled:

“An Act creating a court of common pleas in all counties having a city therein of over seventy-two thousand (72,000) and not more than ninety thousand (90,000) population, according to the last preceding regular decennial Federal census; defining the jurisdiction thereof and creating the officers thereof and defining their powers and duties, and providing for the appointment, election, qualifications, duties, powers and compensation of the judges and other officers thereof, and providing for pleading and practice and rules of procedure therein, and all appeals and writs of error therefrom, and providing for the transfer of causes from the district court to said court, and limiting the jurisdiction of the justices of the peace in such cities, and declaring an emergency.”

Enrolled Senate Bill No. 23, by Looney (Harmon), of the Senate, and Garner, Sigler, Tolbert, and Watson (Sequoyah) of the House, entitled:

“An Act amending Sections 8172 and 8175 of Chapter 72, Compiled Statutes of Oklahoma, Annotated, 1921, relating to Confederate pensions, and declaring an emergency.”

Enrolled Senate Bill No. 60, by Cordell, entitled:

“An Act providing for the inspection and sale of commercial fertilizer, condimental, patented or proprietary.”

Enrolled Senate Bill No. 75, by Calvert of the Senate and Bayless of the House, entitled:

“An Act fixing the salaries of county judge, sheriff, county attorney, county clerk, county treasurer, court clerk, county assessor and county commissioners, in all counties in this State having a population of not less than 17,605 and not more than 18,000 population, according to the Federal census of 1920, and whose assessed valuation is not less than \$16,000,000, and declaring an emergency.”

Enrolled Senate Bill No. 117, by Gulager of the Senate and Berry of the House, entitled:

“An Act fixing the salaries of the assistant county attorneys of all counties in the State of Oklahoma having a population of not less than 61,000 and not more than 62,000, as shown by the Federal census of 1920, providing for the appointment of assistant county attorneys and fixing the salary thereof, and declaring an emergency.”

Enrolled Senate Bill No. 132, by Senate Committee on Hospitals and Charities, and House Committee on Soldiers' Relief and Memorials, entitled:

“An Act creating the office of Custodian of the American Legion Memorial Hall in the State Capitol, providing for his appointment and qualifications, describing his duties and fixing his compensation, making an appropriation therefor, and declaring an emergency.”

Enrolled Senate Bill No. 156, by Memminger and McPherrren of the Senate, and Eastridge of the House, entitled:

“An Act authorizing the county attorney of all counties in the State of Oklahoma having a population, as shown by the Federal census of 1920, of not less than 20,500 and not to exceed 21,000, to appoint one assistant county attorney, and fixing the salary of same, and declaring an emergency.”

Enrolled Senate Bill No. 177, by Luttrell of the Senate and Phillips of the House, entitled:



“An Act authorizing the employment of certain deputies by the sheriff in counties having a population of not less than 19,385 and not more than 19,390, according to the last preceding decennial census, fixing the salaries of such deputies, providing for traveling expenses of the sheriff and deputies of such counties, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate, that the same have been read for the fourth time by the House of Representatives and were signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 113, 23, 60, 75, 117, 132, 156 and 177 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 276, by Elam and Smith, entitled:

“An Act relating to county commissioners in counties having a population of not less than 36,536 and not over 36,600, and with an assessed valuation of not less than \$34,825,000.35 and declaring an emergency.”

Engrossed House Bill No. 131, by Stewart and Dyer of the House, and Holloway of the Senate, entitled:

“A Bill to be entitled, An Act allowing one additional judge for the Twenty-seventh Judicial District of the State of Oklahoma; providing for the appointment and election of such additional judge, and declaring an emergency.”

Engrossed House Bill No. 178, by Miller (Tulsa) and Long, entitled:

“A Bill to be entitled, An Act amending Section 4266, of the Revised Laws of Oklahoma, 1910, as amended by Section 1, Chapter 144, Session Laws of Oklahoma, 1919; also Section 7886, Revised Laws of 1921, relating to cemeteries and burial grounds, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Joint Resolution No. 11, by McPherrren of the Senate, and Disney of the House, entitled:

“A Resolution providing for authority in the Highway Commission to enter into a contract with the Jefferson Highway Bridge Company, etc., and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Joint Resolution No. 11 was referred to the enrolling and engrossing department for enrollment.

Senator Leedy moved that the rules be suspended and Senate Bill No. 148 be taken up for immediate consideration.

Senator Lillard made a point of order that this was House Day, and therefore we were operating under the Joint Rules, which cannot be suspended.

The Chair held the point of order well taken.

Senate Bill No. 254 was read for the third time at length.

On motion of Senator Looney (Pontotoc), Senate Bill No. 254 was referred to a special committee for amendment.

The Chair appointed as such special committee, Senators Cordell, Looney (Pontotoc), Brown (Love).

Senate Bill No. 235 was read for the third time at length.

Senator Darnell, with unanimous consent, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 235, line 2, page 1, by adding after the word "a" and before the word "senatorial" the word "separate," and by adding after the word "for" and before the word "the," in line 3, page 1, the words "each of."

DARNELL.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Not voting: Harvey, Hudson, West. Total, 3.

Excused: Barker, Glasser, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Not voting: Harvey, Hudson, West. Total, 3.

Excused: Barker, Glasser, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and Senate Bill No. 235 was referred to the enrolling and engrossing department for engrossment of the amendment.

The Senate then recessed, pursuant to the motion of Senator Holloway.

### JOINT SESSION.

As no official acts were contemplated, the roll call was dispensed with in the assembling of the Joint Session.

The speaker of the afternoon, Mr. Sidney Smith, was introduced by Representative Gulager and addressed the body briefly.

Representative Stovall moved that the Joint Session be dissolved, which motion prevailed.

\* \* \* \* \*

The Senate reassembled at 3:30 o'clock p. m. and was called to order by the President Pro Tempore.

Senate Bill No. 204 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Pontotoc), Luttrell, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 32.

Nays: None.

Not voting: Cornett, Durant, Gulager, Holloway, Leedy, Looney (Harmon), McPherrren, Memminger, West. Total 9.

Excused: Barker, Glasser, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 204 and ordered the same transmitted to the Honorable House.

Senate Bill No. 288 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley,



Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Not voting: Harvey, Hudson, West. Total, 3.

Excused: Barker, Glasser, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Not voting: Harvey, Hudson, West. Total, 3.

Excused: Barker, Glasser, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 288, and ordered same transmitted to the Honorable House.

House Bill No. 67 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Not voting: Harvey, Hudson, West. Total, 3.

Excused: Barker, Glasser, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Not voting: Harvey, Hudson, West. Total, 3.

Excused: Barker, Glasser, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 67 and ordered same returned to the Honorable House.

House Bill No. 229 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None.

Not voting: Harvey, Hudson. Total, 2.

Excused: Barker, Glasser, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None

Not voting: Harvey, Hudson. Total, 2.

Excused: Barker, Glasser, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 229 and ordered same returned to the Honorable House.

House Bill No. 192 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Brown (Love). Total, 1.

Not voting: Harvey, Hudson. Total, 2.

Excused: Barker, Glasser, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Brown (Love). Total, 1.

Not voting: Harvey, Hudson. Total, 2.

Excused: Barker, Glasser, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 192 as amended, and ordered same returned to the Honorable House.

House Bill No. 203 was read for the third time at length.

Senator Looney of Harmon was called to the chair.

Senator Gulager, with unanimous consent, submitted the following amendment, which was adopted.

Mr. President: I move to amend House Bill No. 203, line 18, page 5, by adding after the word "deficiency," the following: "provided that the above does not apply to the Twenty-seventh Senatorial District."

GULAGER.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Carlock, Harvey, Memminger. Total, 3.

Excused: Barker, Glasser, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.



The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Carlock, Harvey, Memminger. Total, 3.

Excused: Barker, Glasser, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and House Bill No. 203 was referred to the enrolling and engrossing department for engrossment of the amendment.

On motion of Senator Leedy, Senate Bill No. 148 was made special order of business for 2:30 o'clock, Wednesday.

On motion of Senator Bobo, Senate Bill No. 155 was made special order of business immediately following Senate Bill No. 148, Wednesday.

Senator Nichols asked that all members of the Roads and Highways Committee, who should be in attendance at a special joint meeting of the Roads and Highways Committees from both houses, be excused from the next day's session of the Senate. Unanimous consent was granted.

Senator Johnson moved that Senate Bill No. 34 be referred to a special committee for consideration.

Motion carried, and the Chair appointed Senators Johnson, Lewis and Calvert as such committee.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the House of Representatives refuses to concur in Senate amendments to

Engrossed House Bill No. 140, by Watkins, et al., entitled:

“An Act providing aid for weak school districts, making appropriation for the year ending June 30th, 1923, and the year ending June 30, 1924, and declaring an emergency.”

And the Speaker of the House has appointed Representatives Stovall, Windle and Bremer as conferees on Engrossed House Bill No. 140.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Holloway moved that the Senate accede to the request of the Honorable House for a conference, and that the Chair appoint a conference committee.

Motion carried, and the Chair appointed Senators Carlock, McPherrren and Holloway as such committee.

#### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 131, by Stewart and Dyer of the House, and Holloway of the Senate—A Bill to be entitled, An Act allowing one additional judge for the Twenty-seventh Judicial District of the State of Oklahoma; providing for the appointment and election of such additional judge, and declaring an emergency.

Engrossed House Bill No. 178, by Miller (Tulsa) and Long—A Bill to be entitled, An Act amending Section 4266, of

the Revised Laws of Oklahoma, 1910, as amended by Section 1, Chapter 144, Session Laws of Oklahoma, 1919; also Section 7886, Revised Laws of 1921, relating to cemeteries and burial grounds, and declaring an emergency.

Engrossed House Bill No. 276, by Elam and Smith—An Act relating to county commissioners in counties having a population of not less than 36,536 and not over 36,600, and with an assessed valuation of not less than \$34,825,000.35, and declaring an emergency.

House Bill No. 122 was taken up for consideration and read by the Clerk.

Senator Looney offered the following amendment, which was tabled on motion of Senator Cline:

Mr. President: I move to amend House Bill No. 122, line 12, page 2, by adding after the word "Oklahoma," the following: "Any officer or employee of a State bank who performs or attempts to perform any duty as such officer or employee without having first complied with the provisions of this Act shall be guilty of a felony, and upon conviction thereof shall be punished by a fine of not less than \$500.00 nor more than \$5,000.00 or by imprisonment in the State Penitentiary for not less than one nor more than five years, or by both such fine and imprisonment.

J. C. LOONEY.

On motion of Senator Durant, House Bill No. 122 was referred to a special committee of three for amendment. The Chair appointed Senators Looney (Pontotoc), McPherren and Durant as such special committee.

Senate Bill No. 144 was taken up for consideration and read by the Clerk.

Senator Horner offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 144 by changing the figures "60,000" to "55,000" in the title, and in line 3, page 1, by changing "60,000" to "55,000."

HORNER.

On motion of Senator Gulager, House Bill No. 144 was advanced to engrossment and third reading.

House Bill No. 269 was taken up for consideration and read by the Clerk.

Senator Brown of Love County offered the following amendments, which were adopted:

Mr. President: I move to amend House Bill No. 269, line 4, page 1, by adding after the word "the" and before the word "federal" the words "last preceding" and by adding after the word "federal" and before the word "census" the word "decennial" and by striking, after the word "census" the words and figures "1920."

EARL A. BROWN.

Mr. President: I move to amend House Bill No. 269, lines 3, 4 and 5 of page 2, by striking after the word "thereafter" in line 3 and before the word "payable" in line 5, all of the language, and by substituting the following words and figures in lieu thereof: "\$2,000.00, County Clerk, \$1,800.00, Court Clerk, \$1,800.00, Tax Assessor, \$1,800.00, County Treasurer, \$1,800.00."

EARL A. BROWN.

On motion of Senator Brown, House Bill No. 269, as amended, was advanced to engrossment and third reading.

House Bill No. 286 was taken up for consideration and read by the Clerk.

By unanimous consent, House Bill No. 286 was referred to Senators Feuquay and Wells for consideration.

On motion of Senator McPherren House Bill No. 17 was ordered referred to a special committee for redrafting.

The Chair announced that appointment of such Special Committee would be made later.

House Bill No. 72 was taken up for consideration and read by the Clerk.

Senator Cornett offered the following amendment which was lost:

Mr. President: I move to amend House Bill No. 72, line 17, page 2 by inserting after the word "both," and before the word "provided" the words "such fine and imprisonment."

CORNETT.

On motion of Senator Cline, House Bill No. 72 was advanced to engrossment and third reading.

Senator Bobo, with unanimous consent, reported as follows on behalf of the Committee on Commerce and Labor:

Mr. President:

We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 283, by Feuquay and Hudson, entitled, An Act to amend Sections 7255 and 7256 of Article V of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the protection of labor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

BOBO, Chairman.

On motion of Senator Bobo, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:



Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 175, by Hughes, entitled, An Act providing for the appointment of a court crier by each district; defining his powers and duties, and for his compensation, and tenure in office; for an appropriation, and declaring an emergency. beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Hudson, the Senate adjourned under the rules.

## FIFTIETH LEGISLATIVE DAY

Wednesday, February 28, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 39.

Excused: Barker, Glasser, Land, Lewis, Nichols. Total, 5.

The Chair announced a quorum present.

Prayer by Rev. Snodgrass, Chaplain of the Honorable House of Representatives.

## FIRST READING.

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

Senate Bill No. 327, by Ratliff—An Act to encourage and promote ownership and in aid of home owners, creating a Home Land Fund, to be invested in second mortgages on land, making an appropriation therefor and providing for a first mortgage to be taken by the Commissioners of the Land Office, and declaring an emergency.

Senate Joint Resolution No. 24, by Holloway—A Resolution reappropriating the sum of \$212.00 unexpended balance in deficiency appropriation No. 63 for the Department of State Fire Marshal, so that the same may be used for traveling expenses.

By unanimous consent, at the request of Senator Hudson, Senate Joint Resolution No. 6 was recalled from the Committee on Private Corporations and referred to the Committee on Appropriations.

Senator Wells moved that the rules be suspended and House Concurrent Resolution No. 13 taken up at this time. Motion lost.

Senator Lewis was indefinitely excused on account of sickness.

Senator Land was indefinitely excused on account of sickness.

## SECOND READING.

The following bills were read for the second time and referred to the committees indicated:

Senate Bill No. 318, by Calvert of the Senate, and Baskin and Bayless of the House, placed on Calendar without reference to committee.

Senate Bill No. 319, by Cordell, to Judiciary Committee No. 1.

Senate Bill No. 320, by Cordell, to Committee on Mines and Manufacturing.

Senate Bill No. 321, by Woods of the Senate, and Robertson and Long of the House, to Committee on State and County Affairs.

Senate Bill No. 322, by Hughey, Hughes and Jones, to Committee on Appropriations.

Senate Bill No. 323, by Holloway, to Committee on Education.

Senate Bill No. 324, by Committee on Education, to Committee on Education.

Senate Bill No. 325, by Johns and Holloway, to Committee on Fees and Salaries.

Senate Bill No. 326, by Calvert of the Senate, and Baskin and Bayless of the House, to Committee on State and County Affairs.

House Bill No. 131, by Stewart and Dyer of the House, and Holloway of the Senate, to Committee on Legislative and Judicial Apportionment.

House Bill No. 178, by Miller (Tulsa) and Long, to Committee on Municipal Corporations.

House Bill No. 276, by Elam and Smith, placed on the Calendar without reference to committee.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 16 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 16 and ordered the same transmitted to the Secretary of State for permanent record.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 235 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 235, and ordered same transmitted to the Honorable House for consideration.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bills Nos. 269, 144 and 203 correctly engrossed.

The President Pro Tempore signed engrossed House Bill No. 203, as amended, and ordered same returned to the Honorable House.

Senator Lillard, on behalf of the Committee on Judiciary No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 315, by Cordell of the Senate and King of the House, entitled, An Act to authorize county commissioners in counties having a population of not less than 22,423 nor more than 22,443, according to the Federal census of 1920, to reimburse the sheriffs of said counties for all actual and necessary expense incurred in the return of fugitives from justice where extradition rights are waived or not demanded, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that the Committee substitute for said bill do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

By unanimous consent, at the request of Senator Ratliff, Senate Bill No. 307 was withdrawn from the Committees on Fees and Salaries and referred to the Committee on Roads and Highways.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy



of Senate Joint Resolution No. 10, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 60, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 23, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 75, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 117, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 132, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 156, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 177, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 113, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

House Bill No. 144 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Monk, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: None

Not voting: Durant, Feuquay, Johnson, Memminger.  
Total, 4.

Excused: Barker, Glasser, Land, Lewis, Nichols. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 144, as amended, and ordered same returned to the Honorable House.

House Bill No. 269 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Leedy. Total, 1.

Not voting: Durant, Feuquay, Johnson, Memminger. Total, 4.

Excused: Barker, Glasser, Land, Lewis, Nichols. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 269, as amended, and ordered same returned to the Honorable House.

House Bill No. 72 was read for the third time at length.

Senator Cline, with unanimous consent, submitted the following amendment, which was adopted:

Mr. President:

I move to amend Engrossed House Bill No. 72, line 1, page 1, as follows:

By adding after the words "Section 1" and before the word "It," the following: Section 10368 of the Compiled Oklahoma Statutes, 1921, is hereby amended to read as follows: Section 10368. Oath Administered to Teachers.

And, further to amend said bill, line 17, page 2, by adding after the word "both" and before the semi-colon, the following: "such fine and imprisonment."

And, further to amend said bill, line 2, page 3, by adding before the word "and," the following: "The said oath shall be printed on all teachers' contracts, and shall be a part thereof, and shall be executed by the teacher, simultaneously, with the execution of the contract."

And, further to amend said bill, line 2, page 3, by adding after the word "teacher," and before the word "without," the following: "heretofore."

And, further to amend said bill, line 4, page 3, by striking the word "fails" and adding in lieu thereof the words "has failed." And correcting the spelling of the word "inadvertently."

And, further amending said bill in line 9, page 3, by changing the word "or" to "of" at the end of the line, and by including the emergency clause in the title of said bill.

#### CLINE.

House Bill No. 72 was ordered left on the Calendar under head of Third Reading, and was referred to the enrolling and engrossing department for engrossment of the amendment.

The hour of 2 o'clock having arrived, Senate Bill No. 148, under Special Order of Business, was taken up for further consideration.

Senator Looney (Pontotoc), was called to the Chair.

Section 12 was read by the Clerk.

Senator Leedy offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 148, Section 12, pages 8-11, as follows: By striking Section 12 and by adding the following section in lieu of Section 12:



**Section 12. PRACTICE OF MEDICINE REGULATED.**

Every person shall be regarded as practicing medicine within the meaning and provisions of this Act, who shall append to his name the letters "M. D.," "Doctor," "Professor," "Specialist," "Physician," or any other title, letters or designation which represent that such person is a physician, or who shall for a fee or compensation treat disease, injury or deformity of persons by any drugs, surgery, manual or mechanical treatment whatsoever.

But nothing in this article shall be so construed as to prohibit the service in the case of emergency, or the domestic administration of family remedies; nor shall this Act apply to any commissioned medical officer in the United States Army, Navy or Marine Hospital service in the discharge of his professional duties, nor to any legally qualified dentist, when engaged exclusively in the practice of dentistry, nor to any legally licensed optometrist when engaged in the practice of optometry as defined by law, or to any physician or surgeon from another state or territory when in actual consultation with a legal practitioner of this State, if such physician or surgeon is at the time of said consultation a legal practitioner of medicine or surgery in the state or territory in which he resides, nor to any physician or surgeon residing on the border of the neighboring state, and duly authorized under the laws thereof to practice medicine and surgery therein, whose practice extends within the limits of this State; providing that such physician or surgeon shall not open an office or place to meet patients or receive calls within the limits of this State; provided that this Act shall not be construed so as to interfere in any way with the practice of those who endeavor to prevent or cure disease or suffering by spiritual means or prayer.

LEEDY.

On motion of Senator Leedy, Section 12 was adopted as amended.

Senator Leedy asked unanimous consent to refer back to Section 2 for the purpose of offering an amendment, which consent was granted.

Senator Leedy offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No 148, line 4, page 2, by striking after the word "than" the word "five" and inserting in lieu thereof the word "three."

LEEDY.

Section 13 was read and adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read by the Clerk.

Senator Cline offered the following amendment, which was tabled on motion of Senator Gulager:

Mr. President: I move to amend Section 16, line 11 and 12, page 16, by changing, after the word "of," in line 11, and before the word "but," in line 12, "fifteen dollars" to "five dollars."

CLINE.

Senator Johnson offered the following amendment, which was tabled on motion of Senator Brown (Love):

Mr. President: I move to amend Senate Bill No. 148, line 12, page 5, by striking \$15.00 and inserting therefor \$10.00.

JOHNSON.

Section 16 was adopted as read.

Section 17 was read and adopted by unanimous consent.

Section 18 was read by the Clerk.

Senator Cline offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 148, Section 18, by changing \$100.00, in line 4, page 17, to \$25.00, and by changing \$85.00, in line 5, page 17, to \$15.00.

CLINE.

On motion of Senator Leedy, Section 18 was adopted as read.

Senator Hughes, with unanimous consent, offered the following amendment to Section 17, which amendment was lost:

Mr. President: I move to amend Senate Bill No. 148, line 4, page 16, by striking after the word "of" and before the word "dollars" the word "fifteen" and inserting the word "five"

HUGHES.

Section 19 was read and adopted by unanimous consent.

Section 20 was read by the Clerk.

Senator Langley offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 148, line 9, page 19, by striking after the word "dollars" the remainder of the section.

LANGLEY.

The President presiding.

Senator Luttrell offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 148, line 17, page 18, by striking the word "conclusive" before the word "evidence" and inserting the words "prima facie."

LUTTRELL.

Senator McPherrren moved that Captain Eddie Rickenbacher, celebrated ace of the 94th Air Squadron, who was then in the building, be invited to address the Senate.

Motion carried, and the Chair appointed Senator McPherrren to receive and introduce Captain Rickenbacher.

On motion of Senator Leedy, Section 20 of Senate Bill No. 148 was adopted as amended.

Section 21 was read and adopted by unanimous consent.

Section 22 was read and adopted by unanimous consent.

Senator McPherrren presented Captain Eddie Rickenbacher, who addressed the Senate briefly.

Section 23 of Senate Bill No. 148 was read and adopted by unanimous consent.

Section 24 was read and adopted by unanimous consent.

Section 25 was read and adopted by unanimous consent.

Section 26 was read and adopted by unanimous consent.

Section 27 was read and adopted by unanimous consent.

Section 28 was read and adopted by unanimous consent.

Section 29 was read by the Clerk.

Senator McPherrren offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 148, lines 4, 5, 6 and 7. page 31, by striking the paragraph numbered 10th and substituting the following: "Tenth. Dishonorable or immoral conduct."

McPHERREN.

Section 29, as amended, was adopted by unanimous consent.

Section 30 was read by the Clerk.

Senator Leedy offered the following amendment, which was adopted:

Mr. President:

I move to amend Senate Bill No. 148 as follows: By striking all of Section 30 and inserting in lieu thereof Section 8819 of the Compiled Oklahoma Statutes, 1921, as follows:

“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 vend in the street, 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 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: Provided, however, that this shall not prevent incorporated towns or cities from levying an additional license on such vendors of aforesaid articles or goods. Any person who shall violate this section shall, upon conviction, be fined not less than fifty dollars nor more than one hundred dollars, or imprisonment, said fine to be turned over to the county treasurer for the use of the county road and bridge fund.”

LEEDY.



Section 30, as amended, was adopted by unanimous consent.

Section 31 was read by the Clerk.

Senator Cline offered the following amendment, which was accepted by the authors of the bill, and adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 148, Section 31, page 35, by striking after the word "funds" in line 10, all the remainder of the section.

CLINE.

Section 31, as amended, was adopted by unanimous consent.

Section 32 was read and adopted by unanimous consent.

Section 33 was read and adopted by unanimous consent.

Section 34 was read by the Clerk.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 148, line 13, page 37, by striking after the word "issue," and before the word "in" the word "reviewed" and inserting in lieu thereof the words "tried de novo."

McPHERREN.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 148, line 16, page 37, by adding after the word "act," the following: "While said action is pending, in said court, the person accused shall be permitted to continue to practice, if duly licensed.

McPHERREN.

Senator Cline offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 148, line 13, page 37, by striking after the word "to" and before the word "have" the words "action to."

CLINE.

On motion of Senator Feuquay, Section 34 was adopted as amended.

Section 35 was read and adopted by unanimous consent.

Section 36 was read by the Clerk.

Senator Leedy offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 148, line 7, page 38, as follows: By adding after the word "repealed," the following: "Except Sections 8701 to 8729, inclusive, and Section 8820, and Sections 8898 to 8923-4, inclusive, of Compiled Oklahoma Statutes, 1921."

LEEDY.

Section 36, as amended, was adopted by unanimous consent.

Section 37 was read and adopted by unanimous consent.

Senator Gulager moved to reconsider the vote by which Section 30 was adopted for the purpose of submitting an amendment. Motion carried.

Senator Gulager offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 148, Section 30, as amended, by inserting the words "one hundred" instead of the words "fifty dollars," in Section 8819 of the Compiled Oklahoma Statutes of 1921.

GULAGER.

Senator Cornett, with unanimous consent, offered the following amendment, which was accepted by the author of the bill and adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 148, line 1, page 20, by adding after the word "forgery" the words "in the first degree."

CORNETT.

On motion of Senator Hudson, Senate Bill No. 148, as amended, was advanced to engrossment and third reading.

Senator Johnson, with unanimous consent, reported as follows on behalf of the Special Committee on Senate Bill No. 34:

Mr. President:

We, your Special Committee, to whom was referred substitute to Senate Bill No. 34, by Johnson of the Senate and Hansen of the House, entitled, An Act providing for the number of deputies, assistants and stenographers for the several county officers and regulating and providing for the salaries of said stenographers in all counties in the State of Oklahoma having a population of not less than 16,669 nor more than 16,689, according to the last preceding Federal census, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

JOHNSON, Chairman

On motion of Senator Johnson, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 232, by Calvert, entitled, An Act prescribing qualifications of signers to petitions calling bond elections and requiring voters at such bond elections to be qualified property-owning, taxpaying voters, and amending Sections 10282 and 10283 of the Compiled Oklahoma Statutes, 1921, being Sections 7835 and 7836 of the Revised Laws of Oklahoma, 1910, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Woods, with unanimous consent, submitted the following reports on behalf of the Acting Chairman of Judiciary Committee No. 2:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 214, by Woods, entitled, An Act relating to testimony to be given by persons charged with the commission of crime, offense or misdemeanor before any court or committing magistrate, amending Section 2698, Chapter 7, Article 10, of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CALVERT, Acting Chairman.

On motion of Senator Woods, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 212, by Woods, entitled, An Act defining robbery, fixing a penalty therefor, repealing all conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CALVERT, Acting Chairman.

On motion of Senator Woods, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Looney (Pontotoc), with unanimous consent, reported as follows on behalf of the Special Committee on House Bill No. 122:

Mr. President:

We, your Special Committee, to whom was referred House Bill No. 122, by Vernon and Harper, entitled, A Bill to be entitled, An Act providing for all State bank employees engaged or employed in the State banking business in the State of Oklahoma to give fidelity bonds for the faithful performance of their duties, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended in accordance with instructions from the Senate.

J. C. LOONEY, Chairman.

On motion of Senator Looney, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Fees and Salaries:



Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 290, by Reed of the Senate and Finley of the House, entitled, An Act providing for deputy county clerks in counties having a population of not less than 18,950 and not more than 19,000, according to the Federal census of 1920; fixing their salaries, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senate Bill No. 155 being on Special Order of Business was taken up for consideration.

Section 1 was read by the Clerk and adopted by unanimous consent

Section 2 was read by the Clerk.

Senator Horner offered the following amendment, which was tabled on motion of Senator Holloway:

Mr. President: I move to amend Senate Bill No. 155, line 18, page 4, by striking, after the word "act," all the balance of the paragraph.

HORNER.

On motion of Senator McPherren, Section 2 was adopted as read.

Section 3 was read by the Clerk.

Senator Monk offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 155, line 17, page 10, as follows: By adding after the word "em-

ployees," in lines 16 and 17, and before the figure "2," in line 18, the following: "provided, however, that, for the purposes of this Act, a lessor or sub-lessor shall be deemed not to be the principal employer, contracting employer, employer general, intermediate, or immediate, of the lessee or of any subsequent sub-lessee, or of the employees of the lessee or of any subsequent lessee, including the employees of the sub-contractors of the lessee or of any subsequent sub-lessee."

MONK.

On motion of Senator McPherrren, Section 3 was adopted as read.

Section 4 was read by the Clerk.

Senator Monk offered the following amendment:

Mr. President: I move to amend Senate Bill No. 155, lines 14 to 18, inclusive, by striking all of Section 4 from said bill and by striking in the first line of the title of said bill, the figures "7287."

MONK.

Senator Monk, by unanimous consent, withdrew the above amendment and offered the following in lieu thereof, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, line 17, page 12, by striking after the word "first" and before the word "days," the word "three" and substituting the word "five."

MONK.

On motion of Senator McPherrren Section 4 was adopted as amended.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Joint Resolution No. 19, by Committee on Appropriations, entitled, A Resolution making an appropriation for the payment of public building interest coupons falling due and purchased by the State Treasurer in the absence of an appropriation, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 229, by Hudson of the Senate, and Ferrell, Boyer, Long, Simpson and Miller of the House, entitled:

“An Act fixing the number of deputies and employees in the office of the sheriff in all counties in the State of Oklahoma having a population of not less than one hundred thousand nor more than one hundred fifteen thousand inhabitants, according to the last decennial Federal census: providing for the appointment thereof, and fixing the salaries thereof; and providing that the county commissioners of such counties may purchase and furnish the sheriff's office two automobiles, and declaring an emergency.”

Enrolled House Bill No. 67, by Sigler, entitled:

“An Act repealing Chapter 110, Session Laws of 1919, known as Senate Bill No. 357, relating to the auditing of claims in counties between 26,000 and 27,000 population, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bills Nos. 229 and 67, and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 19, by Langley, Nichols, Brown (Love), Mrs. Looney and Hill, entitled:

“An Act making appropriations for additional quarters for housing of personnel, other than nurses and doctors, to the Oklahoma Soldiers’ Memorial Hospital, located at Muskogee, Oklahoma, authorizing expenditure thereof by Soldier’s Relief Commission, and declaring an emergency.”

Enrolled Senate Bill No. 67, by Woods and Jones, entitled:

“An Act relating to cheats, frauds and bogus checks, and amending Section 2146, of Article 53, of Chapter 6, of the Compiled Statutes of Oklahoma, 1921, and declaring an emergency.”

Enrolled Senate Bill No. 68, by Luttrell, entitled:

“An Act regulating pleadings and procedure in the Supreme Court of the State of Oklahoma, and making it un-

necessary to allege in the petition in error that the trial court erred in overruling the motion for a new trial, filed in the court below, and for other purposes."

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 19, 67 and 68 were ordered transmitted to the Governor.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 232, by Thompson of the House, entitled, An Act providing for an additional deputy in the office of the court clerk in all counties having a population of not less than 32,440 inhabitants and not exceeding 32,445 inhabitants, according to the last Federal census of 1920, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Hudson, the Senate adjourned under the rules.



## FIFTY-FIRST LEGISLATIVE DAY

Thursday, March 1, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Absent: Johnson, Memminger. Total, 2.

Excused: Glasser, Land, Lewis. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Reverend Dawson, of the Grace M. E. Church, was introduced by the President Pro Tempore and invited the Senate to attend services at his church next Sunday evening.

On motion of Senator Lillard, the invitation was accepted by the body.

Senator Golobie introduced Hon. Freeman E. Miller, ex-member of the Senate, who addressed the Senate briefly.

Senator Jones, on behalf of the Committee on Insurance, reported as follows:

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 228, by Luttrell, entitled, An Act to authorize the valuation of bonds and other securities held by life insurance companies, assessment life associations and fraternal beneficiary associations by the amortization method, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JONES, Chairman.

On motion of Senator Jones, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 130, by Ferrell, Rossiter, Nance and O'Brien, entitled, An Act making an appropriation for the support and maintenance of the office of the Attorney General, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Cline, on behalf of the Committee on Municipal Corporations, reported as follows:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Engrossed House Bill No. 212, by Beum of the

House and Gulager of the Senate, entitled, An Act amending Section 4698 of the Compiled Laws of Oklahoma, 1921, also described as Section 8, of Chapter 113, of the Session Laws of 1917, relative to the appointment and duties of the marshal of the city court, and abolishing the police court jurisdiction of the court created, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CLINE, Chairman.

On motion of Senator Cline, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Engrossed House Bill No. 137, by Rossiter and Lewis of the House, entitled, A Bill to be entitled, An Act repealing Section 436, of Article 2, of Chapter 10, of the Revised Laws of Oklahoma, Annotated, 1910, relating to bi-annual elections in cities of the first class having a population of more than 5,889 and not to exceed 5,895, according to the last regular Federal census; providing for the approval of all actions and procedure heretofore had and done by councils in all cities of the first class wherein one councilman was elected from each ward, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CLINE, Chairman.

On motion of Senator Cline, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 56, by Horner of the Senate, and

Boyer and Lewis of the House, entitled, An Act amending Section 4563, Chapter 29, Article 11, of the Compiled Oklahoma Statutes, 1921, relating to the vacation of streets, avenues, alleys and lanes; providing for the reopening of the same, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CLINE, Chairman.

On motion of Senator Cline, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard, on behalf of the Committee on Judiciary No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 213, by Woods, entitled, An Act fixing the time within which appeals must be taken to the criminal court of appeals, and amending Section 2808, Chapter 7, Article 15, of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 215, by Woods, entitled, An Act relating to trials of persons charged jointly with crime, amending Section 2695, Chapter 7, Article 10, of the Compiled Statutes of Oklahoma, 1921, repealing all conflicting laws, and

declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 309, by Anglin and Nichols of the Senate, and Harper of the House, entitled, A Bill to be entitled, An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimates and reports, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator West, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 289, by Mrs. Looney (Harmon), entitled, An Act fixing the salaries of certain county officers, and repealing conflicting laws, beg leave to report that we had the same under consideration and herewith return the same



with the recommendation that it do pass, as amended, by striking the words "county surveyor."

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Luttrell, on behalf of the Committee on Legislative and Judicial Apportionment, reported as follows:

Mr. President:

We, your Committee on Legislative and Judicial Apportionment, to whom was referred House Bill No. 131, by Stewart and Dyer of the House, and Holloway of the Senate, entitled, An Act allowing one additional judge for the Twenty-seventh Judicial District of the State of Oklahoma; providing for the appointment and election of such additional judge, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LUTTRELL, Chairman.

On motion of Senator Luttrell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Nichols, on behalf of the Committee on Roads and Highways, reported as follows:

Mr. President:

We, your Committee on Roads and Highways, to whom was referred Senate Bill No. 307, by Ratliff, entitled, An Act creating certain clerical, stenographic and other positions in the State Department of Highways, and fixing the salaries therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard moved that Senate Concurrent Resolution No. 17 be taken up for consideration at this time. Motion carried.

The resolution was read at length by the Clerk, and on motion of Senator Lillard, adopted and referred to the enrolling and engrossing department.

### FIRST READING.

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

Senate Bill No. 328, by Feuquay—An Act amending Section 111 of the Compiled Oklahoma Statutes, 1921, fixing the salaries of the attorney, railroad engineer, telephone engineer and secretary of the Corporation Commission, and declaring an emergency.

Senate Bill No. 329, by Feuquay—An Act amending Chapter 124, Session Laws, 1921, and authorizing the employment of certain deputies by county officers in counties having a population of not less than 33,400 nor more than 33,500, according to the last Federal census, fixing the maximum salaries of such deputies, providing that they shall not engage in certain professions, prohibiting them from charging fees, providing the penalty therefor, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 330, by Jones and Barker of the Senate, and Gray, Davis and Price Thompson of the House—An Act providing State aid for the finishing of construction of certain Federal aid projects in the State of Oklahoma, and declaring an emergency.

Senate Bill No. 331, by Luttrell—An Act relating to the University Dormitory Bonds, and declaring an emergency.

Senate Bill No. 332, by Cline—An Act providing for additional deputy county clerks in counties having a population of not less than 34,907 nor more than 34,950, according to the Federal census of 1920; fixing their salaries, and declaring an emergency.

Senate Bill No. 333, by Gulager of the Senate and Gulager of the House—An Act relating to the giving of bail, and amending Section 6103, Revised Laws of the State of Oklahoma, 1910, and declaring an emergency.

Senate Bill No. 334, by Gulager and Nichols—An Act providing for a celebration at Fort Gibson on centennial and providing for a commission to carry into effect the provisions of this Act, and making provisions therefor, and providing for an appropriation, and declaring an emergency.

Senate Joint Resolution No. 25, by Jones, Cordell and Holloway of the Senate, and Mrs. Mitchell and Cunningham of the House—An Act authorizing the A. & M. College to reimburse the Federal A. & M. College funds, making an appropriation therefor, and declaring an emergency.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Joint Resolution No. 11 correctly enrolled

The President Pro Tempore signed the enrolled copy of Senate Joint Resolution No. 11 and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 148 and House Bill No. 72 correctly engrossed.

## SECOND READING.

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

Senate Bill No. 327, by Ratliff, to Judiciary Committee No. 2.

Senate Joint Resolution No. 24, by Holloway, to Committee on Appropriations.

Senator Nichols moved to reconsider the vote by which Senate Bill No. 148 was advanced to engrossment and third reading.

The President presiding.

Upon vote being taken the Nichols motion was lost.

Senator McPherren moved that the Senate operate under the call of the House during the third reading of bills.

Motion carried, and the President instructed the Sergeant-at-Arms to bring the Senators into the chamber.

Senate Bill No. 148 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Monk, Wells. Total, 30.

Nays: Barker, Gulager, Hughey, Luttrell, Nichols, Ratliff, Reed. Total, 7.

Not voting: West, Woods. Total, 2.

Absent: Johnson, Memminger. Total, 2.

Excused: Glasser, Land, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Ratliff, Reed, Wells, West. Total, 33.

Nays: Anglin, Cline, Lillard, Nichols. Total, 4.

Not voting: Brown (Blaine), Woods. Total, 2.

Absent: Johnson, Memminger. Total, 2.

Excused: Glasser, Land, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 148 and ordered the same transmitted to the Honorable House.

House Bill No. 72 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells. Total, 36.

Nays: None.

Not voting: Holloway, West, Woods. Total, 3.

Absent: Johnson, Memminger. Total, 2.

Excused: Glasser, Land, Lewis. Total, 3.



The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Monk, Nichols, Ratliff, Reed, Wells. Total, 36.

Nays: None.

Not voting: Holloway, West, Woods. Total, 3.

Absent: Johnson, Memminger. Total, 2.

Excused: Glasser, Land, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 72, as amended, and ordered the same returned to the Honorable House.

The following messages from the Honorable House of Representatives were received:

To the President of the Senate:

I am directed to advise you and, through you, the Honorable Senate, that the House of Representatives refuses to concur in engrossed Senate amendments to,

Engrossed House Bill No. 203, by Miller (Tulsa), Long, Boyer, Singletary, Ferrell, Simpson and Phillips, entitled:

“A Bill to be entitled, An Act to provide for city planning commissions in cities and towns of this state; providing funds for same and defining the powers of such commissions; providing for approval of all plans, plats or replats of land in cities and towns: fixing a penalty for violation thereof, and declaring an emergency.”

And requests a conference thereon. The following: Miller (Tulsa), Disney and Singletary, are named as House Conferees on House Bill No. 203.

Very respectfully,

C. J. KENDLE, Chief Clerk.

Senator Hudson moved that the request of the Honorable House for conference be granted, and that the Chair appoint conferees.

Motion carried, and the Chair appointed Senators Hudson, Gulager and Lillard as conferees on House Bill No. 203.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 95, by Hill, entitled:

“An Act amending Section 354, of Article 9, Chapter 3, Compiled Statutes of Oklahoma, 1921, relating to attachment and garnishment, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, the emergency having failed to receive two-thirds majority.

Very respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 95 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 55, by West and Leedy, entitled:

“An Act amending Section 11024, Article 1, Chapter 90, of the Compiled Statutes of Oklahoma, 1921, relating to trusts and pools, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, the emergency having failed to receive two-thirds majority.

Very respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendment to Senate Bill No. 55, as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE BILL No. 55.

Engrossed House Amendment No. 1:

That Section 1 of Engrossed Senate Bill No. 55, be amended as follows: by striking the word “or” appearing at the beginning of line 20 of said Section 1, and inserting in lieu thereof, the word “and.”

On motion of Senator West, the House amendment to Senate Bill No 55 were adopted.

The question being, “Shall the bill pass as amended?” the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Harvey, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 35.

Nays: Cornett. Total, 1.

Not voting: Hill, Holloway, Woods. Total, 3.

Absent: Johnson, Memminger. Total, 2.

Excused: Glasser, Land, Lewis. Total, 3.

The amended bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed, and was referred to the enrolling and engrossing department for enrollment.

House Bill No. 215 was taken up for consideration.

Senator McPherren moved that the persons in charge of printing copy be instructed to see that all copy is properly underlined to indicate amendatory sections, as provided by the rules. Motion carried.

The Chair ruled that in all cases the Committee reporting the bill to the Senate should be responsible for this matter and that no further Committee reports would be received unless bills were in due form as provided by the Senate Rules on the subject.

On motion of Senator Anglin, Senate Bill No. 215 was recommitted to the Committee on Agriculture for the purpose of such correction, and to be reprinted.

House Concurrent Resolution No. 13 was taken up for consideration and read at length by the Clerk.

Senator Anglin moved that further consideration of the resolution be indefinitely postponed.

Senator Lillard moved that the Anglin motion be tabled, which motion was lost.

The vote recurring upon the Anglin motion, same was carried.

House bill No. 122 was taken up for consideration.

Section 1 was read by the Clerk, and on motion of Senator Bobo, adopted as read.

Section 2 was read and adopted by unanimous consent.

On motion of Senator McPherrren, House Bill No. 122 was advanced to engrossment and third reading.

House Bill No. 276 was taken up for consideration and read by the Clerk.

On motion of Senator Cornett, House Bill No. 276 was advanced to engrossment and third reading.

At the request of Senator Calvert, Senate Bill No. 318 was, by unanimous consent, advanced to engrossment and third reading.

On motion of Senator Luttrell, Senate Bill No. 135, by Luttrell, was stricken from the Calendar.

At the request of Senator Hughey, Senate Bill No. 308 was, by unanimous consent, advanced to engrossment and third reading.

At the request of Senator Reed, Senate Bill No. 290 was, by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 155, being unfinished business, was taken up for further consideration.

Senator Monk, with unanimous consent, submitted the following amendment as a substitute for his amendment adopted on the previous legislative day, which substitute amendment was adopted:



Mr. President: I move to amend Senate Bill No. 155, line 17, page 10, as follows: By adding after the word "employee," in lines 16 and 17, and before the figure "2," in line 18, the following: "provided, however, that, for the purposes of this Act, a lessor or sub-lessor shall be deemed not to be one having an interest in the subject matter, the principal employer, contracting employer, employer general, intermediate, or immediate, independent contractor or intermediate contractor of the lessee, or of any subsequent sub-lessee, or of the employees of the lessee or of any subsequent lessee, including the employees of the sub-contractors of the lessee or of any subsequent sub-lessee."

MONK.

Section 5 of Senate Bill No. 155 was read by the Clerk.

Senator McPharren offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, lines 5 and 6, page 14, by striking after the word "person," in line 5, and before the word "and," in line 6, the following words, "a like station of life."

McPHERREN.

Senator McPharren offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, line 11, page 14, by inserting after the word "a" and before the word "contract" the word "written."

McPHERREN.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, line 5, page 15, by striking after the word "of," and before

the word "injured," the word "and," and substituting the word "like."

NICHOLS.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, line 17, page 13. by striking after the word "renders" and before the word "medical," the word "such."

NICHOLS.

Section 5, as amended, was adopted by unanimous consent.

Paragraph 1 of Section 6 was read by the Clerk.

Senator Monk offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 155, line 9, page 16. by striking after the word "permanent" and before the words "per cent," in line 10, the words "sixty-six and two-thirds" and inserting in lieu thereof the word "fifty."

MONK.

On motion of Senator McPherrren, Paragraph 1 of Section 6 was adopted as read.

Paragraph 2 of Section 6 was read and adopted by unanimous consent.

Paragraph 3 of Section 6 was read and adopted by unanimous consent.

Paragraph 4 of Section 6 was read and adopted by unanimous consent.

Paragraph 5 of Section 6 was read.

Senator Wells offered the following amendment, which was lost.

Mr. President: I move to amend Senate Bill No. 155, line 10, page 21, by striking after the word "of" and before the word "per," in line 11, the words "eighteen dollars," and inserting in lieu thereof the words "twenty dollars."

WELLS.

Senator Wells offered the following amendment, which was lost.

Mr. President: I move to amend Senate Bill No. 155, line 13, page 21, by striking after the word "than" and before the word "per," in line 14, the words "eight dollars," and inserting in lieu thereof the words "ten dollars."

WELLS.

Paragraph 5 of Section 6 was adopted as read.

Paragraph 6 of Section 6 was read and adopted by unanimous consent.

Section 7 was read by the Clerk.

Senator Monk offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, line 12, page 22, by striking after the word "first" and before the word "days," the word "three," and substituting the word "five."

MONK.

Section 7, as amended, was adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read by the Clerk.

Senator McPherren offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, line 8, page 27, by adding after the word "county," and before the word "upon," the following: "which award, whether cumulative or lump sum, shall be entered on the judgment docket of the District Court and shall have the same force and subject to the same law as judgments of the District Court."

McPHERREN.

Section 9, as amended, was adopted by unanimous consent.

Senator Nichols offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 155, page 27, as follows: By inserting after the word "State" a new section, to be known as Section 10, as follows:

Section 10. Section 7311, Compiled Oklahoma Statutes of 1921, is hereby amended to read as follows:

7311. (a) Every policy of insurance covering the liability of the employer for compensation issued by a stock company or by a mutual association or other concern authorized to transact workman's compensation insurance in this State shall contain a provision setting forth the right of the Commission to enforce, in the name of the people of the State of Oklahoma, for the benefit of the person entitled to the compensation *insured by the policy either by filing a separate application or by making the insurance carrier a party to the original application*, the liability of the insurance carrier in whole or in part for the payment of such compensation; provided, however, that payment in whole or in part of said compensation by either the employer or the insurance carrier shall, to the extent thereof, be a bar to the recovery against the other of the amount so paid.

(b) Every such policy shall contain a provision that, as between the employee and the insurance carrier, the notice to or knowledge of the occurrence of the injury on the part of the employer shall be deemed notice or knowledge, as the case may be, on the part of the insurance carrier; that jurisdiction of the employer shall, for the purpose of this Act, be jurisdiction of the insurance carrier and that the insurance carrier shall in all things be bound by and subject to the orders, findings, decisions or awards rendered against the employer for the payment of compensation under the provisions of this Act.

(c) Every such policy shall contain a provision to the effect that the insolvency or bankruptcy of the employer shall not relieve the insurance carrier from the payment of compensation for injuries sustained by an employee during the life of such policy.

(d) *Every contract or agreement of an employer*, the purpose of which is to indemnify him from loss or damage on account of the injury of an employee by accidental means, or on account of the negligence of such employer or his officer, agent or servant shall be absolutely void unless it shall also cover liability for the payment of the compensation provided for by this Act.

(e) No contract of insurance issued by a stock company or mutual association or other concern against the liability arising under this Act shall be cancelled within the time limited in such contract for its expiration until at least ten days after notice of intention to cancel such contract, on a date specified in such notice shall be filed in the office of the Commission and also served on the employer. Such notice shall be served on the employer by delivering it to him or by sending it by mail, by registered letter addressed to the employer at his or its last known place of residence; provided, that if the employer be a partnership, then such notice may be so given to any one of the partners, and if the employer be a



corporation, then the notice may be given to any agent or officer of the corporation upon whom legal process may be served.

NICHOLS.

Senator McPherren offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 155 by inserting a new section to be numbered Section 11, as follows: "The rate of compensation granted by this Act and any claim for awarded compensation, or insurance premium shall have the same preference or lien without limit, against the assets of the employer as is now or hereafter may be allowed by law for claims for unpaid wages or labor."

McPHERREN.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, line 1, page 28, by striking after the word "section," and before the word "section," the figures "10," and inserting in lieu thereof the figures "11."

NICHOLS.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155, line 1, page 29, by striking after the word "section," and before the word "section," the figures "11," and inserting in lieu thereof the figures "12."

NICHOLS.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 155,

line 2, of the title, page 1, by adding after the figures "7300," and before the word "and," the figures "7311."

NICHOLS.

Section 10 was read by the Clerk.

Senator Feuquay offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 155, line 13, page 28, by striking the remainder of the paragraph after the word "commission."

FEUQUAY.

Section 10, as amended, was adopted by unanimous consent.

Section 11 was read by the Clerk and adopted as amended by unanimous consent.

Senator Feuquay offered the following amendment, which was tabled on motion of Senator Looney (Harmon):

Mr. President: I move to amend Senate Bill No. 155, page 27, by adding a new section, as follows: "No deficiency shall be created for any expense incurred outside the State of Oklahoma, nor shall any money obtained on a deficiency certificate be used outside the State."

FEUQUAY.

On motion of Senator Bobo, Senate Bill No. 155, as amended, was advanced to engrossment and third reading.

Senator Feuquay, with unanimous consent, reported as follows on behalf of the Special Committee on House Bill No. 286:

Mr. President:

We, your Special Committee, to whom was referred House Bill No. 286, by Watson (Lincoln), entitled, A Bill to

be entitled, An Act describing boundary lines of road overseers' districts and for collection of poll tax in counties having a population of not less than 33,400 and not more than 33,500, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

FEUQUAY, Chairman.

On motion of Senator Feuquay, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Golobie was excused from the next day's session.

Senator Cornett was excused from the next day's session.

Senator Ratliff, with unanimous consent, reported as follows on behalf of the Committee on Judiciary No. 2:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 116, by Gulager, entitled, An Act providing for the manner of listing of real estate by sureties upon criminal bonds running in favor of the State; creating a lien upon the said real estate so listed; providing for the release of the said lien upon performance of the conditions of the bail, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be placed on the Calendar without recommendation.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Fees and Salaries:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 325, by Holloway, entitled, An Act fixing the salary of the Assistant Secretary of the Commissioners of the Land Office of the State of Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

Title to read as follows:

“An Act fixing the salary of the assistant secretary of the Commissioners of the Land Office and the Chief Clerk of the Lease and Sales Division of the Commissioners of the Land Office of the State of Oklahoma, and declaring an emergency.”

Also by adding new section, to be known as Section 2:

“Section 2. That the Chief Clerk of the Lease and Sales Division of the Commissioners of the Land Office of the State of Oklahoma shall receive, as a salary for his services, the sum of \$2,400.00 per annum, payable monthly, as is provided by law.”

Section 3 same as Section 2 of original bill, and Section 4 the same as Section 3.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Hudson, the Senate adjourned under the rules.

## FIFTY-SECOND LEGISLATIVE DAY

Friday, March 2, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Frye was excused from the day's session on account of sickness.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred House Bill No. 215, by Thornsborough, Finley, Callahan, Tolbert, Sigler and Case of the House, entitled, An Act



amending Sections 5598, 5599, 5601, 5602, 5603, 5604, 5605, 5606, 5607, 5608, 5609, 5610, 5611, 5612, 5613, 5614, 5615, 5616, 5617, 5618, 5619, 5620 and 5621 of the Compiled Statutes of Oklahoma, 1921, relating to and providing for the formation of co-operative agriculture and horticulture, etc., and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Rathff, on behalf of the Committee on Judiciary No. 2, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 126, by Glasser, entitled, An Act to regulate nominations and elections for all offices of judges for non-partisan nominations and elections for said offices, abolishing certain existing methods of nominations in such cases and the use of party or political names or appellations at elections with respect to said office, etc., and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be printed and be placed on the Calendar without recommendation.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 244, by Hughey and Reed, entitled, An Act relating to public dance halls and dances, within five

miles of State aided schools, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it be printed and placed on the Calendar without recommendation.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 271, by Luttrell, entitled, An Act providing for the recovery of attorneys' fees to be taxed as a part of the cost in action upon contracts of insurance and of indemnity, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 55 correctly enrolled

The President Pro Tempore signed the enrolled copy of Senate Bill No. 55, and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Gulager moved that when the Senate do adjourn it adjourn under the rules until Monday. Motion carried.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 95 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Bill No. 95, and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Woods was excused from the remainder of the day's session.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 155, 318, 308, 290 and 122, and Senate Concurrent Resolution No. 17 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Concurrent Resolution No. 17, and ordered same transmitted to the Honorable House for consideration.

Senator Hughey, on behalf of the Committee on Fish and Game, reported as follows:

Mr. President:

We, your Committee on Fish and Game, to whom was referred Engrossed House Bill No. 277, by Nance, Dyer, Kidd, Coover, Moothart, Garner, Callahan, Stewart, Sigler, Beum and Comfort, entitled, An Act providing for a book-keeper in the office of the State Game and Fish Warden of the State, defining his duties and fixing his salary; also creating thirteen game and fish rangers in the State, defining their duties fixing their salaries, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the report was adopted and the bill referred to the Committee on Appropriations.

Senator Hughes on behalf of the Committee on Revenue and Taxation, reported as follows:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 277 by Horner, entitled, An Act amending Section 9725 of Article XI, Chapter 84 of the Compiled Oklahoma Statutes, 1921, relating to delinquent personal taxes, and the procedure for collection therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Jones on behalf of the Committee on Insurance, reported as follows:

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 310, by Luttrell, entitled, An Act requiring persons, partnerships, associations and corporations advertising for or doing business as adjusters of claims within this State for loss or damage arising out of policies of insurance, surety or indemnity on property, persons or insurance business interests within this State, to be licensed by the, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JONES, Chairman.

On motion of Senator Jones, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 292, by Luttrell, entitled, An Act relating to insurance contracts made by insurance corporations, associ-

ation or stock companies not having complied with the laws of the State of Oklahoma, making such contracts void, prescribing a penalty for violation hereof, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JONES, Chairman.

On motion of Senator Jones, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard moved that the Senate direct that two bills which had been this day passed upon by the Committee on Insurance be reported out at this time. Motion lost.

Senator Barker was excused from the day's session on account of sickness.

Senator Calvert was excused from the day's session on account of sickness.

Senator Darnell was by unanimous consent excused from Monday's session.

Senator Cordell, on behalf of Special Committee on Senate Bill No. 254, reported as follows:

Mr. President:

We, your Special Committee, appointed by the President, have had under consideration Senate Bill No. 254, by Cordell, and beg leave to report as follows:

We recommend that the bill be adopted with the following amendments, and that the title read as follows:

An Act amending Section 3973 of the Compiled Laws of Oklahoma, 1921, prohibiting live stock from running at large in the State of Oklahoma, providing for the recovery of damages by reason of the trespassing of such livestock upon the lands of another, and declaring an emergency.



1. We recommend that the enacting clause be retained.
2. We recommend that Section 1 read as follows:

"All domestic animals shall be by the owner thereof restrained at all times and seasons of the year from running at large in the State of Oklahoma. Damages sustained by reason of such domestic animals trespassing upon the lands of another shall be recovered in the manner provided by law in Chapter 3, Article 3, of the Revised Laws of Oklahoma, 1910. This Act shall not be construed or interpreted to preclude the owner of such domestic animals to recover damages occasioned by such animals while running at large in violation of the provisions of this Act, provided the provisions of this Act shall not apply to the following counties, to-wit: Adair, Pushmataha, Cherokee, McCurtain, Sequoyah, Latimer, Leflore, Haskell, Atoka and Choctaw."

3. We recommend that Sections 2, 3 and 4 be stricken.
4. We recommend that Section 5 be retained.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted.

### FIRST READING.

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

Senate Bill No. 335, by Lillard—An Act exempting the value of life insurance policies from claims of creditors, and declaring an emergency.

Senate Bill No. 336, by Lillard—An Act authorizing cities of more than ninety thousand population to appropriate funds for the maintenance of a municipal band, and declaring an emergency.

Senate Bill No. 337, by Jones of the Senate, and Mitchell of the House—An Act relating to the Agricultural and Mechanical College dormitory bonds, and declaring an emergency.

Senate Bill No. 338, by Reed—An Act authorizing the cancellation of back taxes and lien thereby created on real estate owned by municipalities in counties having a population, according to the last Federal census of at least 18,900 and not to exceed 19,000.

Senate Bill No. 339, by Luttrell—An Act making an appropriation to purchase certain tracts of land adjoining the campus of the University of Oklahoma for the purpose of enlarging said campus, and declaring an emergency.

Senate Bill No. 340, by Committee on Roads and Highways of both Houses—An Act repealing Sections 10,110, 10,111, 10,112, 10,113, 10,114, 10,125 Compiled Oklahoma Statutes, 1921, pertaining to the Commissioner of Highways, his powers, provinces and duties, and substituting therefor this Act, creating certain offices, prescribing their duties, etc.

Senate Bill No. 341, by Committee on Roads and Highways—An Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney, buses, auto trucks, stages and auto stages and other motor vehicles; defining transportation companies and providing for the supervision and regulation thereof by the Corporation Commission of the State of Oklahoma, etc.

Senate Bill No. 342, by Committee on Roads and Highways of both Houses—An Act amending Sections 10,131 and 10,139 of the Compiled Oklahoma Statutes, 1921, providing for the collection and distribution of license fees and the apportionment of the money received therefrom.

Senate Bill No. 343, by Senate Committee on Roads and Highways—An Act amending Sections 10,129 to 10,139 inclu-

sive providing for the collection of a license tax on motor vehicles by the sheriff of the several counties; providing for the collection of penalty and the distribution upon said license tax if not paid when due, and providing for the distribution of said license tax by the county treasurer of the separate counties.

Senate Bill No. 344, by Brown (Love) and Gulager, of the Senate, and Pullen of the House—An Act establishing a propagating farm and fish hatchery and providing for the location of the same.

Senate Joint Resolution No. 26, by Luttrell, of the Senate, and Phillips of the House—A Joint Resolution directing a refund to Lydia Briggs, county treasurer of Cleveland county, State of Oklahoma, from the State Treasury of certain moneys collected by her and erroneously paid by her to the State Treasury; making an appropriation therefor, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 328, by Feuquay, to Committee on Fees and Salaries.

Senate Bill No. 329, by Feuquay. On motion of Senator Feuquay, placed on the Calendar without reference to Committee.

Senate Bill No. 330, by Jones and Barker, of the Senate, and Gray, Davis and Price Thompson of the House, to Committee on Appropriations.

Senate Bill No. 331, by Luttrell, to Committee on Education.

Senate Bill No. 332, by Cline. At the request of Senator Cline, placed on the Calendar without reference to Committee.

Senate Bill No. 333, by Gulager, to Judiciary Committee No. 1.

Senate Bill No. 334, by Gulager and Nichols, to Committee on Appropriations.

Senate Joint Resolution No. 25, to Committee on Appropriations.

The President presiding.

Senate Joint Resolution No. 8 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 28.

Nays: Anglin, Feuquay, Horner, Leedy, Memminger. Total, 5.

Not voting: Johnson, Woods. Total, 2.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager,

Hill, Holloway, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 31.

Nays: Horner, Leedy. Total, 2.

Not voting: Johns, Woods. Total, 2.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 8 and ordered the same transmitted to the Honorable House.

Senate Bill No. 254 was read for the third time at length.

Senator Anglin moved that the amendment as recommended by the Special Committee be adopted.

Motion carried and the bill was referred to the enrolling and engrossing department for engrossment.

Senate Bill No. 318 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Fenquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 33.

Nays: None.



Not voting: Johnson, Woods. Total, 2.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 33.

Nays: None.

Not voting: Johnson, Woods. Total, 2.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 318 and ordered the same transmitted to the Honorable House.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Joint Resolution No. 17, by Jones (Payne), entitled:

"A Resolution making an appropriation for the purchase of feed to replace that burned in the horse barn at the A. & M. College at Stillwater, and declaring an emergency."

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 93, by Gulager, Holloway, et al., entitled:

"An Act establishing two propagating farms and fish hatcheries, providing for a commission to locate the same, and making an appropriation therefor."

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 14, by Johnson and Johns of the Senate, and Davis and Gray of the House, entitled:

“An Act authorizing the appointment of two field deputies and one jailer for the sheriffs in all counties having a population of not less than 33,925 nor more than 33,950, fixing the compensation and providing for the payment thereof, repealing all laws in conflict herewith, and declaring an emergency.”

Engrossed Senate Bill No. 199, by Glasser, entitled:

“An Act amending Section 238, Compiled Oklahoma Statutes, Annotated, 1921, relating to the manner and method of obtaining service in civil actions, and hereby declaring an emergency.”

Engrossed Senate Bill No. 91, by Woods, entitled:

“An Act relating to appeals from decisions of boards of county commissioners and amending Section 5834, of Chapter 35, of Article 9, of the Compiled Statutes of the State of Oklahoma, 1921, and repealing conflicting laws and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Joint Resolution No. 17, and Senate Bills Nos. 93, 14, 199 and 91 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Joint Resolution No. 11, by McPherren of the Senate, and Disney of the House, entitled:

“A Resolution providing for authority in the Highway Commission to enter into a contract with the Jefferson Highway Bridge Company, etc., and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Joint Resolution No. 11 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 102, by Langley, entitled:

“An Act making an appropriation for the maintenance of the Soldiers’ Relief Commission of the State of Oklahoma for the fiscal years ending June 30, 1924, and June 30, 1925, respectively.”

Engrossed Senate Bill No. 139, by Hill, of the Senate, and Salter, of the House, entitled:

“An Act relating to judicial districts and reapportionment thereof, and creating District No. Thirty-one (31), and declaring an emergency.”

Engrossed Senate Bill No. 146, by Woods, of the Senate, entitled:

“An Act providing for deputy court clerks in counties having a population of not less than 32,442 and not more than 32,447, according to the Federal census of 1920, fixing their salaries, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives, as amended, and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 102 was referred to Senator Langley for consideration of the House amendments.

Senate Bill No. 146 was referred to Senator Woods for consideration of the House amendments.

The House amendments to Senate Bill No. 139 were read by the Clerk.

Senator Hill moved that the Senate refuse to concur in the House amendments to Senate Bill No. 139, and request a conference.

Motion carried, and the Chair appointed as conferees, Senators Hill, Cline and McPherren.

Senate Bill No. 308 was read for the third time at length.

Senator Hughey, with unanimous consent, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 308, the title to said bill by inserting after the figures 15,939, the following: "according to the last Federal decennial census."

HUGHEY.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns,



Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 33.

Nays: None.

Not voting: Johnson, Woods. Total, 2.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 33.

Nays: None.

Not voting: Johnson, Woods. Total, 2.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed and Senate Bill No. 308 was referred to the enrolling and engrossing department for engrossment.

The following message from the Governor was received and read at length.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 19, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

Senate Bill No. 290 was read for the third time at length:

Senator Reed, with unanimous consent, submitted the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 290, line 4, page 1, by inserting before the word "federal" the word "last," and by striking the words "of 1920," and by amending the title thereof to correspond with the body of the Act.

REED.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 33.

Nays: None.

Not voting: Johnson, Woods. Total, 2.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 33.

Nays: None.

Not voting: Johnson, Woods. Total, 2.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed, and Senate Bill No. 290 was referred to the enrolling and engrossing department for engrossment.

House Bill No. 276 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 34.

Nays: None.

Not voting: Woods. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 34.

Nays: None.

Not voting: Woods. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 276 and ordered the same returned to the Honorable House.

Senator Holloway moved that House Bill No. 131 be advanced to engrossment and third reading. Motion carried.

Senator Holloway moved that House Bill No. 131 be placed on third reading and final passage. Motion carried.

House Bill No. 131 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 33.

Nays: Memminger. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 33.

Nays: Memminger. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.



The President signed the engrossed copy of House Bill No. 131 and ordered the same returned to the Honorable House.

House Bill No. 122 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 34.

Nays: None.

Not voting: Woods. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 34.

Nays: None.

Not voting: Woods. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed Engrossed House Bill No. 122, as amended, and ordered the same returned to the Honorable House.

Senator Holloway moved that House Bill No. 130 be advanced to engrossment and third reading. Motion carried.

Senator Holloway moved that House Bill No. 130 be placed on third reading and final passage. Motion carried.

House Bill No. 130 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 31.

Nays: Durant, Feuquay, Horner. Total, 3.

Not voting: Woods. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 31.

Nays: Durant, Feuquay, Horner. Total, 3.

Not voting: Woods. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 130 and ordered the same returned to the Honorable House.

On motion of Senator Jones, Senate Bill No. 201 was advanced to engrossment and third reading.

On motion of Senator Carlock, Senate Bill No. 272 was stricken from the Calendar and referred to the Committee on Appropriations.

On motion of Senator Carlock, Senate Bill No. 175 was stricken from the Calendar and referred to the Committee on Appropriations.

The House amendments to Senate Bill No. 102 were read by the Clerk as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 102.

Engrossed House Amendment No. 1:

Amended by unanimous consent of the House; that the figures "Eighteen Thousand and Fifty Dollars (\$18,050.00)" be changed to read "Fourteen Thousand, Seven Hundred Fifty Dollars (\$14,750.00)" in line 3, page 2, of Engrossed Senate Bill No. 102 (printed copy).

Engrossed House Amendment No. 2:

That Engrossed Senate Bill No. 102, be changed by striking the figures "\$3,600.00" in line 7, page 2, and inserting the figures "\$1,800.00."

Engrossed House Amendment No. 3:

That Engrossed Senate Bill No. 102, be amended by striking the words and figures "and employees and for patients, \$7,500.00" in lines 8 and 9, page 2, and correct to read as follows (line 8 and 9):

"(8) Traveling expenses for Commissioners-----\$2,500.00"  
"(9) Traveling expenses for Employees and pa-  
tients ----- \$5,000.00"

Engrossed House Amendment No. 4:

That Engrossed Senate Bill No. 102, be amended by striking lines 12, 16 and 17, page 2, Section No. 1.

Engrossed House Amendment No. 5:

Amended by unanimous consent of the House; that the words and figures in Engrossed Senate Bill No. 102, line 4, page 3, Section 2, be amended to read "Fifteen Thousand Dollars (\$15,000.00)."

## Engrossed House Amendment No. 6:

That Engrossed Senate Bill No. 102, be amended, by striking the figures "\$3,600.00" and inserting "\$1,800.00," in line 8, page 3, Section 2.

## Engrossed House Amendment No. 7:

That Engrossed Senate Bill No. 102, be amended by striking the words and figures "and employees and for patients, \$7,500.00" in lines 9 and 10, page 3, Section 2, and correct to read as follows:

"(9) Traveling expenses for Commissioners----\$2,500.00"

"(10) Traveling expenses for Employees and  
Patients ----- \$5,000.00"

Senator Langley moved that the Senate concur in the House amendments to Senate Bill No. 102. Motion carried.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 34.

Nays: None.

Not voting: Woods. Total, 1.

Absent: Golobie, Harvey. Total, 2.

Excused: Barker, Calvert, Cornett, Frye, Glasser, Land, Lewis. Total, 7.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.



The President signed the engrossed House amendments to Senate Bill No. 102 and ordered the bill referred to the enrolling and engrossing department for enrollment.

By unanimous consent, at the request of Senator Durant, Senate Bill No. 162 was withdrawn from the Committee on Commerce and Labor.

Senator Durant moved that further consideration of Senate Bill No. 162 be indefinitely postponed. Motion carried.

By unanimous consent, on the request of Senator Horner, Senate Bill No. 295 was taken up for immediate consideration.

Senate Bill No. 295 was read by the Clerk.

Senator Horner submitted the following amendment which was adopted by unanimous consent.

Mr. President: I move to amend Senate Bill No. 295, by adding to Section 1 thereof, the following language: "Provided further that where court is held at more than one place in said county, the judge of said court making a temporary appointment of a bailiff shall designate the place of actual residence of said bailiff as his official residence and when said bailiff is in attendance at court upon order of said judge at any place in said county other than his official residence, he shall be allowed in addition to his salary his actual expenses, same in no event to exceed the sum of Two Dollars and Fifty Cents per day. Also, change in the body of the bill, the word "salary" to "court" in two instances.

HORNER.

On motion of Senator Horner, Senate Bill No. 295 as amended was advanced to engrossment and third reading.

Senate Bill No. 273 was taken up for consideration, read by the Clerk and on motion of Senator Looney (Pontotoc), advanced to engrossment and third reading.

Senate Bill No. 188 was taken up for consideration and read by the Clerk.

Senator Durant offered the following amendment which was accepted by the author and adopted by unanimous consent.

Mr. President: I move to amend Senate Bill No. 188, line 8, page 3, by inserting after the word "large" in line 8, the words "contrary to law."

DURANT.

Senator Hughes offered the following amendment which was accepted by the author, and adopted by unanimous consent.

Mr. President: I move to amend Senate Bill No. 188, by adding to Section 3 the words: "Same to be fixed by the Justice of the Peace."

HUGHES.

On motion of Senator Anglin Senate Bill No. 188 was advanced to engrossment and third reading.

Senate Bill No. 171, was taken up for consideration, read by the Clerk, and on motion of Senator Langley, was advanced to engrossment and third reading.

Senate Bill No. 238 was taken up for consideration and read by the Clerk.

On motion of Senator Carlock, the bill was stricken from the Calendar and referred to the Committee on Appropriations.

Senate Bill No. 190 was taken up for consideration and read by the Clerk.

The President Pro Tempore presiding.

Senator Luttrell offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 190, lines 2 and 3, page 1, by striking the words "and the reference librarian" and in line 6, page 2, by striking all of line 6.

LUTTRELL.

Senator Feuquay offered the following amendment which was lost:

Mr. President: I move to amend Senate Bill No. 190, line 5, page 2, by striking the words "eighteen hundred dollars" and inserting "fifteen hundred dollars."

FEUQUAY.

On motion of Senator Monk, Senate Bill No. 190 as amended, was advanced to engrossment and third reading.

Senate Bill No. 261 was taken up for consideration.

Section 1 was read by the Clerk and adopted by unanimous consent

Section 2 was read by the Clerk.

Senator Gulager asked unanimous consent to refer to Section 1 for the purpose of amendment, and offered the following amendment which was tabled on the motion of Senator Cline:

Mr. President: I move to amend Senate Bill No. 261, line 10, page 3, by striking, after the word "than" in line 11, and inserting "five thousand dollars."

GULAGER.

Senator Looney of Pontotoc, offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 261, line 3, page 4, by adding after the word "dollars" the following, "provided that this section shall not be construed to pre-

vent the renewal of present loans which were made in excess of the amount of \$5,000.00.”

LOONEY.

On motion of Senator Looney, Section 2 was adopted as amended.

Section 3 was read by the Clerk and adopted on motion of Senator Looney.

Senator Bobo was called to the Chair.

Senator Gulager offered the following amendment which was tabled on motion of Senator Looney of Pontotoc:

Mr. President: I move to amend Senate Bill No. 261, by adding a section to be numbered 3½, as follows: Provided no loans shall be made in any county apportioned to said county in any other county until first advertising in said county 30 days in the official organ, that there is money on hand in the Land Department for the purpose of loaning to farmers.

GULAGER.

Senator Luttrell offered the following amendment which was tabled on motion of Senator Anglin:

Mr. President: I move to amend Senate Bill No. 261, by adding the following paragraph to be numbered Section 4: “Applications shall not be received for loans to a total amount in excess at any one time of \$250,000 above the money or funds on hand out of which such loans may be made.

LUTTRELL.

Senator Luttrell offered the following amendment which was lost:

Mr. President: I move to amend Senate Bill No. 261, by adding a paragraph to be numbered Section 4, as follows:

"Said loans shall be paid out upon in the order in which same are approved as to valuation and title."

LUTTRELL.

Section 3 was adopted as read.

Section 4 was read by the Clerk and adopted on motion of Senator Looney of Pontotoc.

Section 5 was read by the Clerk and adopted by unanimous consent.

Senator Looney, with unanimous consent, offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 261, line 3, page 1, by adding after the word "follows" the following: "and that Sections 2, 3, 4, and 5, be inserted between Sections 10,232 and 10,233 of the Compiled Oklahoma Statutes of 1921.

J. C. LOONEY.

Senator Looney, with unanimous consent offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 261, line 1, page 2, by inserting before the word "the" the number "10,222."

J. C. LOONEY.

On motion of Senator Looney, Senate Bill No. 261, as amended was advanced to engrossment and third reading.

Senator Hughes, with unanimous consent, reported as follows on behalf of the Committee on Revenue and Taxation.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 294, by McPherren of the Senate, and Wooten, Garner and Thornley of the House, entitled, An Act providing for a uniform system for the assessment of property for the purpose of taxation; creating the office of



State Tax Commissioner prescribing duties and fixing salary; making the system for the appraisal of property for taxation purposes which may be adopted and the rules for its application mandatory upon all assessing officers; providing for penalties for any violation of this Act or any system or rules made in pursuance of this Act, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Holloway was called to the Chair.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 131, by Stewart and Dyer of the House, and Holloway, of the Senate, entitled:

“A Bill to be Entitled, An Act allowing one additional judge for the twenty-seventh judicial district of the State of Oklahoma; providing for the appointment and election of such additional judge, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been read for the fourth time and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copy of House Bill No. 131, and ordered same returned to the Honorable House.

Senator Reed with unanimous consent, reported as follows on behalf of the Special Committee on Investigation:

Mr. President:

We, your Special Committee on Investigation beg to submit the following report, to wit:

### NORTHWESTERN TEACHERS COLLEGE

We visited the Northwestern Teachers' College at Alva, Sunday and Monday morning, February 4th and 5th. We find that school well located, just to the south edge of Alva. This College has two buildings for school work, heating plant, gymnasium and president's home, ample class rooms and a very good auditorium, but not large enough. As it is now, the stage is built on the inside of the auditorium, they need a new stage to meet their needs, which can be done very easily, and at a nominal cost; would give ample auditorium room and should be done.

The heating plant is not supplying sufficient heat as it is, on account of the steam line running from plant to buildings not being properly wrapped when installed. This should be done, in our opinion. A competent engineer should be employed to view the heating plant, with reference to other changes that are possible and necessary. Water is supplied free to the college at Alva. We believe the amount asked for repairs and up-keep, for new stage, etc., is in keeping with the needs of the college. We believe that in President Battenburg we have a real school man at the head of this College, and we wish to commend him for the good work he is doing."

### ORPHANS HOME AT HELENA.

Though not asked to do so, we found it convenient to stop at Helena for a short visit at the Orphans' Home at that

place. At present there is in this institution ninety (90) children. The Home consists of a small brick building, in which are kept boys on the second floor, with school rooms on the first floor. A heating plant and a frame structure, which is used for the administration building, and for the girls. But the manager, Mr. Gilmer informed us that a deed had just been delivered to the State for a building adjoining the Orphans' Home, but now being used by Helena for school purposes, but they would not be able to get possession of it until after the close of the school. This will greatly relieve the situation at the Home. As we only had a few minutes to spend at this place, we were unable to make a thorough inspection. We found the Superintendent and a great number of the children sick with the flu, none serious, however.

#### HOME FOR FEEBLE MINDED, AT ENID.

At Enid we made a limited inspection of the Home for Feeble-minded. Here we found a clean, well kept institution. We understand the superintendent, Mr. H. G. Cherry, had only been in charge for a few days, but we met Mr. Bidding, who has been connected with the Home for some time, whom we believe to be very efficient, and is possibly, to a great extent, responsible for the good condition in which we found the home. They are completing a new laundry building to take the place of the old one, which was very necessary on account of the bad condition of the old building. They informed us they had some forty (40) applications to the Home, which they were unable to take for the reason of not having room for them. They should have another ward building. The hospital is not large enough, patients are now being treated in the wards for lack of room in the hospital, it should be enlarged, otherwise this institution seems to be ample.

L. R. HUGHEY,  
HARRY JONES,  
E. M. REED.

On motion of Senator Reed, the report was adopted and the Committee discharged.

Senator Nichols, with unanimous consent, reported as follows on behalf of the Committee on Roads and Highways:

Mr. President:

We, your committee on Roads and Highways, to whom was referred Senate Bill No. 220, by Langley, entitled, An Act regulating the gross weight of vehicles or other objects; regulating distribution of loads and speeds; providing for other restrictions of the usage of public highways; providing for enforcement and providing penalty, declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Brown of Love County, with unanimous consent, reported as follows on behalf of the Special Committee on House Bill No. 123 and Senate Bills Nos. 101, 218, 45 and 227:

Mr. President:

We, your Special Committee on House Bill No. 123 and Senate Bills Nos. 101, 218, 45 and 227, to whom was referred House Bill No. 123, by Dixon and Thompson, of the House, entitled, An Act providing for the enforcement of tax lien by suit, subjecting real estate to payment of delinquent taxes, providing for penalty, prescribing procedure, repealing conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

BROWN (Love), Chairman.

On motion of Senator Brown, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Special Committee on House Bill No. 123 and Senate Bills Nos. 101, 218, 45 and 227, to whom was referred Senate Bill No. 101, by Langley of the Senate, and Harper of the House, entitled, An Act providing for the enforcement of tax lien by suit, subjecting real estate to payment of delinquent taxes, providing for penalty, prescribing procedure, repealing conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BROWN (Love), Chairman.

On motion of Senator Brown (Love), the report was adopted.

Senator Brown (Love), with unanimous consent, reported as follows on behalf of the Committee on Correction of the Journal:

Mr. President:

We, your Committee on Correction of the Journal, beg leave to report that we have read the Daily Journal to and including the Fiftieth Legislative Day and have made the few minor corrections which were found necessary.

We therefore recommend the adoption of the Daily Journal to and including the Fiftieth (50) Legislative Day.

BROWN (Love), Chairman.

On motion of Senator Brown, the report was adopted.

On motion of Senator Brown (Love), the Daily Journal to and including the Fiftieth Legislative Day was adopted as corrected.



On request of Senator Johnson, Senate Bill No. 34 was, by unanimous consent, advanced to engrossment and third reading.

On request of Senator Cordell, Senate Bill No. 315 was, by unanimous consent, advanced to engrossment and third reading.

On motion of Senator Carlock, the Senate adjourned under the rules until Monday.

## FIFTY-THIRD LEGISLATIVE DAY

Saturday, March 3, 1923.

No Session.

## FIFTY-FOURTH LEGISLATIVE DAY

Monday, March 5, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gollobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Menninger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 39.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The Chair announced a quorum present.

Prayer by Rev. J. M. Jones, pastor of the Baptist Church of Cherokee, Oklahoma.

On request of Senator Woods Senate Resolution No. 17 was taken up for consideration and read by the Clerk.

Senator Woods asked unanimous consent to strike from the resolution that part which called for a record of the names of property placed on the tax books by tax ferrets.

The President presiding.

Senator Woods moved that the resolution be adopted as amended.

Motion carried and the resolution was referred to the enrolling and engrossing department for engrossment.

Senator Anglin introduced Senate Resolution No. 18, which was read at length by the Clerk, as follows:

SENATE RESOLUTION No. 18.

By Anglin.

An Act Fixing Date After Which No Bills Are to Be Introduced in the Senate of the State of Oklahoma.

WHEREAS, the Legislature of the State of Oklahoma has been in session since the second day of January, 1923; and,

WHEREAS, many bills are being introduced every day and there seems to be no end of business constantly coming before the Ninth Legislative Assembly; and,

WHEREAS, some steps should be taken looking toward the adjournment of such Legislature; now,

THEREFORE, BE IT RESOLVED, that no bills shall be introduced in the Senate as Senate Bills after Thursday, March 8, 1923.

On motion of Senator Anglin, Senate Resolution No. 18 was taken up for immediate consideration.

Senator Anglin moved adoption of the resolution. Motion lost.

Senator Feuquay introduced Senate Concurrent Resolution No. 19, which was read at length by the Clerk, as follows, and laid over under the rules.

SENATE CONCURRENT RESOLUTION No. 19.

By Feuquay, Looney (Pontotoc) and Langley.

Resolution Memorializing the President of the United States, the Present Congress of the United States, Other State

Legislatures and Citizens of the United States to Lend Their Earnest Desire to Promote Peace, Tranquility and Good Will Among the Nations by Working for the Establishment of Certain Declarations of Principles Adopted by the Federations Interalliee Des Anciens Combattants, Commonly Known as F. I. D. A. C.

WHEREAS, during the recent American Legion Convention in the City of New Orleans, in 1922, at the invitation of the American Legion, representative ex-service men of Belgium, Czecho-Slovakia, France, Great Britain, Italy, Roumania, Serbia, Croatia, Slovenia and the United States of America met for the purpose of considering the chaotic conditions of the world, and the lowering and constantly threatening clouds of another world war; and,

WHEREAS, from the depths of the feelings and earned experience of the ex-service men of the world there came forth a signal demand that there should be no more armed conflicts, and led to the preparation of certain declaration of principles; and,

WHEREAS, the declaration of principles were unanimously endorsed by the delegates as follows:

“With an earnest desire to promote peace, tranquility and good will among nations; secure the institutions of organized society; preserve the sacred principles of liberty and democracy and transmit their blessings to posterity; and establish safeguards to prevent the recurrence of war, we, the undersigned, representing the ex-service men of the signatory countries, agree to submit and endeavor to secure the adoption by our societies represented and through them urge upon our respective governments the following declaration of principles:

“1. That all international agreements among governments affecting the entire people shall be open and above-board, with full publicity.



“2. That treaties make the law between nations. They must be executed in good faith.

“3. To oppose territorial aggrandizement.

“4. To vigorously suppress within our own boundaries all persons and propaganda to overthrow by force government existing by will of the people.

“5. That the financial policies of the Allied Governments must have as their aim the stability of exchange and the resumption of international commerce, and we recommend the suspension of trade relations with countries maintaining armies organized for aggressive purposes.

“6. In view of the disturbed political reports tending to unbalance the public mind, we recommend that there shall be established by the F. I. D. A. C. a news disseminating bureau with representatives in every member country; that this agency shall receive sanction of the governments of the respective countries; that it shall collect and issue news designed to offset destructive and inflammatory propaganda, particularly the propaganda put out by the proponents of Bolshevism with the intent to change other forms of government, this without in any way censoring or restricting the freedom of the press.

“7. That an international court be established to outlaw war.

“8. To proceed as rapidly as conditions permit, and when the decrees of such court become operative (except for machinery necessary to maintain them and the minimum police force) to entirely disarm and disband our land, sea and air forces and destroy the implements of warfare.”

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the State of Oklahoma, the House of Representatives concurring therein, that it is the earnest hope and desire of the Ninth Legislature that the President of the United States, the

Congress of the United States, the Legislatures of the various States and the citizenship of the entire United States lend their every earnest effort to the end that these principles adopted by the Federation Interalliee Des Anciens Combattants, representing the veterans of the World War, shall become recognized principles of international law upon which all nations shall agree and form their future acts;

BE IT THEREFORE RESOLVED, that the Ninth Legislature of the State of Oklahoma respectfully requests and urges the President of the United States, the Secretary of State of the United States and the Congress of the United States to use all their efforts to the end that future international law shall be based upon these true and just principles, among others that will tend to outlaw war and its horrors forever;

BE IT FURTHER RESOLVED, that the Ninth Legislature of the State of Oklahoma do fully endorse the principles adopted by the said delegates and consent to and urge their adoption in the belief that they will prove effective in preventing the scourge of war.

BE IT FURTHER RESOLVED, that copies of this resolution, suitably engrossed, shall be transmitted by General Roy Hoffman, member of the Supreme Council of the Federation Interalliee Des Anciens Combattants, representing the United States of America, to the President of the United States, the Secretary of State of the United States and to members of Congress from the State of Oklahoma, and to all of the signatories of the original declaration of principles made in New Orleans and signed in New York City.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 102, 14, 91, 93 and 199 and Senate Joint Resolution No. 17 correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 102, 14, 91, 93 and 199 and Senate Joint Resolution No.

17 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 295, 34, 171, 188, 190, 201, 261, 254, 273 and 315 correctly engrossed.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 290 and 308 correctly engrossed.

The President signed the engrossed copies of Senate Bills Nos. 290 and 308, and ordered the same transmitted to the Honorable House.

Senator Nichols called attention to the fact that Senate Bill No. 126 had been printed and placed on the desks of the Senators without reference to the Committee on Privileges and Elections.

The President ordered Senate Bill No. 126 referred to the Committee on Privileges and Elections.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that it has concurred in Senate amendments to,

Engrossed House Bill No. 144, by Anderson, Cunningham and Hutson, entitled:

“An Act fixing the salary of county attorneys and county judges in counties of the State of Oklahoma having a population of more than sixty thousand.”

Engrossed House Bill No. 192, by Goodrich of the House and Johnson of the Senate, entitled:

"An Act fixing the salaries of county attorney and assistant county attorney and providing for a stenographer in counties having a population of not less than 26,600 nor more than 26,700 inhabitants, and declaring an emergency."

Very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the House of Representatives has concurred in Senate amendments to,

Engrossed House Bill No. 72, by Watkins of the House, and Cline of the Senate, entitled:

"An Act amending Section 10,368, Bunn Compiled Oklahoma Statutes, 1921; An Act providing for an oath or affirmation of allegiance to be taken by all teachers in the public, private, parochial or denominational schools by re-enacting said section with certain exceptions added thereto."

Engrossed House Bill No. 269, by Boyer and Pullen, entitled:

"An Act fixing the salaries of county officials in counties of the State of Oklahoma having a population of not less than 13,110 and not more than 13,120, according to the Federal census of 1920."

Very truly yours,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Joint House Resolution No. 19, by Looney, Brown, et. al., entitled:

“A Resolution authorizing the Soldiers’ Relief Commission to landscape and grade the grounds of the Soldiers’ Tubercular Sanatorium, located at Sulphur, Oklahoma, to plant trees thereon, to pave oval and road, making an appropriation therefor, and declaring an emergency.”

Engrossed House Joint Resolution No. 20, by Thompson of Garvin, entitled:

“A Resolution providing for the investigation of the injuries to Ed Pilgrim to determine the liability of the State of Oklahoma therefor, if any, and making an appropriation, if necessary, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 373, by Committee on Appropriations, entitled:

“An Act making an appropriation for repair of the spur track leading from the main line of the Santa Fe Railroad to the power house of the Capitol grounds, and declaring an emergency.”

Engrossed House Bill No. 374, by Committee on Appropriations, entitled:

“An Act making an appropriation for maintenance and salaries for the remainder of the fiscal year ending June 30, 1923, and for repairs to buildings for the Southwestern State



Teachers' College at Weatherford, Oklahoma, and declaring an emergency."

Engrossed House Bill No. 90, by Bayless, entitled:

"A Bill to be entitled, An Act amending the first paragraph of Section 9698, compiled Oklahoma Statutes, 1921, with reference to the power of Excise Board to revise estimates, and declaring an emergency."

Engrossed House Bill No. 207, by Moothart and Mabon of the House, and Durant of the Senate, entitled:

"An Act to provide sufficient revenue to maintain public schools in town or city school districts in the State of Oklahoma wherein lead and zinc and minerals are mined from Indian lands exempt from taxation, for other purposes, and declaring an emergency."

Engrossed House Bill No. 245, by Brydia, entitled:

"A Bill to be entitled, An Act making an appropriation for the general repair of the administration building, located at the State Normal School at Ada, Oklahoma, and declaring an emergency."

And to advise you and, through you, the Honorable Senate that same have been passed by the House of Representatives and signed by the Speaker in open session.

Very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Joint Resolution No. 27, by Stewart and Dyer of the House, and Holloway of the Senate, entitled:

"A Resolution authorizing and empowering the Board of County Commissioners of McCurtain County, Oklahoma, to

pay Mrs. Jewel Felker the sum of \$1,000.00, and declaring an emergency."

Engrossed House Bill No. 85, by Vernon, entitled:

"An Act amending Section 9719 of Compiled Oklahoma Statutes, Annotated, 1921, General Laws of the State of Oklahoma, reducing the penalty on delinquent taxes from 18 per cent to 15 per cent per annum."

Engrossed House Bill No. 364, by Thornsborough, entitled:

"An Act abolishing the office of assistant county attorney in all counties in the State of Oklahoma having a population of 18,400 and not more than 18,500, according to the last Federal census of 1920."

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 130, by Ferrell, Rossiter, Nance and O'Brien, entitled:

"An Act making an appropriation for the support and maintenance of the office of the Attorney General, and declaring an emergency."

Enrolled House Bill No. 276, by Elam and Smith, entitled:

"An Act relating to county commissioners in counties having a population of not less than 36,536 and not over 36,600

and with an assessed valuation of not less than \$34,825,000.35, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bills Nos. 130 and 276, and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 55, by West and Leedy, entitled:

"An Act amending Section 11024, Article 1, Chapter 90, of the Compiled Statutes of Oklahoma, 1921, relating to trusts and pools."

Enrolled Senate Bill No. 95, by Hill, entitled:

"An Act amending Section 354, of Article 9, Chapter 3, Compiled Statutes of Oklahoma, 1921, relating to attachment and garnishment."

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 55 and 95 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate that the House refuses to concur in Senate amendments to,

House Bill No. 122, by Vernon and Harper, entitled:

“A Bill to be entitled, An Act providing for all State bank employees engaged or employed in the State banking business in the State of Oklahoma to give fidelity bonds for the faithful performance of their duties, and declaring an emergency.”

And requests a conference. The following: Vernon, Harper and Hansen, are named as House conferees.

Very respectfully,

C. J. KENDLE, Chief Clerk.

Senator Nichols moved that the Senate grant the request of the Honorable House of Representatives for a conference, and that the Chair appoint the conferees.

Motion carried and the Chair appointed as conferees on House Bill No. 122, Senators Johns, Woods and Feuquay.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that it has appointed Bell, Salter and Watkins as House conferees on,

Engrossed Senate Bill No. 139, by Hill of the Senate and Salter of the House, entitled:

“An Act relating to judicial districts and reapportionment thereof, and creating District No. 31, and declaring an emergency.”

Very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 35, by McPherren, entitled:

“An Act providing for the appointment by the Governor of nine Supreme Court Commissioners, same to be divided into three divisions, prescribing their qualifications, defining their powers and duties, fixing their salaries, providing for clerical assistants, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendments to Senate Bill No. 35.

Senator McPherren moved that the Senate refuse to concur in House amendments to Senate Bill No. 35 and ask for a conference. Motion carried.

The Clerk read the House amendments to Senate Bill No. 146, as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 146.

Engrossed House Amendment No. 1: .

That Engrossed Senate Bill No. 146, be amended by striking the words “One Hundred Twenty-five” in line 5, page 2, and the figures “(\$125.00)” at the end of Section 1, and correct to read as follows: “One Hundred Ten (\$110.00) Dollars per month.”



Senator Woods moved that the Senate concur in House amendments to Senate Bill No. 146.

Motion carried and the bill was placed on third reading for final passage as amended.

Senator Carlock, on behalf of the Conference Committee on House Bill No. 140, reported as follows:

To the President of the Senate:

Mr. President:

We, your Conference Committee, to whom was referred House Bill No. 140, beg leave to advise that we are unable to agree or reconcile our differences in any manner and respectfully request that another conference be had and another committee be appointed.

Respectfully submitted,

CARLOCK,  
McPHERREN,  
HOLLOWAY,  
Senate Conferees.

STOVALL,  
WINDLE,  
BREMER,  
House Conferees.

Senator Carlock moved adoption of the report.

Motion carried and the Chair appointed as substitute conferees, Senators Ratliff, Looney (Harmon) and Cline.

Senator Nichols, on behalf of the Committee on Roads and Highways, reported as follows:

Mr. President:

We, your Committee on Roads and Highways, to whom was referred Senate Bill No. 297, by Lillard and Langley, entitled, An Act regulating the character and use of lights on motor vehicles operated upon the highways of the State of Oklahoma, providing regulations therefor and a method of testing the same, providing for the issuing of a license for

the sale of such lighting device as complies with this Act; providing for the fee; conferring upon the State Highway Commissioner certain duties with reference thereto; providing for inspection of lighting devices after installation and fee for same and authorizing the State Highway Commission to make such rules and regulations of the minor details as is necessary to carry this Act into effect, and prescribing the penalty for the violation therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

NICHOLS, Chairman.

On motion of Senator Nichols, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Langley, on behalf of the Committee on Hospitals and Charities, reported as follows:

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 311, by Woods and Lillard, entitled, An Act providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity which can likely be remedied, whose parents or other persons legally chargeable with their support, who are unable to provide such treatment and care; providing for payment of the expenses thereof, and conferring jurisdiction on juvenile courts in such cases; providing for the commitment of such children in the University Hospital defining the powers and duties of said institutions, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill ordered printed and placed on the Calendar.

## FIRST READING.

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

Senate Bill No. 345, by Hudson of the Senate, and Long and Miller of the House—An Act providing for the creation and organization of water improvement district to supply water for domestic use to the inhabitants of such district; providing for elections therein; providing for the construction of district water works system therein and the expenses thereof; providing for the issuance of bonds and for special assessments for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers: providing for the conferring of certain powers, duties and privileges on the officers of such improvement district.

Senate Bill No. 346, by Nichols, Jones, McPherrren, Mrs. Looney, Bobo, Luttrell, Leedy, Hughes, Calvert, Horner, Monk—A Bill to be entitled, An Act fixing the salaries of all elective State officers, except judges of the Supreme Court and the criminal court of appeals, on and after the passage of this Act.

Senate Bill No. 347, by Johnson of the Senate and Burger of the House—An Act providing for the number of deputy sheriffs and assistant jailers in all counties in the State of Oklahoma having a population of not less than 17,660 and not more than 17,700, according to the last preceding Federal census, fixing the salaries thereof, repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 348, by Ratliff—An Act amending Section 6590 of the Compiled Oklahoma Statutes of 1921, providing additional grounds for removal of guardians, and declaring an emergency.

Senate Bill No. 349, by Ratliff—An Act amending Section 1450 of the Compiled Oklahoma Statutes of 1921, with refer-

ence to the grounds of appointment of guardians for incompetents, and declaring an emergency.

Senate Bill No. 350, by Nichols—An Act relating to reckless driving of motor vehicles, specifically making the wilful and unlawful striking or hitting of another with a motor vehicle which produces an injury less than death, an assault and battery, punishable as such; making the striking or hitting of another with a motor vehicle while intoxicated or while engaged in the commission of an unlawful act, with or without intent to injure any person, an assault with a deadly weapon and punishable as such; making the striking or hitting another with a motor vehicle producing death, while intoxicated or while engaged in the commission of an unlawful act, without intent to kill, guilty of manslaughter, punishable as such, and declaring an emergency.

Senate Bill No. 351, by Holloway—An Act to take over the Bookertee Normal and Agricultural Institute at Bookertee, Oklahoma.

Senate Bill No. 352, by Horner—An Act amending Section 4106, Chapter 23, of the Compiled Oklahoma Statutes, 1921, relating to suspension or revocation of the licenses of attorneys, and declaring an emergency.

Senate Bill No. 353, by Brown—An Act fixing the salaries of deputy county clerks in all counties in the State of Oklahoma having a population of not less than 12,430 and not more than 12,433 inhabitants, according to the last preceding Federal decennial census, repealing all conflicting laws, and declaring an emergency.

## SECOND READING.

The following bills were read for the second time and referred to the Committee indicated:

Senate bill No. 335, by Lillard, to Committee on Insurance.

Senate Bill No. 336, by Lillard, to Judiciary Committee No. 1.

Senate Bill No. 337, by Jones of the Senate and Mitchell of the House, to Committee on Education.

Senate Bill No. 338 by Reed. Placed on Calendar without reference to Committee.

Senate Bill No. 339, by Luttrell, to Committee on Appropriations.

Senate Bill No. 340, by Committee on Roads and Highways. Placed on the Calendar without reference to Committee.

Senate Bill No. 341, by Committee on Roads and Highways. Placed on Calendar without reference to Committee.

Senate Bill No. 342, by Committee on Roads and Highways. Placed on Calendar without reference to Committee.

Senate Bill No. 343, by Committee on Roads and Highways. Placed on Calendar without reference to Committee.

Senate Bill No. 344, by Brown (Love) and Gulager of the Senate, and Pullen of the House, to Committee on Fish and Game.

Senate Joint Resolution No. 26, by Luttrell of the Senate and Phillips of the House, to Committee on Appropriations.

The President instructed the Sergeant-at-Arms to bring the Senators into the Senate chamber under the call of the House.

Senate Bill No. 146, as amended by the Honorable House of Representatives, was read at length.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gul-



ager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Golobie, West. Total, 3.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The amended bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gulgager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Golobie, West. Total, 3.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed House amendments to Senate Bill No. 146 and ordered the same referred to the enrolling and engrossing department for enrollment.

Senate Bill No. 254 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Golobie, West. Total, 3.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Golobie, West. Total, 3.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 254 and ordered the same transmitted to the Honorable House.

Senate Bill No. 34 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

**Ayes:** Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

**Nays:** None.

**Not voting:** Calvert, Golobie, West. Total, 3.

**Absent:** Cornett, Wells. Total, 2.

**Excused:** Barker, Darnell, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

**Ayes:** Anglin, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Golobie, West. Total, 3.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 34 and ordered the same transmitted to the Honorable House.

Senate Bill No. 155 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Fenquay, Frye, Gulager, Harvey, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 34.

Nays: Brown (Blaine), Durant, Glasser, Horner. Total, 4.

Not voting: Golobie. Total, 1.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 155 and ordered the same transmitted to the Honorable House.

Senate Bill No. 295 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 38.

Nays: None.

Not voting: Golobie. Total, 1.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 38.

Nays: None.

Not voting: Golobie. Total, 1.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.



The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 295 and ordered the same transmitted to the Honorable House.

Senate Bill No. 273 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 35.

Nays: Glasser, Harvey, Lillard. Total, 3.

Not voting: Golobie. Total, 1.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 35.

Nays: Glasser, Harvey, Lillard. Total, 3.

Not voting: Golobie. Total, 1.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 273 and ordered the same transmitted to the Honorable House.

Senate Bill No. 188 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 38.

Nays: None.

Not voting: Golobie. Total, 1.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 188, and ordered the same transmitted to the Honorable House.

Senate Bill No. 171 was read for the third time at length.

Senator Langley, with unanimous consent, offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 171 as follows:

Line 3 of Title, by striking 19,000 and adding in lieu thereof 19,150; line 4 of Title by striking 19,500 and adding in lieu thereof 19,170; line 2, page 1, by striking 19,000 and adding in lieu thereof, 19,150; line 3, page 1, by striking 19,500 and adding in lieu thereof 19,170.

LANGLEY.

The bill was referred to the enrolling and engrossing department for engrossment of the amendment.

Senate Bill No. 190 was read for the third time at length.

Senator Looney of Pontotoc moved that the vote by which Senate Bill No. 190 was advanced to engrossment and third reading be reconsidered. Motion carried.

Senator Luttrell, with unanimous consent, withdrew the amendment which he had offered to Senate Bill No. 190, and which had been adopted.

The bill was ordered placed upon the Calendar under General Order of Business.

Senate Bill No. 261 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Carlock, Cline, Feunquay, Frye, Holloway, Hudson, Johnson, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Woods. Total, 22.

Nays: Brown (Blaine), Calvert, Cordell, Durant, Glasser, Golobie, Gulager, Harvey, Hill, Horner, Hughes, Hughey, Johns, Jones, Land, Reed, West. Total, 17.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

Senator Looney of Pontotoc, served notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 261 failed to pass.

Senate Bill No. 315 was read for the third time at length.

Senator Brown of Love County moved that the vote by which Senate Bill No. 315 was advanced to engrossment and third reading be reconsidered. Motion lost.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 39.

Nays: None.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Feuquay, Frye,

Glasser, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 39.

Nays: None.

Absent: Cornett, Wells. Total, 2.

Excused: Barker, Darnell, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 315 and ordered the same transmitted to the Honorable House.

Senate Bill No. 201 was read for the third time at length.

Senator Jones moved to reconsider the vote by which Senate Bill No. 201 was advanced to engrossment and third reading.

Motion carried, and the bill was ordered passed until the next legislative day for further consideration.

Senate Bill No. 124, by Durant, was, at the request of the author, stricken from the Calendar.

#### HOUSE BILLS ON FIRST READING.

Engrossed Houses Bill No. 85, by Vernon—An Act amending Section 9719 of Compiled Oklahoma Statutes, Annotated, 1921, General Laws of the State of Oklahoma, reducing the penalty on delinquent taxes from 18 per cent to 15 per cent per annum.

Engrossed House Joint Resolution No. 20, by Thompson of Garvin—A Resolution providing for the investigation of



injuries to Ed Pilgrim to determine the liability of the State of Oklahoma therefor, if any, and making an appropriation, if necessary, and declaring an emergency.

Engrossed House Joint Resolution No. 19, by Pullen, Goodrich and Nance of the House, and Looney (Pontotoc), Brown (Love), Langley and Johnson of the Senate—A Resolution authorizing the Soldiers' Relief Commission to landscape and grade the grounds of the Soldiers' Tubercular Sanatorium located at Sulphur, Oklahoma, to plant trees thereon, to pave oval and road, making an appropriation therefor, and declaring an emergency.

Engrossed House Bill No. 207, by Moothart and Mabon of the House, and Durant of the Senate—An Act to provide sufficient revenue to maintain public schools in town or city school districts in the State of Oklahoma wherein lead and zinc minerals are mined from Indian lands exempt from taxation, for other purposes, and declaring an emergency.

Engrossed House Bill No. 90, by Bayless—A Bill to be entitled, An Act amending the first paragraph of Section 9698, Compiled Oklahoma Statutes, 1921, with reference to the power of Excise Board to revise estimates, and declaring an emergency.

Engrossed House Bill No. 245, by Brydia—A Bill to be entitled, An Act making an appropriation for the general repair of the administration building located at the State Normal School at Ada, Oklahoma, and declaring an emergency.

Engrossed House Bill No. 373, by Committee on Appropriations—An Act making an appropriation for repair of the spur track leading from the main line of the Santa Fe Railroad to the power house on the Capitol grounds, and declaring an emergency.

Engrossed House Bill No. 374, by Committee on Appropriations—An Act making an appropriation for maintenance and salaries for the remainder of the fiscal year ending June 30, 1923, and for repairs to buildings for the Southwestern

State Teachers' College, Weatherford, Oklahoma, and declaring an emergency.

Engrossed House Bill No. 364, by Thornsborough—An Act abolishing the office of assistant county attorney in all counties of the State of Oklahoma having a population of eighteen thousand four hundred (18,400) and not more than eighteen thousand five hundred (18,500), according to the last Federal census of 1920.

Engrossed House Joint Resolution No. 27, by Stewart and Dyer of the House, and Holloway of the Senate—A Resolution authorizing and empowering the Board of County Commissioners of McCurtain County, Oklahoma, to pay Mrs. Jewel Felker the sum of \$1,000.00, and declaring an emergency.

Senate Bill No. 166 was taken up for consideration and read by the Clerk.

Senator Hughes offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 166 by striking all of line 6, page 1, and line 1, page 2, to the word "an" and by inserting in lieu thereof, the words: "and a game preserve, one to be located east of the Chicago, Rock Island & Pacific Railway and the other to be located west of the said railroad."

HUGHES.

On motion of Senator Hughes, the bill was advanced to engrossment and third reading.

Senator Cline asked unanimous consent for the immediate consideration of Senate Bill No. 332, and upon its being granted, offered the following amendments, which were adopted:

Mr. President: I move to amend Senate Bill No. 332 by adding at the end of Section 2, the following: "and said em-

ployment shall be in accordance with the findings of the said Board of County Commissioners."

CLINE.

Mr. President: I move to amend Senate Bill No. 332, Section 1, line 3, page 1, as follows: By striking after the first word "the" and before the second word "the," in said line, the words "Federal census of 1920," and inserting in lieu thereof the words "last decennial Federal census," and by striking from the title of the Act "Federal census of 1920" and inserting therefor "last decennial Federal census."

CLINE.

On motion of Senator Cline, Senate Bill No. 332 was advanced to engrossment and third reading.

By unanimous consent, on request of Senator Woods, Senate Bill No. 212 was taken up for consideration.

Senate Bill No. 212 was read by the Clerk, and on motion of Senator Woods, advanced to engrossment and third reading.

Senator Feuquay was excused from the next day's session.

On motion of Senator Hudson, the Senate adjourned under the rules.

## FIFTY-FIFTH LEGISLATIVE DAY

Tuesday, March 6, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Absent: Cornett, Glasser. Total, 2.

Excused: Barker, Feuquay, Lewis. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Engrossed House Bill No. 230, by Varnum, Disney, Nance, Treadway, Stewart, Watson (Sequoyah), Mitchell and Anderson, entitled, An Act amending Sections 3860, 3862, Paragraph 1, Section 3863, Section 3866, of Article 16, Chap-

ter 20, Compiled Statutes of Oklahoma, 1921, defining terms, licensing dealers, providing penalties, creating positions and making an appropriation therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended by Agriculture Committee of the Senate.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill referred to the Committee on Appropriations.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 159, by Woods, entitled, An Act making a supplementary appropriation for salary and expenses of Henry M. Carr, chairman of the Board of Eleemosynary Institutions, State of Oklahoma, for the fiscal year ending June 30, 1921, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 25, by Jones, Cordell and Holloway of the Senate and Mrs. Mitchell and Cunningham of the House, entitled, A Joint Resolution authorizing the A. & M. College to reimburse the Federal A. & M. College funds, making an appropriation therefor, and declaring an



emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the resolution ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 24, by Holloway, entitled, A Joint Resolution reappropriating the sum of \$212.00 unexpended balance in deficiency appropriation No. 63 for the Department of State Fire Marshal, so that same may be used for traveling expenses, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the resolution ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 198, by Nichols, Lillard, Hill and Gollubie of the Senate and Salter, Brumley, Saltsman, Acton and Burleson of the House, entitled, An Act making an appropriation to pay the tuition of orphan children, according to the provisions of Section 10703, Article 32, Compiled Oklahoma Statutes, 1921, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Joint Resolution No. 6, by Anderson and Cunningham, entitled, A Resolution providing for the refunding of gross production tax to Rushton Oil Company, a Corporation, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the resolution ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 168, by Fenquay, Looney (Pontotoc), McPherren and Luttrell, entitled, An Act appropriating two million one hundred fifty thousand dollars to repay one and one-half mills illegally collected, to the taxpayers of the State, providing rules and regulations for the payment of same, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 336, by Lillard, entitled, *An Act authorizing cities of more than ninety thousand population to appropriate funds for the maintenance of a municipal band, and declaring an emergency*, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 327, by Ratliff, entitled, *An Act to encourage and promote ownership and in aid of home owners, creating a Home Loan Fund to be invested in second mortgages on land, making an appropriation therefor and providing for a first mortgage to be taken by the Commissioners of the Land Office, and declaring an emergency*, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill referred to Committee on Appropriations.

Senator Jones, on behalf of the Committee on Insurance, reported as follows:

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 251, by Lillard, entitled, *An Act relating to insurance; pertaining to certain clauses in contracts; provid-*

ing penalty for failure to pay losses, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

JONES, Chairman.

On motion of Senator Jones, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 267, by Gulager, entitled, An Act amending Section 6774, Compiled Oklahoma Statutes, 1921, being formerly Section 3486 of the Revised Laws of Oklahoma, 1910, as amended by House Bill No. 235, Chapter 205, Session Laws of Oklahoma, 1915, relating to fraternal benefit associations, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JONES, Chairman.

On motion of Senator Jones, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Calvert, on behalf of the Committee on Constitution and Constitutional Amendments, reported as follows:

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 4, by Nichols, Bobo, Lillard and Holloway, entitled, A Resolution providing for the submission of a proposed amendment to the Constitution, authorizing the enactment of appropriate legislation providing for the compulsory compensation by the employer to the employee in case of death or permanent or partial disability, beg leave to report that we had the

same under consideration and herewith return the same with the Committee substitute for said resolution, with the recommendation that said substitute resolution do pass.

CALVERT, Chairman.

On motion of Senator Calvert, the report was adopted and the resolution ordered printed and placed on the Clendar.

Senator Holloway, on behalf of the Committee on Education, reported as follows:

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 133, by Hughes, entitled, An Act providing for physical education in the State and common schools, and a system of certification of teachers of physical education, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Hughes, on behalf on the Committee on Revenue and Taxation, reported as follows:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Joint Resolution No. 22, by Mrs. Looney, Cordell and Earl Brown, entitled, A Resolution providing for the collection of gross production tax, providing for the employment of extra help, fixing their salaries, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.



On motion of Senator Hughes, the report was adopted and the resolution ordered printed and placed on the Calendar.

Senator Leedy, on behalf of the Committee on Public Health, reported as follows:

Mr. President:

We, your Committee on Public Health, to whom was referred Senate Bill No. 300, by Holloway et al, entitled, An Act amending Sections 8824, 8827, 8828, 8830, relating to the practice of optometry, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same, as amended by the Committee, with the recommendation that it do pass, as amended.

LEEDY, Chairman.

On motion of Senator Leedy, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 17 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Resolution No. 17 and ordered same returned to the enrolling and engrossing department for enrollment.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 332, 212, 171 and 166 correctly engrossed.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 146 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Bill No. 146 and ordered same transmitted to the Hon-

orable House of Representatives for the signature of the Speaker.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 68, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Joint Resolution No. 11, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

#### FIRST READING.

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

Senate Bill No. 354, by Luttrell—An Act validating certain acknowledgments taken within the State of Oklahoma, and declaring an emergency.

Senate Bill No. 355, by Luttrell—An Act validating certain legal notices by publication where same was made in the

Thursday issue of newspapers published tri-weekly, and declaring an emergency.

Senate Bill No. 356, by Holloway (by request)—An Act fixing the names of the farms and homes owned by the counties of Oklahoma for the care and support of the poor.

Senate Bill No. 357, by Holloway—An Act amending Sections 4880 and 4885 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to common carriers, providing how checkers or auditors of railway passenger trains shall check or audit the transportation and business thereof, and fixing penalties for violation thereof.

Senate Bill No. 358, by McPherren—An Act amending Section 2921, Compiled Oklahoma Statutes, 1921, relating to admission to bail in certain cases.

Senate Bill No. 359, by McPherren—A Bill entitled, An Act providing for the appointment of a Bank Commission and creating the office of Assistant Bank Commissioner and Secretary to State Banking Board and fourteen other positions, each to be known as Assistant to the Bank Commissioner; also the office of Attorney for the Banking Department, Chief Clerk, Bonding Clerk, and four stenographic positions, and fixing the salaries for same, also fixing the fee for the examination of banks, repealing all laws in conflict therewith, and declaring an emergency.

Senate Bill No. 360, by McPherren and Calvert of the Senate, and Tolbert and McBee of the House—An Act providing for the appointment of a temporary assistant to the State Reporter, prescribing qualifications, duties and salary.

Senate Bill No. 361, by Hudson—An Act fixing the salaries of the county assessor and his first deputy and the county treasurer in all counties having a population of not less than 100,000 nor more than 115,000, according to the last decennial Federal census, and declaring an emergency.

Senate Bill No. 362, by Nichols and Hill of the Senate, and Windle and Hines of the House—An Act amending Section 10635 of the Compiled Oklahoma Statutes, 1921, so as to permit the teaching of foreign languages in certain instances, and declaring an emergency.

Senate Joint Resolution No. 27, by West, Reed, Darnell, Brown—A Resolution providing for the purchase of the Keys bridge across the South Canadian River, between the towns of Bridgeport and Geary, on the Postal Highway, in the event same can be purchased at the price provided by this resolution; otherwise providing for the construction, under the supervision of the State Highway Commissioner, of a bridge across said South Canadian River, on the said Postal Highway, not exceeding the distance of 150 yards east and south of the Rock Island Railway bridge across the said South Canadian River, between the points above designated; making an appropriation therefor, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 345, by Hudson of the Senate and Long and Miller of the House, to Judiciary Committee No. 1.

Senate Bill No. 346, by Nichols, Jones, McPherrren, Mrs. Looney, Bobo, Luttrell, Leedy, Hughes, Calvert, Horner and Monk, to Committee on Fees and Salaries.

Senate Bill No. 347, by Johnson of the Senate and Burger of the House, to Committee on Fees and Salaries.

Senate Bill No. 348, by Ratliff, to Judiciary Committee No. 2.

Senate Bill No. 349, by Ratliff, to Judiciary Committee No. 2.

Senate Bill No. 350, by Nichols, to Committee on Roads and Highways.

Senate Bill No. 351, by Holloway, to Committee on Appropriations.

Senate Bill No. 352, by Horner, to Judiciary Committee No. 2.

Senate Bill No. 353, by Brown, to Committee on Fees and Salaries.

House Bill No. 85, by Vernon, to Committee on Revenue and Taxation.

House Joint Resolution No. 20, by Thompson of Garvin, to Committee on Appropriations.

House Joint Resolution No. 19, by Looney, Brown, et al, to Committee on Appropriations.

House Bill No. 207, by Moothart and Mabon of the House and Durant of the Senate, to Committee on Education.

House Bill No. 90, by Bayless, to Committee on Revenue and Taxation.

House Bill No. 245, by Brydia, to Committee on Appropriations.

House Bill No. 373, by Committee on Appropriations, to Committee on Appropriations.

House Bill No. 374, by Committee on Appropriations, to Committee on Appropriations.

House Bill No. 364, by Thornbrough, to Committee on State and County Affairs.

House Joint Resolution No. 27, by Stewart and Dyer of the House and Holloway of the Senate, to Committee on Appropriations.



Senator Looney (Pontotoc) moved that the vote by which Senate Bill No. 261 failed of passage be reconsidered. Motion carried.

On motion of Senator Looney (Pontotoc), Senate Bill No. 261 was referred to a Special Committee of three for amendment.

The Chair appointed Senators Looney, Hudson and Frye as such Special Committee.

Senate Bill No. 166 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Love), Calvert, Cordell, Durant, Frye, Gulager, Harvey, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Luttrell, McPherran, Monk, Nichols, Ratliff, West, Woods. Total 27.

Nays: Anglin, Brown (Blaine), Cline, Johnson, Looney (Pontotoc), Wells. Total, 6.

Not voting: Carlock, Darnell, Golobic, Holloway, Memminger, Reed. Total, 6.

Absent: Cornett, Glasser. Total, 2.

Excused: Barker, Fenquay, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Cordell moved that the vote by which Senate Bill No. 166 passed be reconsidered, and that that motion lie on the table. Motion carried.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 166 and ordered the same transmitted to the Honorable House for the consideration thereof.

Senate Bill No. 212 was read for the third time at length.

The President presiding.

The question being, "Shall the bill pass?" the roll was was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: Darnell, Lillard. Total, 2.

Not voting: Langley, Nichols, West. Total, 3.

Absent: Cornett, Glasser. Total, 2.

Excused: Barker, Fenquay, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: Darnell, Lillard. Total, 2.

Not voting: Langley, Nichols, West. Total, 3.

Absent: Cornett, Glasser. Total, 2.

Excused: Barker, Fenquay, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 212 and ordered the same transmitted to the Honorable House.

Senate Bill No. 332 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None.

Absent: Cornett, Glasser. Total, 2.

Excused: Barker, Feuquay, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None.

Absent: Cornett, Glasser. Total, 2.

Excused: Barker, Feuquay, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 332 and ordered the same transmitted to the Honorable House for its consideration.

Senate Bill No. 171 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None.

Absent: Cornett, Glasser. Total, 2.

Excused: Barker, Feuquay, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulager, Harvey, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley,

Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None.

Absent: Cornett, Glasser. Total, 2.

Excused: Barker, Feuquay, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 171 and ordered the same transmitted to the Honorable House.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to advise you and, through you, the Honorable Senate, that the Speaker has appointed as a new Conference Committee on

House Bill No. 140, by Watkins, et al, entitled:

“An Act providing aid for weak school districts, making appropriation for the year ending June 30, 1923, and the year ending June 30, 1924, and declaring an emergency.”

The following named: Windle, Stovall and Hines.

Very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body, Engrossed Committee Substitute for,



Engrossed Senate Bill No. 107, by Senate Committee on Appropriations, entitled:

“An Act making general appropriations for the budget of the Legislative, Executive and Judicial Departments of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1924, and June 30, 1925, by functions of each department in accordance with the budget classification adopted by the Governor.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Carlock moved that the Senate refuse to concur in the House amendments to Senate Bill No. 107 and ask the Honorable House for a conference. Motion prevailed.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Joint Resolution No. 17, by Jones, entitled:

“A Resolution making an appropriation for the purchase of feed to replace that burned in the horse barn at the A. & M. College, at Stillwater, and declaring an emergency.”

Enrolled Senate Bill No. 14, by Johnson and Johns of the Senate and Davis and Gray of the House, entitled:

“An Act authorizing the appointment of two field deputies and one jailer for the sheriffs in all counties having a population of not less than 33,925 nor more than 33,950, fixing the compensation and providing for the payment thereof,

repealing all laws in conflict herewith, and declaring an emergency."

Enrolled Senate Bill No. 91, by Woods, entitled:

"An Act relating to appeals from decision of Boards of County Commissioners and amending Section 5834, of Chapter 35, of Article 9, of the Compiled Statutes of the State of Oklahoma, 1921, and repealing conflicting laws, and declaring an emergency."

Enrolled Senate Bill No. 93, by Gulager, Holloway and Bobo of the Senate, and Harper, Kidd, Gulager, Sanders, Comfort, Berry and Watson (Sequoyah) of the House, entitled:

"An Act establishing two propagating farms and fish hatcheries, providing for a commission to locate the same, and making an appropriation therefor."

Enrolled Senate Bill No. 102, by Langley, entitled:

"An Act making an appropriation for the maintenance of the Soldiers' Relief Commission of the State of Oklahoma for the fiscal years ending June 30, 1924, and June 30, 1925, respectively."

Enrolled Senate Bill No. 199, by Glasser, entitled:

"An Act amending Section 238, Compiled Oklahoma Statutes, Annotated, 1921, relating to the manner and method of obtaining service in civil actions, and hereby declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 14, 91, 93, 102 and 199 and Enrolled Senate Joint Resolution No. 17 were ordered transmitted to the Governor.

House Bill No. 189 was taken up for consideration.

Section 1 was read by the Clerk and adopted by unanimous consent.

Section 2 was read by the Clerk and adopted by unanimous consent.

Section 3 was read by the Clerk.

Senator Luttrell offered the following amendment:

Mr. President: I move to amend House Bill No. 189, line 16, page 4, by striking after the word "exceed" and before the words "per cent" the word "six" and inserting in lieu thereof the word "five."

LUTTRELL.

Senator Cline offered the following substitute for the Luttrell amendment, which was lost:

Mr. President: I move to amend House Bill No. 189, Section 3, line 8, page 4, as follows: By striking out all of line 8 and insert in lieu thereof: "five per cent on all such improvements up to \$25,000.00, four per cent on the excess above \$25,000.00 to \$50,000.00, three per cent on the excess above \$50,000.00 to \$100,000.00 and two and one-half per cent on all excess over and above \$100,000.00 of such improvements; and, provided further, that in the event any city or incorporated town does not employ on a salary its engineer, assistants and helpers, the said engineering services shall be let to the lowest responsible bidder in amount not to exceed the fees herein provided, and that such notice shall be given by the governing body of any city or incorporated town as may be necessary to apprise the engineers generally of the said proposed contract for engineering services."

CLINE.

Senator Lillard offered the following substitute amendment, which was tabled on motion of Senator Gulager:

Mr. President: I move to amend House Bill No. 189, line 15, page 4, by striking after the word "thereof," all of the balance of line 15 and all of lines 16 and 17.

LILLARD.

The vote recurring upon the Luttrell amendment, the same was adopted.

Section 3 was adopted as amended.

Section 4 was read by the Clerk.

Senator Cline offered the following amendment, which was tabled on motion of Senator Horner:

Mr. President: I move to amend House Bill No. 189, Section 4, as follows: By adding after the word "improvement," at the end of said section, the following: "Provided, that the services for all engineering work contemplated in this Act shall not exceed the amount specified in Section 3 of this Act.

CLINE.

Senator Gulager offered the following amendment, which was tabled on motion of Senator Brown (Love):

Mr. President: I move to amend House Bill No. 189, line 6, page 5, by striking after the word "in" the following: "or outside the."

GULAGER.

Section 4 was adopted by unanimous consent.

Section 5 was read by the Clerk.

Senator Luttrell offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 189, line 2, page 7, by striking after the word "thereon" the remainder of Section 5, and in lieu thereof, beginning after the word "thereon," inserting the following: "any person, firm or corporation, administrator or guardian, holding title to said land liable to assessment, may enter such protest or objection."

LUTTRELL.

Senator Gulager offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 189, line 13, page 5, Section 5, by adding after the word "clerk" and before the word "the," the following: "accompanied by a petition of 55 per cent of the legal titleholders or by his or her authorized agent, of said proposed district."

GULAGER.

Senator Harvey offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 189, line 11, page 6, by inserting after the word "thereof," the following: "Provided, that if such improvement is protested by the owners of more than one-half in area of the land liable to assessment, as above provided, the question shall not be again submitted by the governing body until the lapse of one year from the date of such protest."

HARVEY.

Senator Cline offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 189, Section 5, line 1, page 6, as follows: By inserting after the word "the" and before the word "county," the following: "said city or incorporated town, and if no newspaper is pub-



lished in said city or incorporated town, then in some newspaper published in the.”

CLINE.

Senator Woods offered the following amendment, which was tabled on motion of Senator Gulager:

Mr. President: I move to amend House Bill No. 189, line 5, page 6, by striking the word “fifteen” and substituting therefor the word “thirty”.

WOODS.

Senator Wells offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 189, line 11, page 6, by adding after the word “thereof,” the following: “provided that after same shall have been protested by the owners of more than fifty per cent of the land liable to assessment, the governing body of said city or town shall not advertise the same again for a period of six months, except upon petition, as herein provided.”

WELLS.

Section 5, as amended, was adopted by unanimous consent.

Section 6 was read by the Clerk.

Senator Luttrell offered the following two amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 189, line 2, page 8, by striking after the word “the” the word “section” and by inserting in lieu thereof the word “action.”

LUTTRELL.

Mr. President: I move to amend House Bill No. 189, line 5, page 8, by inserting after the word “and” and before the

word "after" the words "any suit instituted," and by striking in line 6 the words "no suit," and by inserting after the word "be" in line 6 the word "not."

LUTTRELL.

Section 6, as amended, was adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read by the Clerk.

Senator Cline offered the following amendment:

Mr. President: I move to amend House Bill No. 189, Section 9, line 15, page 11, by inserting after the word "work" and before the word "and," the following: "or for use of inferior material."

CLINE.

Senator Leedy moved to table the Cline amendment, which motion was lost.

The vote recurring upon the Cline amendment, the same was adopted.

Senator Cline offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 189, line 1, page 13, by inserting after the word "town," the following: "and by publishing a synopsis of said notice in some engineering journal or other newspaper in the State of general circulation, so as to give reasonable publicity to such proposed work."

CLINE.

Section 9, as amended, was adopted by unanimous consent.

Section 10 was read by the Clerk and adopted by unanimous consent.

Section 11 was read by the Clerk:

Senator Monk offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 189, line 2, page 15, by inserting after the word "tracks," the following: "Provided, however, any city or town may at the time of the construction of the tracks or granting of any street railway franchise or at the time of the publication of the resolution, waive any or all of the requirements of this section if they deem it to be to the best interest of the city or town to do so."

MONK.

Section 11, as amended, was adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read by the Clerk.

Senator Monk offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 189, line 12, page 16, by inserting after the word "walks" the words "crossing the tracks or right of way of such railroad."

MONK.

Section 13, as amended, was adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

Section 17 was read and adopted by unanimous consent.

Section 18 was read and adopted by unanimous consent.

Section 19 was read and adopted by unanimous consent.

Section 20 was read and adopted by unanimous consent.

Section 21 was read and adopted by unanimous consent.

Section 22 was read and adopted by unanimous consent.

Section 23 was read and adopted by unanimous consent.

Section 24 was read and adopted by unanimous consent.

Section 25 was read and adopted by unanimous consent.

Section 26 was read by the Clerk.

Senator Cline offered the following amendment, which was tabled on motion of Senator Hudson:

Mr. President: I move to amend House Bill No. 189, Section 26, page 31, by striking out the words "ten per cent," in line 16, and inserting in lieu thereof the words "eight per cent."

CLINE.

Section 26 was adopted by unanimous consent.

Senator Bobo, with unanimous consent, introduced the following amendment to Section 25, which amendment was tabled on motion of Senator Brown (Love):

Mr. President: I move to amend House Bill No. 189, Section 25, as follows: By striking the words "eighteen per cent," in line 4, page 30, and inserting "fifteen per cent."

BOBO.

Section 27 was read and adopted by unanimous consent.

Section 28 was read and adopted by unanimous consent.

Section 29 was read by the Clerk.

Senator Wells offered the following amendment, which was tabled on motion of Senator Looney (Harmon):

Mr. President: I move to amend House Bill No. 189, line 1, page 39, by striking all of said Section 29, and renumbering the following sections consecutively.

WELLS.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Fees and Salaries:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 346, by Nichols, Monk, McPherren, Mrs. Looney, Hudson, Bobo, Luttrell, Leedy, Hughes, Calvert, Jones and Woods, entitled, A Bill to be entitled, An Act fixing the salaries of all elective State officers, except judges of the Supreme Court and the Criminal Court of Appeals, on and after the passage of this Act, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, with unanimous consent, reported as follows, on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 66, by Frye, entitled, An Act repealing Section 5842 of Volume 2, Compiled Oklahoma Statutes, Annotated, 1921, relating to publication of County Commissioners' proceedings, beg leave to report that we had the same under consideration and herewith return the same



with the recommendation that it do pass, as amended. Striking Section 2 and inserting the following in lieu thereof:

Section 2. The county clerk in each county in this State shall post one copy of the Commissioners' Court proceedings at the Court House and send a copy to each of said Commissioners, who shall cause the same to be posted in some conspicuous place in their district.

GULAGER, Chairman.

On motion of Senator Gulager the report was adopted and the bill ordered printed and placed on the Calendar.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the House of Representatives has concurred in the Senate request for a conference on

Engrossed Senate Bill No. 35, by McPherrren, entitled:

"An Act providing for the appointment by the Governor of nine Supreme Court Commissioners, same to be divided into three divisions, prescribing their qualifications, defining their powers and duties, fixing their salaries, providing for clerical assistants, and declaring an emergency."

And that the Speaker of the House of Representatives has appointed Representatives Sigler, Stewart and Dixon as Representative conferees thereon.

Very truly yours,

C. J. KENDLE, Chief Clerk.

The Chair appointed as Senate conferees on Senate Bill No. 35, Senators McPherrren, Anglin and Luttrell.

The following message from the Governor was received and read at length:

To the Honorable President and Members of the Senate of the Ninth Oklahoma Legislature:

I have before me at this time Senate Bill No. 116, with reference to bail bonds in criminal cases, and I cannot refrain at this time from expressing to you my complete approbation of this bill.

Experience has taught us in the past that men charged with crime may escape the proper punishment therefor by executing insufficient bail bonds or by defaulting, and the sureties on said bond executing a transfer of said real estate before suit is brought thereon.

I feel the hands of justice require that this bill should be enacted into law, and if possible, an emergency attached thereto.

The thought occurs to me, however, that it is possible for a court clerk or other official having custody of said bail instrument to, for some reason, refuse to certify to the county clerk the fact that the conditions of the bond had been complied with, or the county clerk might for some reason refuse to release the lien, in which event title would be clouded and action would be necessary to remove cloud from title.

It is, therefore, suggested that some penalty be attached for their failure to perform their duties somewhat similar to the penalty provided for failure to release a chattel mortgage of record after the same has been paid.

Therefore, I respectfully urge your Honorable body to advance this cause upon the Calendar and take immediate action thereon and transmit your actions to the Honorable House of Representatives, because of the fact that the Cal-

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endar of the said House is somewhat crowded at this time, and I feel this bill should receive their immediate attention.

Very respectfully,

J. C. WALTON,  
Governor.

The message was referred to Judiciary Committee No. 2.

On motion of Senator Hudson, the Senate adjourned under the rules.

## FIFTY-SIXTH LEGISLATIVE DAY

Wednesday, March 7, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President.

On roll call, the following Senators were present:

Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Absent: Anglin, Glasser, Harvey. Total, 3.

Excused: Barker, Lewis. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Ratliff, on behalf of Senator Glasser, Chairman of the Committee on Private Corporations, reported as follows:

Mr. President:

We, your Committee on Private Corporations, to whom was referred Senate Bill No. 299, by Calvert, Langley, West, of the Senate, and Brice, Elam, Harper, of the House, entitled, An Act providing for the licensing of cement plants in the State of Oklahoma, and conferring jurisdiction upon the Cor-

poration Commission of the State of Oklahoma in all matters pertaining to the operation of such cement plants and the prices charged for the products of such plants, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GLASSER, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Monk, on behalf of the Committee on Public Service Corporations, reported as follows:

Mr. President:

We, your Committee on Public Service Corporations, to whom was referred Senate Bill No. 287, by Monk, entitled, An Act amending Section 5484, Article XIV, Chapter 34, of the Compiled Oklahoma Statutes of 1921, pertaining to railroads and extending the provisions thereof to include public service corporations, as defined in Section 34, Article IX, of the Constitution of Oklahoma, and authorizing such corporations to create indebtedness, or increase or diminish their capital stock without reference to subscribed capital stock; repealing all conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

MONK, Chairman.

On motion of Senator Monk, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Jones, on behalf of the Committee on Insurance, reported as follows:

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 264, by Memminger, entitled, An Act to pro-



tect members of foreign fraternal beneficiary societies or associations who reside in this State; to give the State Insurance Commissioner power and authority to prescribe rules and conditions precedent or under which such societies or associations can do business in this State; providing penalties for violations of this Act, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

JONES, Chairman.

On motion of Senator Jones, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Insurance, to whom was referred Senate Bill No. 335, by Lillard, entitled, *An Act exempting the value of life insurance policies from claims of creditors, and declaring an emergency*, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JONES, Chairman.

On motion of Senator Jones, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Langley, on behalf of the Committee on Soldiers' Relief and Memorials, reported as follows:

Mr. President:

We, your Committee on Soldiers' Relief and Memorials, to whom was referred Senate Bill No. 302, by Nichols, entitled, *An Act establishing a State Athletic Commission, regulating boxing and sparring in the State of Oklahoma, and prohibiting the holding of the same on Sunday, and to repeal all acts and parts of acts in conflict herewith, and declaring an emer-*

gency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 17 correctly enrolled.

The President signed the enrolled copy of Senate Resolution No. 17 and ordered the same transmitted to the Secretary of State for permanent record.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 91, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 199, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 95, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 55, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Joint Resolution No. 17, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy

of Senate Bill No. 14, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 102, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

#### FIRST READING.

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

Senate Bill No. 363, by Ratliff—An Act providing for a complete full itemized report of all moneys expended by the State institutions and State departments, and providing for same to be filed with the Secretary of the Senate and Chief Clerk of the House of Representatives within the first week of its biennial session.

Senate Bill No. 364, by Calvert, Nichols and Cordell—An Act to authorize boards of county commissioners and county excise boards to make provision for money to control and eradicate diseases of livestock from their respective counties; to provide for the use of such money, to enable the State Board of Agriculture to co-operate effectively with the several boards of county commissioners in the control and eradication of disease of livestock; and providing penalty for movement of diseased or quarantined animals or disposal of products of same in violation of this Act, and authorizing

the Board of Agriculture to promulgate regulations with reference thereto, and repealing all laws in conflict therewith.

Senate Bill No. 365, by Nichols—An Act creating a board of examiners for newspaper men and journalists, providing that it shall be a profession, providing for a license for those of the profession so created; providing for the appointment of said board; defining its duties; providing rules and regulations for the licenses; providing for forfeiture of said license; providing fees for said licenses; making an appropriation therefor, and providing for the punishment for violation of this Act, and declaring an emergency.

Senate Bill No. 366, by Holloway—An Act creating a cotton grader and a deputy cotton grader to be appointed by the Board of Agriculture; defining their duties, fixing their salaries, providing for clerical help and expenses connected therewith, adopting standards, providing for rules and regulations by the board, fixing penalties, and making an appropriation.

Senate Joint Resolution No. 28, by McPherrren and Cordell—A Resolution relating to the purchase or construction of bridges across State boundary streams.

Senate Joint Resolution No. 29, by Cline—A Resolution authorizing the Board of Directors of the Oklahoma Historical Society to transfer the sum of \$1,100.00 from the contingent fund of the appropriation for the support of that society for the remainder of the year ending June 30, 1923, to the fund for the payment of salaries and wages for the fiscal year ending June 30, 1923, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 354, by Luttrell, to Judiciary Committee No. 1.



Senate Bill No. 355, by Luttrell, ordered printed and placed on the Calendar without reference to Committee.

Senate Bill No. 356, by Holloway (by request), to Committee on Hospitals and Charities.

Senate Bill No. 357, by Holloway, to Committee on Public Service Corporations.

Senate Bill No. 358, by McPherrren, to Judiciary Committee No. 1.

Senate Bill No. 359, by McPherrren, to Committee on Banks and Banking.

Senate Bill No. 360, by McPherrren and Calvert, to Committee on State and County Affairs.

Senate Bill No. 361, by Hudson, placed on Calendar, not to be printed.

Senate Bill No. 362, by Nichols and Hill of the Senate and Windle and Hines of the House, to Committee on Education.

Senate Joint Resolution No. 27, by West, Reed, Darnell and Brown, to Committee on Appropriations.

Senator Cordell moved that Senate Bills Nos. 61 and 62 be withdrawn from the Committee on Appropriations and referred to the Committee on Fish and Game. Motion carried.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 225, by Committee on Appropriations, entitled:

“An Act making an appropriation to pay claims against deficiency certificates numbered twenty-three to twenty-seven (23-27), both inclusive, for the fiscal year ending June 30, 1921, and one to thirty-four (1-34), both inclusive, for the fiscal year ending June 30, 1922, and one to twenty-three (1-23), both inclusive, for the fiscal year ending June 30, 1923, as approved and certified to by the Governor under authority of Chapter 231, of the Session Laws of Oklahoma, 1915, as amended by Chapter 229, of the Session of Oklahoma, 1919, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith,

Enrolled Senate Bill No. 146, by Woods, entitled:

“An Act providing for deputy court clerks in counties having a population of not less than 32,442 and not more than 32,447, according to the Federal census of 1920, fixing their salaries, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate that the same has been read for the fourth time and signed by the Speaker of the House of Representatives in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 146 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 269, by Boyer and Pullen, entitled:

“An Act fixing the salaries of county officials in counties of the State of Oklahoma having a population of not less than 13,110 and not more than 13,120, according to the last preceding Federal decennial census.”

Enrolled House Bill No. 72, by Watkins of the House and Cline of the Senate, entitled:

“An Act amending Section 10,368, Bunn Compiled Oklahoma Statutes, 1921; An Act providing for an oath or affirmation of allegiance to be taken by all teachers in the public, private, parochial or denominational schools, by re-enacting said section with certain exceptions added thereto.”

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bills Nos. 269 and 72, and ordered the same returned to the Honorable House.

Senate Bill No. 73 was taken up for consideration and read by the Clerk.

Senator Jones offered the following amendment:

Mr. President: I move to amend Senate Bill No. 73, pages 2 and 3, as follows: By striking after the word “instruction,” in line 8, all of Section 1 to the word “the” in line 4, page 3, and inserting therein the following:

“That at the next ensuing general election, there shall be elected for each county in this State, three members of the Board of County Commissioners, to be elected from the county at large, and their term of office, except as hereinafter provided, shall be six years. The member of the Board of County Commissioners, first elected from the first district, shall serve for a term of two years. The member first elected from the second district shall serve for four years, and the member first elected from the third district shall serve for six years, and thereafter, the term of office of each member of said Board of Commissioners shall be six years, one member being elected at each biennial general election.

“Candidates for office of member of the Board of County Commissioners shall be nominated at the general biennial primary election from the respective districts in which they reside, but shall be elected from the county at large.”

JONES.

Senator Cordell moved to table the Jones amendment, which motion was lost.

Senator Woods offered, as a substitute amendment, the following:

Mr. President: I move to amend Senate Bill No. 73 by striking the enacting clause.

WOODS.

The Chair held that the Woods amendment was not germane to the subject and therefore not in order.

The vote recurring upon the Jones amendment, the same was adopted.

Senator Cordell offered the following amendment:

Mr. President: I move to amend Senate Bill No. 73, by striking all of Section 1.

CORDELL.

Senator Looney (Harmon), moved to table the Cordell amendment.

The roll call was requested, and resulted as follows:

Ayes: Bobo, Brown (Blaine), Brown (Love), Cornett, Gulager, Hill, Holloway, Horner, Hughey, Jones, Land, Looney (Harmon), McPherren, Memminger, Monk, Ratliff, Reed, West. Total, 18.

Nays: Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Hughes, Johnson, Langley, Looney (Pontotoc), Luttrell, Wells, Woods. Total, 14.

Not voting: Calvert, Carlock, Hudson, Johns, Leedy, Lillard, Nichols. Total, 7.

Absent: Anglin, Glasser, Harvey. Total, 3.

Excused: Barker, Lewis. Total, 2.

The amendment was declared tabled.

Senator Langley offered the following amendment, which was tabled on motion of Senator Looney (Harmon).

Mr. President: I move to amend Senate Bill No. 73, line 5, page 4, by striking all of Section 4, and adding in lieu thereof, the following: "Section 4. The provisions of this Act shall not apply to any county in this State until same has been ratified by such county by a majority vote at an election held for that purpose."

LANGLEY.

Senator Woods offered the following amendment:

Mr. President: I move to amend Senate Bill No. 73, line 10, page 3, by inserting in the Jones amendment the following: "The provisions of this Act shall not apply to Cleveland, McClain and Garvin Counties."

WOODS and LUTTRELL.



Senator Hudson moved that further consideration of Senate Bill No. 73 be indefinitely postponed.

Senator Looney (Harmon), moved to table the Hudson motion.

The roll call was requested, and resulted as follows:

Ayes: Bobo, Brown (Blaine), Brown (Love), Gulager, Hill, Holloway, Horner, Hughey, Johns, Jones, Leedy, Looney (Harmon), McPherren, Memminger, Monk, Ratliff, Reed, West. Total, 18.

Nays: Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Hudson, Hughes, Johnson, Land, Langley, Looney (Pontotoc), Luttrell, Nichols, Wells, Woods. Total, 19.

Not voting: Calvert, Lillard. Total, 2.

Absent: Anglin, Glasser, Harvey. Total, 3.

Excused: Barker, Lewis. Total, 2.

The motion to table was declared lost.

The vote recurring upon the motion to indefinitely postpone, the roll was called and resulted as follows:

Ayes: Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Horner, Hudson, Hughes, Johnson, Land, Langley, Looney (Pontotoc), Luttrell, Nichols, Wells, Woods. Total, 20.

Nays: Bobo, Brown (Blaine), Brown (Love), Gulager, Hill, Holloway, Hughey, Johns, Jones, Leedy, Looney (Harmon), McPherren, Memminger, Monk, Ratliff, Reed, West. Total, 17.

Not voting: Calvert, Lillard. Total, 2.

Absent: Anglin, Glasser, Harvey. Total, 3.

Excused: Barker, Lewis. Total, 2.

The motion to indefinitely postpone was declared carried.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to advise you and, through you, the Honorable Senate that they accede to your request for conference on

Engrossed Senate Bill No. 107, by Committee on Appropriations, entitled:

“An Act making general appropriations for the budget of the Legislative, Executive and Judicial Departments of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1924 and June 30, 1925, by functions of each department in accordance with the budget classification adopted by the Governor.

And the Speaker of the House of Representatives has appointed Representatives Nance, Stovall and Cunningham, as House Conferees, thereon.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Jones served notice that on the following legislative day he would move to reconsider the vote by which Senate Bill No. 73 was indefinitely postponed.

Senate Bill No. 340 was taken up for consideration.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read by the Clerk.

Senator Cline offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 340, line 18, page 4, by inserting after the word "located", "Provided that the salaries of said engineers shall not exceed \$3,000.00 per annum."

CLINE.

Section 4 as amended was adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Section 11 was read by the Clerk.

Senator Woods offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 340, line 3, page 11, by adding after the word "available" the following: "It is hereby expressly provided that the Commissioner of Highways shall not expend any moneys donated for road purposes by any county on any projects except those located within the county by which the donation was made."

WOODS.

Section 11 as amended was adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read and adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

Section 17 was read by the Clerk.

### HOUSE BILL ON FIRST READING.

Engrossed House Bill No. 225, by Committee on Appropriations—An Act making an appropriation to pay claims against Deficiency Certificates Numbered Twenty-three to Twenty-seven (23-27) both inclusive, for the fiscal year ending June 30, 1922, and One to Thirty-four (1-34) both inclusive, for the fiscal year ending June 30, 1922, and One to Twenty-three (1-23) both inclusive for the fiscal year ending June 30, 1923, as approved and certified to by the Governor under authority of Chapter 231, of the Session Laws of Oklahoma, 1915, as amended by Chapter 229, of the Session Laws of Oklahoma, 1919, and declaring an emergency.

On motion of Senator Hudson, the Senate adjourned under the rules.

## FIFTY-SEVENTH LEGISLATIVE DAY

Thursday, March 8, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Absent: Harvey. Total, 1.

Excused: Barker, Lewis. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 26, by Luttrell of the Senate and Phillips of the House, entitled, A Joint Resolution directing a refund to Lydia Briggs, County Treasurer of Cleveland County, State of Oklahoma, from the State Treas-



ury of certain moneys collected by her and erroneously paid by her to the State Treasurer and converted into the State Treasury; making an appropriation therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the resolution ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Joint Resolution No. 27, by Stewart and Dyer of the House, and Holloway of the Senate, entitled, A Resolution authorizing and empowering the Board of County Commissioners of McCurtain County, Oklahoma, to pay Mrs. Jewel Felker the sum of \$1,000.00, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the resolution ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 373, by Committee on Appropriations, entitled, An Act making an appropriation for repair of the spur track leading from the main line of the Santa Fe Railroad to the power house on the Capitol grounds, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Hughey, on behalf of the Committee on Fish and Game, reported as follows:

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 62, by Cordell, entitled, An Act to empower the United States of America to acquire lands in the State of Oklahoma, by purchase or otherwise, for establishing, consolidating and extending national forests, and to grant to the United States of America all rights necessary for the proper control and administration of lands so acquired, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHEY, Chairman.

On motion of Senator Hughey, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 275, by Memminger of the Senate, and Thornsborough and Eastridge of the House, entitled, An Act providing for the recall of elected officers of the State, district and counties of the State of Oklahoma, except those subject to impeachment under the Constitution, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 326, by Calvert of the Senate, and Baskin and Bayless of the House, entitled, An Act authorizing auditing of the court clerk's office and sheriff's office, repealing all laws in conflict, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 221, by Jones, entitled, An Act providing for the appointment by the County Commissioners of a probation officer, fixing his compensation and fixing his duties, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 217, by Memminger, McPherrin and Langley of the Senate, and Thornley, White, Thornsborough, Eastridge and Wooten of the House, as

amended by the Committee on State and County Affairs, entitled, An Act to amend Sections 4269 and 4270, Article 4, of the Compiled Statutes of Oklahoma, 1921, relating to municipal funding bonds, to repeal said original section, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 240, by Darnell and Holloway, An Act creating certain clerical, stenographic and other positions in the office of the State Treasurer and fixing the salaries therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 321, by Woods of the Senate, and Rebertson and Long of the House, entitled, An Act creating a State Rent Commission; prescribing the duties and qualifications of the members thereof, prescribing the authority and scope of said commission and the method of procedure in conducting hearings in the enforcement of this Act; providing for an appropriation for the enforcement hereof and repealing all laws in conflict herewith, beg leave to

report that we had the same under consideration and herewith return the same without recommendation.

GULAGER, Chairman.

On motion of Senator Gulager, the bill was ordered referred to Committee on Appropriations.

Senator Holloway, on behalf of the Committee on Education, reported as follows:

Mr. President:

We, your Committee on Education, to whom was referred Engrossed House Bill No. 197, by Bremer, Sigler, Anderson, Elam, Thornsborough, Lowry, Moothart, Wooten, Windle, Aetton, Everhart, Mabon and Otjen, entitled, An Act providing for a system of free text books in the public schools of Oklahoma; appropriating and setting aside the net proceeds of money collected from all foreign insurance companies doing business in the State of Oklahoma (foreign fire insurance companies excepted) and establishing a fund to be known as the free text book fund; directing the State Insurance Commissioner to deposit said money with the State Treasurer, who shall designate said deposit as the free text book fund; providing a method of distributing and otherwise putting into use free text books in all the public schools of the State, beginning August 1, 1924; amending and repealing certain existing text book laws; making an appropriation to carry out the purposes of this Act, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered referred to the Committee on Appropriations.



Mr. President:

We, your Committee on Education, to whom was referred Engrossed House Bill No. 207, by Moothart and Mabon of the House, and Durant of the Senate, entitled, An Act to provide sufficient revenue to maintain public schools in town or city school districts in the State of Oklahoma wherein lead and zinc minerals are mined from Indian lands exempt from taxation, for other purposes, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Engrossed House Bill No. 69, by Long and Pullen, entitled, An Act authorizing school boards to include in their estimate a levy for dental treatment, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 324, by Committee on Education, entitled, An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled (H. R. 4438, approved June 2, 1920), entitled, "An Act to provide for the

promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment''; to provide for the administration of same and to make appropriations for such purposes, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered referred to the Committee on Appropriations.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 314, by Mrs. Looney and Darnell, entitled, A Bill to be entitled, An Act defining the powers and duties of the superintendent of schools in an independent district of a city or town, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 210, by Feuquay, entitled, An Act defining an independent school district and repealing all Acts in conflict herewith, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 323, by Holloway, entitled, An Act relating to the employment of teachers and superintendents in the public schools, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 362, by Nichols and Hill of the Senate, and Hines and Windle of the House, entitled, An Act amending Section 10635, of the Compiled Oklahoma Statutes, 1921, so as to permit the teaching of foreign languages in certain instances, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 331, by Luttrell, entitled, An Act relating to the University Dormitory Bonds, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 337, by Jones of the Senate and Mitchell of the House, entitled, An Act relating to the Agricultural and Mechanical College Dormitory Bonds, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Looney (Pontotoc), on behalf of the Special Committee on Senate Bill No. 261, reported as follows:

Mr. President:

We, your Special Committee, composed of Looney (Pontotoc), Hudson and Frye, to whom was referred Senate Bill No. 261, by Joseph C. Looney, entitled, A Bill to be entitled, An Act to encourage the investment of the permanent common school and other educational funds in first farm mortgages on Land owned by actual farmers, regulating the investment of said funds, amending Section 10232 of the Compiled Oklahoma Statutes, 1921, repealing conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

LOONEY, Chairman.

On motion of Senator Looney, the report was adopted and the bill ordered printed, same to retain its place on the Calendar.

Senator Hughes, on behalf of the Committee on Revenue and Taxation, reported as follows:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Joint Resolution No. 21, by Cornett and Hudson of the Senate, and Elam, Smith and Van Dall of the House, entitled, A Resolution authorizing the crediting of certain ad valorem taxes collected by the State and its subdivision on property used in the production of oil, gas and other minerals under the provisions of Chapter 39, Sessions Laws of 1916, in cases where the gross production tax was also paid on the production of oil and gas and other minerals for the same period, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 93, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,

Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy



of Senate Bill No. 146, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

Senator West, on behalf of the Committee on Fees and Salaries, reported as follows:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 284, by Hughey (by request), entitled, An Act fixing the salary of county surveyors in counties having a population of not less than 15,900 nor more than 15,950, according to the Federal census of 1920, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 281, by Cordell, entitled, An Act to amend Section 3628, Compiled Oklahoma Statutes, 1921, fixing the salary of State Veterinary Surgeon, repealing all laws in conflict therewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 353, by E. A. Brown, entitled, An Act fixing the salaries of the deputy county clerk in all counties in the State of Oklahoma having a population of not less than 12,430 and not more than 12,433 inhabitants, according to the last preceding Federal decennial census, repealing all conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 345, by Hudson of the Senate, and Long and Miller of the House, entitled, An Act providing for the creation and organization of water improvement district to supply water for domestic use to the inhabitants of such district; providing for elections therein; providing for the construction of district waterworks system therein and the expenses thereof; providing for the issuance of bonds and for special assessments for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers; providing for the conferring of certain powers, duties, privileges on the officers of such improvement district, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 354, by Luttrell, entitled, An Act validating certain acknowledgments taken within the State of Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 358, by McPherrren, Ratliff, Lewis and Woods, entitled, An Act amending Section 2921, Compiled Oklahoma Statutes, 1921, relating to admission to bail in certain cases, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

#### FIRST READING.

The following bills were introduced and read for the first time.

Senate Bill No. 367, by Glasser—An Act relating to the ownership, within the State of Oklahoma, of oil, gas or mineral producing lands, leaseholds, or royalty interests therein; providing a requirement for the sale of any such oil, gas or

mineral producing lands, leaseholds, or royalty interests therein, when owned contrary to the provisions of this Act; providing for the escheat to the State of Oklahoma of any such oil, gas or mineral producing lands, leaseholds, royalty interests therein, when not so disposed of as herein required; providing procedure for the enforcement of such escheat; fixing penalties for violations of this Act, repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Senate Bill No. 368, by Langley—An Act amending Section 8235, Compiled Oklahoma Statutes, 1921, relating to the burial of indigent ex-soldiers of certain wars, and persons engaged in the American military service.

Senate Bill No. 369, by Brown—A Bill entitled, An Act making appropriation to pay J. L. Wilson for horses killed by order of the State Veterinary Department, and declaring an emergency.

Senate Bill No. 370, by Woods—An Act to insure the correct classing of cotton; to provide for a system of licensing cotton buyers; to prevent fraud and collusion in connection with the marketing of cotton; declaring a violation of the Act a misdemeanor, providing a penalty therefor, and declaring an emergency.

Senate Bill No. 371, by Wells—An Act providing for the recording of notice of Federal income liens against real estate, in the office of the county clerk, and declaring an emergency.

Senate Bill No. 372, by Horner and Durant—An Act amending Section 10648, of Article 25, Chapter 86, Compiled Oklahoma Statutes, Annotated, 1921, relating to school fraternities, and declaring an emergency.

Senate Bill No. 373, by Wells, Feuquay and Langley—An Act to repeal Chapter 27 of the Compiled Laws of the State of Oklahoma, 1910 and Acts amendatory thereto (entitled "Drains and Ditches"), and Chapter 132, of the Session Laws

of 1917, and Chapters 115 and 166 of the Session Laws of 1913, and Chapter 154 of the Session Laws of 1917, and to enact a new Act in lieu thereof to be known as Chapter 27 (relating to drainage and flood protection).

Senate Joint Resolution No. 30, by Bobo—A Resolution authorizing the proper officials in the City of Wilburton in Latimer County, Oklahoma, to transfer certain moneys from the sewer fund to the water fund, and declaring an emergency.

Senate Joint Resolution No. 31, by Hudson—A Resolution authorizing the Board of County Commissioners of Tulsa County, State of Oklahoma, to pay to certain persons rewards for the arrest and conviction of persons charged with the crime of highway robbery within the County of Tulsa, excluding the City of Tulsa, and declaring an emergency.

## SECOND READING.

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

Senate Bill No. 363, by Ratliff, to Committee on State and County Affairs.

Senate Bill No. 364, by Calvert, Nichols and Cordell, to Committee on Agriculture.

Senate Bill No. 365, by Nichols, to Judiciary Committee No. 1.

Senate Bill No. 366, by Holloway, to Committee on Agriculture.

Senate Joint Resolution No. 28, by McPherrren and Cordell, to Committee on Roads and Highways.

Senate Joint Resolution No. 29, by Cline, to Committee on Appropriations.



House Bill No. 225, by Committee on Appropriations, to Committee on Appropriations.

Senator Brown (Love) moved that the rules be suspended and that Senate Bill No. 353 be advanced to engrossment and third reading. Motion carried.

Senator Carlock moved that the rules be suspended and that Senate Joint Resolution No. 24 be advanced to engrossment and third reading. Motion carried.

Senator Carlock moved that the rules be suspended and that Senate Joint Resolution No. 19 be advanced to engrossment and third reading. Motion carried.

Senator Carlock moved that the rules be suspended and that Senate Bill No. 159 be advanced to engrossment and third reading. Motion carried.

Senator Carlock moved that the rules be suspended and that Senate Joint Resolution No. 25 be advanced to engrossment and third reading. Motion carried.

Senator Carlock moved that the rules be suspended and that Senate Bill No. 168 be advanced to engrossment and third reading.

Division of the House was called for and the motion to suspend the rules was lost.

House Bill No. 189 was taken up for further consideration, and Section 29 was read by the Clerk.

Senator Luttrell offered the following amendment:

Mr. President: I move to amend House Bill No. 189 by striking therefrom all of Section 29, and in lieu thereof, as Section 29, inserting the following:

“Section 29. *Enforcement of Assessment.* Any holder of any street improvement bond issued under the provisions of this Act shall have the right to institute, in the name of the

city or town, issuing such bond, an action in the District Court of the County in which said property is located to foreclose the lien of such assessment whenever such assessment is delinquent at least for a period of six (6) months, stating in said petition generally the ownership of such bond, describing the property assessed, the nature of the improvement, the amount of the unpaid delinquent assessment and penalty thereon at the rate of twelve (12%) per cent per annum, and praying for the foreclosure of such lien. Summons shall be issued on such petition as in other civil actions and the cause tried by said District Court. Judgment may be entered thereon for the amount of such unpaid assessment, together with interest thereon at the rate of twelve (12%) per cent per annum from the date said assessment was due and payable up to the time of the institution of such action, and for the sum of six per cent (6%) interest on said judgment from the time of the institution of such action until said judgment is paid. In the event said judgment, together with interest and costs, is not paid within one year after the date of the rendition thereof, an order of sale shall issue by the Clerk of said Court, directed to the Sheriff of the County, to sell said real estate in manner and form as in case of sale of real estate under execution. Such judgment shall carry the costs of such action, together with the costs of such sale and a reasonable attorney fee, not less than Ten (\$10.00) Dollars nor more than Fifty (\$50.00) Dollars, in any case; and upon the payment of such judgment, the amount thereof, exclusive of such costs and attorney fees, shall be paid to the City or Town Treasurer and become a part of the separate, special fund to pay such outstanding bonds and interest thereon. Such judgment shall provide for the sale of said real estate subject to existing general or ad valorem taxes and special assessments. All owners or incumbrancers shall be made parties defendant in such suit. Upon the institution of an action to collect delinquent and unpaid assessments in any paving district against property liable therefor, no other or further action shall be instituted and

maintained to collect such delinquent assessment against said property for said year.

LUTTRELL.

The President presiding.

Senator Gulager offered the following amendment to the amendment, which was tabled on motion of Senator Anglin :

Mr. President: I move to amend House Bill No. 189 by adding: "that before any bond or special assessment is paid, Section 9592 of the Compiled Oklahoma Statutes of 1921 shall be complied with."

GULAGER.

Senator Jones moved to table the Luttrell amendment, which motion was lost.

Senator Wells offered the following amendment to the Luttrell amendment, which was accepted by Senator Luttrell and adopted by unanimous consent:

Mr. President: I move to amend the Luttrell amendment by changing the words "six months," in line 20, to "twelve months," and by changing "twelve months" to "six months."

WELLS.

The vote recurring upon the Luttrell amendment, as amended, the same was adopted.

Section 29, as amended, was adopted by unanimous consent.

Section 30 was read by the Clerk.

The President Pro Tempore presiding.

Senator Luttrell offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 189, line fourteen (14), page 41, as follows: By striking from Section

30, after the word "appraisers," the remainder of line fourteen (14), and all of lines fifteen (15) to eighteen (18), inclusive, page 41, and all of lines one (1) to eleven (11), inclusive, page 42, and that part of line twelve (12), page 42, up to and including the word "granted."

LUTTRELL.

Senator Gulager offered the following amendment:

Mr. President: I move to amend House Bill No. 189 by adding, after the word "sustained" and before the word "to" the following: "Until Section 9585 be complied with, that before any bond or special assessment shall be made, Section 9585, Compiled Oklahoma Statutes, the words 'real estate mortgage,' as used in this article shall be understood to include every species of conveyance intended to secure payment of money levied upon real estate and to include special assessments the basis of which security is real estate."

GULAGER.

The President presiding.

Senator Hill moved to table the Gulager amendment, which motion carried.

Section 30, as amended, was adopted by unanimous consent.

Section 31 was read and adopted by unanimous consent.

Section 32 was read and adopted by unanimous consent.

Section 33 was read by the Clerk.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 189, line 2, page 44, by striking out Section 33 and inserting Section 4622 of the Compiled Oklahoma Statutes of 1921.

FEUQUAY.

Section 33, as amended, was adopted by unanimous consent.

Section 34 was read and adopted by unanimous consent.

Section 35 was read and adopted by unanimous consent.

Section 36 was read and adopted by unanimous consent.<sup>1</sup>

Senator Glasser offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 189, by striking in each instance where same appear throughout said bill, all words providing for and relating to attorneys' fees.

GLASSER.

Senator Horner moved to reconsider the vote by which the Feuquay amendment to Section 33 was adopted. Motion carried.

On motion of Senator Horner, the Feuquay amendment was laid on the table.

Senator Feuquay offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 189, Section 33, line 9, page 44, by inserting after the word "constructed," the following: "This section shall not apply to Lincoln County, which county shall be governed by Section 4622 of the Compiled Oklahoma Statutes, 1921."

FEUQUAY.

Senator Gulager offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 189 by excepting all counties with a population of 61,700 and not more than 62,000, according to the last preceding decennial census.

GULAGER.



Senator Nichols offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 189, line 1, page 12, by inserting after the word "completion," and before the word "said," the words "provided that such maintenance bond shall not be required where said street improvement consists in chatting or graveling."

NICHOLS.

Senator Nichols offered the following amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 189, line 6, page 2, by inserting after the word "macadamizing" and before the word "curbing," the words "chatting or graveling." In line 17, page 3, by inserting after the word "macadamize" and before the word "curb," the words "chat or gravel." In line 12, page 14, by inserting after the word "macadamize" and before the word "curb," the words "chat or gravel." In line 12, page 15, by inserting after the word "pave" and before the word "such," the words "chat or gravel." In line 4, page 16, by inserting after the word "pave" and before the word "or," the words "chat or gravel." In line 5, page 17, by inserting after the word "paving" and before the word "graveling," the word "chatting." In line 2, page 18, by inserting after the word "paving" and before the word "graveling," the word "chatting." In line 4, page 43, by inserting after the word "macadamize" and before the word "curb," the words "chatted or graveled."

NICHOLS.

Senator Luttrell offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 189, line 4, page 30, by striking after the words "per cent" and before the word "per" and numerals "18," and by inserting in lieu

thereof the numerals "12" and that the period after the word "paid," in line 5, be changed to a comma, and that the words "except as hereinafter otherwise provided," by inserting immediately preceding the word "or," in line 5, page 40.

LUTTRELL.

Senator Feuguay offered the following amendment to Section 33, which was lost:

Mr. President: I move to amend House Bill No. 189, line 1, page 44, by inserting a new section to be numbered 32½, Section 4622 of the Compiled Oklahoma Statutes of 1921.

FEUQUAY.

Section 37 was read by the Clerk.

Senator Looney of Pontotoc offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 189, page 1, by inserting after the words "Van Dall," the following: "of the House, and Luttrell of the Senate."

J. C. LOONEY.

On motion of Senator Hudson, House Bill No. 189, as amended, was advanced to engrossment and third reading.

House Bill No. 215 was taken up for consideration.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

The President Pro Tempore presiding.

Section 5 was read and adopted by unanimous consent.

Senator Looney (Harmon), was called to the Chair.

Section 6 was read and adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Section 11 was read and adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read by the Clerk.

Senator Anglin offered the following amendment:

Mr. President: I move to amend House Bill No. 215 by striking all of Section 13.

ANGLIN.

The President Pro Tempore presiding.

The Chair announced the appointment of conferees on Senate Bill No. 107, as follows: Senators Looney (Pontotoc), McPherren and Monk.

On motion of Senator Hudson, the Senate adjourned until 10 o'clock a. m., Friday.

## FIFTY-EIGHTH LEGISLATIVE DAY

Friday, March 9, 1923.

## MORNING SESSION

The Senate convened at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Lewis, Leedy. Total, 3.

The Chair announced a quorum present.

Prayer by Dr. Chas. Lewis De Bow, pastor of the First Methodist Church of Oklahoma City.

## FIRST READING.

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

Senate Bill No. 374, by Memminger—An Act amending Section 7461, Compiled Oklahoma Statutes, 1921, relating to labor and materialmen's liens.

Senate Bill No. 375, by Memminger—An Act amending Section 7464, Compiled Oklahoma Statutes, 1921, relating to labor and materialmen's liens.

Senate Bill No. 376, by Nichols—An Act amending Section 3035, Compiled Oklahoma Statutes of 1921, and declaring an emergency.

Senate Bill No. 377, by Cornett of the Senate, and Smith and Elam of the House—An Act relating to deputy county officials in counties having a population of not less than 36,536 and not over 36,600, as now or hereafter shown by the last Federal census.

Senate Bill No. 378, by Cordell—An Act providing for an appropriation to enable the State of Oklahoma to accept funds from the United States of America for protecting State and private forest lands in the State of Oklahoma.

Senate Bill No. 379, by Cline, Horner, Wells, Cornett and Monk of the Senate, and Van Dall and Rossiter of the House—An Act providing for the validation of special assessments for street improvements which have been declared and adjudged invalid by reason of irregularities in certain proceedings levying such assessments in cities having a population of not less than 7,000 nor more than 20,000, according to the last decennial census, and declaring an emergency.

Senate Bill No. 380, by Reed of the Senate, and Adams of the House—An Act making appropriation for carrying into effect the provisions of Chapter 26, Session Laws of Oklahoma, 1919, providing for the payment of scholarships in the Oklahoma A. & M. College at Stillwater, Oklahoma.

Senate Bill No. 381, by Feuquay, Langley and Brown (Love)—An Act amending the fifth subdivision of Section 9575, providing tax exemptions for ex-Spanish War veterans and ex-World War veterans, and declaring an emergency.

Senate Bill No. 382, by Luttrell of the Senate and Phillips of the House—An Act authorizing county assessors in counties



having a population of not less than 19,385 nor more than 19,390, according to the last decennial census, to appoint two deputies, and authorizing the Board of County Commissioners to fix the salary thereof and to allow and provide for the payment by the county, repealing laws conflicting herewith, and declaring an emergency.

Senate Bill No. 383, by Hughes—An Act relating to free fairs; providing that three or more counties may organize a free district fair not inconsistent with county or State fairs already organized, prescribing the manner and organization, the duties of officers, the time of holding the same; providing for the premiums and the means of raising same, making estimates of cost and the collection and disbursement of fair funds, premiums, catalogs and advertising.

Senate Bill No. 384, by McPherrren, Looney (Pontotoc), Bobo, Feuquay and Horner of the Senate, and Dyer and Harper of the House—An Act providing for a fishing license in the State of Oklahoma, providing a penalty for fishing without such license, and declaring an emergency.

Senate Joint Resolution No. 32, by Adams of the House and Reed of the Senate—A Resolution directing refund to J. L. Ivy, County Treasurer of Roger Mills County, State of Oklahoma, from the State Treasury of certain moneys collected by him and erroneously paid by him to the State Treasurer and converted into the State Treasury; making an appropriation therefor, and declaring an emergency.

Senate Joint Resolution No. 33, by Committee on Education—A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, for the purpose of amending Section 9, of Article 10, providing a special State levy for public schools.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 353 and 159, Senate Joint Resolutions Nos. 19, 24 and 25, and House Bill No. 189 correctly engrossed.

SECOND READING.

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

Senate Bill No. 367, by Glasser, to Committee on Oil and Gas.

Senate Bill No. 368, by Langley, to Committee on Soldier Relief.

Senate Bill No. 369, by Brown (Love), to Committee on Appropriations.

Senate Bill No. 370, by Woods, to Committee on Agriculture.

Senate Bill No. 371, by Wells, to Committee on Revenue and Taxation.

Senate Bill No. 372, by Horner and Durant, to Committee on Education.

Senate Bill No. 373, by Wells, Feuquay and Langley, to Committee on Irrigation, Drainage and Geological Survey.

Senate Joint Resolution No. 30, by Bobo, placed on Calendar without reference to committee.

Senate Joint Resolution No. 31, by Hudson, placed on Calendar without reference to committee.

Senate Joint Resolution No. 25 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Nichols, Reed, Wells, West, Woods. Total, 31.

Nays: None.

Not voting: Cornett, Golobie, Lillard, Monk, Ratliff.  
Total, 5.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total,  
5.

Excused: Barker, Leedy, Lewis. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Reed, Wells, West, Woods. Total, 31.

Nays: None.

Not voting: Cornett, Golobie, Lillard, Monk, Ratliff.  
Total, 5.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total,  
5.

Excused: Barker, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Joint Resolution No. 25 and ordered the same transmitted to the Honorable House.

Senate Joint Resolution No. 24 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Reed, Wells, West, Woods. Total, 31.

Nays: None.

Not voting: Cornett, Golobie, Lillard, Monk, Ratliff. Total, 5.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Reed, Wells, West, Woods. Total, 31.

Nays: None.

Not voting: Cornett, Golobie, Lillard, Monk, Ratliff. Total, 5.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Joint Resolution No. 24 and ordered the same transmitted to the Honorable House.

Senate Bill No. 159 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Brown (Love), Calvert, Carlock, Cline, Darnell, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Wells, Woods. Total, 26.

Nays: Bobo, Brown (Blaine), Cordell, Golobie. Total, 4.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

Not voting: Cornett, Feuquay, Lillard, Ratliff, Reed, West. Total 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Wells, Woods. Total, 30.



Nays: None.

Not voting: Cornett, Feuquay, Lillard, Ratliff, Reed, West. Total, 6.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 159 and ordered the same transmitted to the Honorable House.

Senate Joint Resolution No. 19 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Wells, Woods. Total, 30.

Nays: None.

Not voting: Cornett, Feuquay, Lillard, Ratliff, Reed, West. Total, 6.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Wells, Woods. Total, 30.

Nays: None.

Not voting: Cornett, Feuquay, Lillard, Ratliff, Reed, West. Total, 6.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Joint Resolution No. 19 and ordered the same transmitted to the Honorable House.

Senate Bill No. 353 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Wells, Woods. Total, 30.

Nays: None.

Not voting: Cornett, Feuquay, Lillard, Ratliff, Reed, West. Total, 6.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Wells, Woods. Total, 30.

Nays: None.

Not voting: Cornett, Feuquay, Lillard, Ratliff, Reed, West. Total, 6.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 353 and ordered the same transmitted to the Honorable House.

Senator Feuquay, with unanimous consent, introduced Senate Resolution No. 19, which was read at length by the Clerk, as follows:

## SENATE RESOLUTION No. 19.

By Feuquay.

WHEREAS, on March 8, 1923, a Ford touring car, engine No. 7044211, belonging to Senator L. L. West, was stolen from the Capitol grounds in Oklahoma City; and,

WHEREAS, automobiles owned by other members of the State Senate have been previously stolen during the present session:

NOW, THEREFORE, BE IT RESOLVED by the Senate, that a reward of One Hundred (\$100.00) Dollars for the arrest and conviction of the thief or thieves of the stolen car belonging to Senator West be offered by the State Senate of Oklahoma, and a reward of Fifty (\$50.00) Dollars be offered for the return of the car; and,

BE IT FURTHER RESOLVED, that the Sergeant-at-Arms of the Senate shall give due and proper publicity of this reward, and the Secretary of the Senate shall audit and pay the same under the conditions herein set forth, from the funds set aside for the use of the State Senate in the manner now provided by law.

On motion of Senator Feuquay, the rules were suspended and the resolution taken up for immediate consideration.

Senator Feuquay moved adoption of the resolution, which motion prevailed, and the resolution was referred to the enrolling and engrossing department for engrossment.

Senator Langley, with unanimous consent, reported as follows on behalf of the Committee on Soldier Relief and Memorials:

Mr. President:

We, your Committee on Soldier Relief and Memorials, to whom was referred Senate Bill No. 368, by Langley, en-

titled, An Act amending Section 8235, Compiled Oklahoma Statutes, 1921, relating to the burial of indigent ex-soldiers of certain wars, and persons engaged in American military service, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill ordered printed and placed on the Calendar.

At request of Senator Jones, Senate Bill No. 201 was, by unanimous consent, taken up for consideration.

Senator Jones offered the following amendment, which was adopted.

Mr. President: I move to amend Senate Bill No. 201, line 14, page 2, by striking all the words after the word "population," in line 14, and before the word "of," in line 16.

JONES.

On motion of Senator Jones, Senate Bill No. 201, as amended, was advanced to engrossment and third reading.

Senator Luttrell was called to the chair.

Senator Hudson moved that when the Senate do adjourn, it adjourn until 10 o'clock Monday morning.

A roll call was requested, and resulted as follows:

Ayes: Bobo, Brown (Love), Calvert, Cline, Darnell, Feuquay, Golobie, Hill, Horner, Johns, Jones, Land, Monk, Reed, Wells, West. Total, 16.

Nays: Anglin, Brown (Blaine), Carlock, Cordell, Gulgager, Holloway, Hudson, Hughey, Johnson, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Nichols, Woods. Total, 17.



Not voting: Cornett, Lillard, Ratliff. Total, 3.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Lewis, Leedy. Total, 3.

The motion was declared lost.

Senator Anglin moved that the rules be suspended and Senate Bill No. 309 advanced to engrossment and third reading. Motion carried.

Senate Bill No. 340 was taken up for further consideration.

Section 17 was read by the Clerk.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 340, line 9, page 18, by striking after the word "and" and before the word "shall," the word "it," and substituting the word "he."

NICHOLS.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 340, line 9, page 18, by adding after the word "having" and before the word "faithful," the words "responsible charge of any improvement shall give bond for the."

NICHOLS.

Senator Nichols, with unanimous consent, submitted the following amendment to Section 16, which was adopted:

Mr. President: I move to amend Senate Bill No. 340, line 15, page 17, by striking after the word "section," in line 15, and before the word "one," the words "1 of House Bill

No. 117, Session Laws of 1917," and substituting therefor, the words "6326 of the Compiled Oklahoma Statutes, 1921."

NICHOLS.

Senator West, with unanimous consent, offered the following amendment to Section 10:

Mr. President: I move to amend Senate Bill No. 340, line 11, page 9, by striking after the word "purpose" and before the word "such," the following: "under the direction of the State Commissioner of Highways."

WEST.

Senator Nichols moved that further consideration of Senate Bill No. 340 be temporarily postponed and that Senate Bill No. 343 be taken up for consideration. Motion carried.

On motion of Senator Gulager, the Senate recessed until 1:30 o'clock.

### AFTERNOON SESSION

The Senate was called to order at 1:30 o'clock p. m., by the President Pro Tempore.

Senator Hughey, with unanimous consent, reported as follows on behalf of the Committee on Fish and Game:

Mr. President:

We, your Committee on Fish and Game, to whom was referred Senate Bill No. 61, by Cordell, entitled, An Act providing for the protection of forests and woodlands of the State and the growing of trees and forests on private and public lands; establishing of State forests and parks; creation of a Forestry Commission, and defining its powers and duties; appointment of State Forester, and defining his powers and duties, beg leave to report that we had the same under consideration and herewith return the same with the recom-

mendation that it do pass, as amended by the Senate Committee on Fish and Game.

HUGHEY, Chairman.

On motion of Senator Hughey, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Langley, with unanimous consent, reported as follows on behalf of the Committee on Hospitals and Charities:

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 356, by Holloway (by request), entitled, An Act fixing the names of the farms and homes owned by the counties of Oklahoma for the care and support of the poor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 23, by Woods, Jones and Golobie, entitled, A Joint Resolution directing the payment to Shea & Donnelly Co., Inc., the sum of four thousand dollars, retained by the State of Oklahoma out of the contract price for the building of the State Capitol of the State of Oklahoma, on account of its being uncertain that forty-five pieces of limestone used in erection of said Capitol building being finally of uniform color, and declaring an emergency, beg

leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 29, by Cline, entitled, A Resolution authorizing the Board of Directors of the Oklahoma Historical Society to transfer the sum of eleven hundred dollars from the contingent fund of the appropriation for the support of that society for the remainder of the year ending June 30, 1923, to the fund for the payment of salaries and wages for the fiscal year ending June 30, 1923, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Carlock, with unanimous consent, introduced Senate Concurrent Resolution No. 20, which was read at length by the Clerk, as follows:

SENATE CONCURRENT RESOLUTION No. 20.

By Carlock.

A Resolution Providing for the Appointment of a Joint Committee of the Senate and House for the Purpose of Conferring Upon Date of Adjournment of the Ninth Legislature.

*Be It Resolved by the Senate and the House of Representatives:*

That the President of the Senate and the Speaker of the House are hereby directed to appoint a joint committee to consist of three members from the Senate and three members from the House of Representatives, for the purpose of conferring upon the date of adjournment of the Ninth Legislature, and reporting their recommendations thereon to the respective houses.

On motion of Senator Carlock, the rules were suspended and the resolution taken up for immediate consideration.

Senator Carlock moved that the resolution be adopted.

Motion carried and the resolution was referred to the enrolling and engrossing department for engrossment.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 81, by Calvert of the Senate, and Baskin of the House, entitled, An Act providing for the establishment and operation of a cement plant in Nowata County, Oklahoma, creating a commission, fixing the compensation of its members, defining its duties, making an appropriation for the construction of said plant, and paying the expenses in connection therewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same amended, without recommendation.

GULAGER, Chairman.

Senator Calvert moved that the rules be suspended and the bill ordered printed and placed on the Calendar without reference to the Appropriations Committee. Motion lost.



On motion of Senator Gulager the report was adopted and the bill referred to the Committee on Appropriations.

On motion of Senator McPherrren, Senate Bill No. 255 was advanced to engrossment and third reading.

On motion of Senator Reed, Senate Bill No. 144 was advanced to engrossment and third reading.

On motion of Senator Lillard, Senate Bill No. 336 was advanced to engrossment and third reading.

On motion of Senator Bobo, Senate Joint Resolution No. 4 was advanced to engrossment and third reading.

On motion of Senator Cline, Senate Bill No. 224 was advanced to engrossment and third reading.

Senator Cordell moved that Senate Bill No. 98 be withdrawn from Judiciary Committee No. 1 and placed on the Calendar.

Motion carried, and the bill was ordered returned from Judiciary Committee No. 1 and printed and placed on the Calendar.

On motion of Senator Fenquay, Senate Bill No. 210 was advanced to engrossment and third reading.

On motion of Senator Horner, Senate Bill No. 227 was advanced to engrossment and third reading.

The President presiding.

Senator Horner moved to reconsider the vote on the Hudson motion to adjourn to a time certain. Motion carried.

Senator Hudson moved that when the Senate do adjourn, it adjourn until 10 o'clock a. m., Monday.

The roll was called, and resulted as follows:

Ayes: Bobo, Brown (Love), Calvert, Cline, Cornett, Darnell, Fenquay, Golobie, Hill, Holloway, Horner, Hudson,

Johns, Jones, Land, Lillard, McPherrren, Ratliff, Reed, Wells, West. Total, 21.

Nays: Anglin, Carlock, Cordell, Gulager, Hughey, Johnson, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Nichols, Woods. Total, 13.

Not voting: Brown (Blaine), Monk. Total, 2.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The motion having received a majority of all votes cast was declared carried.

Senator Gulager moved that the Senate work under the call of the House for the remainder of this day's session. Motion carried.

The President Pro Tempore presiding.

Senate Bill No. 343 was taken up for consideration and read by sections.

Section 1 was read by the Clerk.

Senator West offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 343, lines 15 to 17, page 2, by striking after the word "sheriff," the following language: "and a duplicate thereof shall be mailed to the State Highway Department to be made a permanent record of the State Highway Department."

WEST.

Section 1, as amended, was adopted by unanimous consent.

Section 2 was read by the Clerk.

Senator West offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 16, page 3, by striking the word "sheriff" and substituting the word "treasurer."

WEST.

Senator West offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 13, page 4, by striking after the word "said" and before the word "upon" the word "sheriff," and adding the word "treasurer."

WEST.

Section 2, as amended, was adopted by unanimous consent.

Section 3 was read by the Clerk.

Senator West offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 3, page 6, by striking after the word "the" and before the word "upon," the word "sheriff," and substituting the word "treasurer."

WEST.

Senator Jones offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 343, line 3, page 6, by striking the word "ten" before the word "dollars," in line 4, and substituting the word "eight."

JONES.

Senator Feuquay offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 10, page 7, by striking out the word "tag" and inserting in lieu thereof the word "tax."

FEUQUAY.

Senator Bobo offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 10, page 6, by striking after the word "required" the period, and inserting in lieu thereof a semi-colon.

BOBO.

Section 3, as amended, was adopted by unanimous consent.

Section 4 was read by the Clerk.

Senator West offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 4, page 9, by striking after the word "county" and before the word "and," the word "sheriff," and substituting the word "treasurer."

WEST.

Senator Feuquay offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 8, page 9, by striking out "attorney" and inserting "treasurer."

FEUQUAY.

Section 4, as amended, was adopted by unanimous consent.

Section 5 was read by the Clerk.

Senator Luttrell offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 343, line 9, page 11, by striking after the word "Oklahoma," all of the remainder of said line and all of lines 10 to 14, inclusive, to and including the word "year," in line 14.

LUTTRELL.

Section 5, as read, was adopted by unanimous consent.

Senator Feuquay offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 3, page 17, by inserting "treasurer" instead of "sheriff."

FEUQUAY.

Section 5, as amended, was adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Senator Looney (Pontotoc) was called to the chair.

Section 8 was read by the Clerk.

Senator Feuquay offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 13, page 19, by striking "sheriff" and inserting "treasurer."

FEUQUAY.

Section 8 as amended was adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read by the clerk.



Senator West offered the following amendment:

Mr. President: I move to amend Senate Bill No. 343, line 11, page 22, by striking all of lines 11, 12, 13, 14, 15, 16, 17, 18, on page 22 and all of lines 1, 2, 3, 4, 5, 6, on page 23, and adding in lieu thereof, "fifty per cent of the balance shall be credited to the county road construction fund and the balance to the auto tax fund, credited to the State Highway Construction Fund for the purpose of building permanent roads, bridges and culverts.

WEST.

Senator McPherrren offered the following as a substitute for the West amendment:

Mr. President: I move to amend Senate Bill No. 343, lines 11 to 14, page 22, by striking after the word "fund" in line 10, and before the word "remaining" in line 14, all the intervening language and by striking the words "thirty-seven and one-half per cent" in line 15, substituting therefor the word "remainder."

McPHERREN.

The President presiding.

The vote recurring upon the McPherrren amendment a roll call was requested and resulted as follows:

Ayes: Bobo, Brown (Blaine), Brown (Love), Feuquay, Langley, Looney (Pontotoc), McPherrren, Memminger, Monk, Nichols. Total, 10.

Nays: Anglin, Carlock, Cline, Cordell, Cornett, Darnell, Gulager, Horner, Hudson, Hughey, Johnson, Jones, Land, Lillard, Looney (Harmon), Luttrell, Ratliff, Reed, Wells, West, Woods. Total, 21.

Not voting: Calvert, Golobie, Hill, Holloway, Johns. Total, 5.

Absent: Durant, Frye, Glasser, Harvey, Hughes. Total, 5.

Excused: Barker, Leedy, Lewis. Total, 3.

The amendment was declared lost.

Senator Nichols offered the following substitute for the West amendment which was tabled on motion of Senator Hughey.

Mr. President: I move to amend Senate Bill No. 343, line 7, page 22, by striking after the word "follows" in line 7, the word "twenty," and all of lines 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, of page 22, and lines 1, 2, 3, 4, 5, 6, of page 23, and inserting the following:

"All fees and moneys received from the registration of motor vehicles in this State shall be apportioned by the county treasurer as follows: Five (5%) per cent to be placed in the general fund of the State Treasurer; fifty-five (55%) per cent to go to the county treasurer of each county from which said revenue is derived to be placed by said county treasurer in the road and bridge fund of said county; said road and bridge fund to be used for no other purpose except for construction and maintenance of county roads and bridges. Any violation of this provision shall be deemed a misdemeanor and punishable as such and if any part of such fund is diverted for any other purpose, the county commissioners shall become liable on their bond for double the amount of money so diverted. The remaining forty (40%) per cent shall go to the State Highway fund to be apportioned by the Commissioner of Highways back to the several counties according to the proportion which the miles of highway in the State highway system within said county bears to the whole mileage in said system within the State."

NICHOLS.

Senator Feuquay offered the following amendment:

Mr. President: I move to amend Senate Bill No. 343, as a substitute for the West amendment, as follows: In line 11, page 22, by striking, after the word "fund" and before the

word "shall," all of the remainder and inserting the following: "fifty per cent of the remainder" by striking after the word "culverts" and before the word "shall" all wording, and inserting "50% of the remainder."

FEUQUAY.

The Chair held that the substitute amendment, would in sense put the bill back into its original form, and that a vote on the West amendment would decide the question.

The vote recurring upon the West amendment, the same was adopted.

Senator Feuquay offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, by adding to Section 10 the following: "Before the apportionment of the license tax as provided herein, the county treasurer shall draw a warrant for the payment of the license tags from this fund and shall forward same to the State Highway Commissioner for deposit with the State Treasurer.

FEUQUAY.

Senator Looney of Pontotoc offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 343, line 5, page 11, by inserting after the word "counties" and before the word "all," the following: "as herein provided."

Section 10, as amended, was adopted by unanimous consent.

Section 11 was read and adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read and adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

The following message from the Governor was received and read at length:

To the Honorable President of the Senate:

This is to advise you and, through you, the members of your Honorable body, that Senate Bill No. 67 has become a law without my signature, and that I have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 20 correctly engrossed.

The President signed the engrossed copy of Senate Concurrent Resolution No. 20 and ordered the same transmitted to the Honorable House.

Senator Gulager moved that Senate Bill No. 343, as amended be advanced to engrossment and third reading and ordered printed. Motion carried.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 225, by Committee on Appropriations, entitled, An Act making an appropriation to pay claims against deficiency certificates numbered twenty-three to twenty-seven (23-27), both inclusive, for the fiscal year ending June 30, 1921, and one to thirty-four (1-34), both inclusive, for the fiscal year ending June 30, 1922, and one to

twenty-three (1-23), both inclusive, for the fiscal year ending June 30, 1923, as approved and certified to by the Governor under authority of Chapter 231, of the Session Laws of Oklahoma, 1915, as amended by Chapter 229, of the Session Laws of Oklahoma, 1919, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Fees and Salaries:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Senate Bill No. 347, by Johnson of the Senate and Burger of the House, entitled, An Act providing for the number of deputy sheriffs and assistant jailers in all counties in the State of Oklahoma having a population of not less than 17,660 nor more than 17,700, according to the last preceding Federal census, fixing the salaries thereof, repealing all conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West, the report was adopted and the bill ordered placed on the Calendar.

On motion of Senator Johnson, Senate Bill No. 347 was advanced to engrossment and third reading.

On motion of Senator Hudson, the Senate adjourned.



*Fifty-ninth Day, Saturday, March 10, 1923* 1355

FIFTY-NINTH LEGISLATIVE DAY

Saturday, March 10, 1923.

No Session.

## SIXTIETH LEGISLATIVE DAY

Monday, March 12, 1923.

## MORNING SESSION

The Senate convened at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

On roll call the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Gulgager, Hill Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Absent: Cornett, Glasser, Harvey, Langley. Total, 4.

Excused: Barker, Feuquay, Hughes, Leedy, Lewis. Total, 5.

Senator Feuquay and Senator Hughes were excused on account of sickness.

The Chair announced a quorum present.

Prayer by Reverend Snodgrass, Chaplain of the Honorable House of Representatives.

By unanimous consent, Senate Bill No. 337 was recommended to the Committee on Education.

## FIRST READING.

The following bill was introduced and read for the first time:

Senate Bill No. 385 by Committee on Hospitals and Charities—An Act establishing an Oklahoma Rehabilitation and Industrial Institute.

## SECOND READING.

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

Senate Bill No. 374, by Memminger, to Committee on Commerce and Labor.

Senate Bill No. 375, by Memminger, to Committee on Commerce and Labor.

Senate Bill No. 376, by Nichols, to Judiciary Committee No. 1.

Senate Bill No. 377, by Cornett of the Senate, and Smith and Elam of the House, to Committee on State and County Affairs.

Senate Bill No. 378, by Cordell, to Committee on Appropriations.

Senate Bill No. 379, by Cline, Horner, Wells, Cornett and Monk of the Senate, and Van Dall and Rossiter of the House, to Committee on Municipal Corporations.

Senate Bill No. 380, by Reed of the Senate and Adams of the House, to Committee on Appropriations.

Senate Bill No. 381, by Feuquay, Langley and Brown (Love), to Committee on Soldier Relief.

Senate Bill No. 382, by Luttrell of the Senate and Phillips of the House, placed on the Calendar without reference to Committee, not to be printed.

Senate Bill No. 383, by Hughes, to Committee on Agriculture.

Senate Bill No. 384, by McPherrren, Looney (Pontotoc), Bobo, Feuquay and Horner of the Senate, and Dyer and Harper of the House, to Committee on Fish and Game.

Senate Joint Resolution No. 32, by Reed of the Senate and Adams of the House, to Committee on Appropriations.

Senate Joint Resolution No. 33, by Committee on Education, to Committee on Constitution and Constitutional Amendments.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 336, 343, 255, 277, 309, 144, 347, 224, 201 and 210 and Senate Joint Resolution No. 4 correctly engrossed.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 19 correctly engrossed.

The President signed the engrossed copy of Senate Resolution No. 19 and ordered the same referred to the enrolling and engrossing department for enrollment.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 98, by Hill, Mrs. Looney and Cordell, entitled, An Act relating to pool and billiard hall licenses and to prohibit the operating of pool and billiard halls and tables within three miles of State aided schools, and amending Section 3203, of Article 2, of Chapter 13, of the Compiled Statutes of Oklahoma of 1921, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

LILLARD, Chairman.

On motion of Senator Brown (Love), the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Luttrell, Senate Bill No. 382 was advanced to engrossment and third reading.

On request of Senator Luttrell, Senate Joint Resolution No. 26 was, by unanimous consent, advanced to engrossment and third reading.

On request of Senator Bobo, Senate Joint Resolution No. 30 was, by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 261 was taken up for consideration and read by sections.

Section 1 was read and adopted by unanimous consent.

Senator Darnell was called to the chair.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Senator Looney (Pontotoc) moved to advance Senate Bill No. 261 to engrossment and third reading.

The roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cline, Frye, Gulager, Holloway, Hudson, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Woods. Total, 19.

Nays: Brown (Blaine), Cordell, Darnell, Golobie, Hill, Horner, Hughey, Johns, Jones, Land, Reed, West. Total, 12.

Not voting: Durant, Johnson, McPherren, Wells. Total, 4.

Absent: Cornett, Glasser, Harvey, Langley. Total, 4.



Excused: Barker, Feuquay, Hughes, Leedy, Lewis. Total, 5.

The motion having received a majority of all votes cast was declared carried.

Senator Cordell, with unanimous consent, reported as follows on behalf of the Committee on Agriculture:

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 366, by Holloway, entitled, An Act creating a cotton grader and a deputy cotton grader to be appointed by the Board of Agriculture; defining their duties, fixing their salaries; providing for clerical help and expenses connected therewith, adopting standards providing for rules and regulations by the board, fixing penalties and making an appropriation, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered referred to Committee on Appropriations.

On motion of Senator Hudson, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION

The Senate was called to order at 1:30 o'clock p. m., by the President.

Senator Lillard moved that the Senate accept the invitation of the Live Stock Association to attend the Stock Show Tuesday morning. Motion carried.

Senator Lillard moved that the Chair appoint a Committee of three to confer with a like Committee from the House in making any necessary arrangements.

Motion prevailed and the Chair appointed Senators Lillard, Horner and Cordell as such Special Committee.

Senator Woods moved that the Appropriations Committee be instructed to report out Senate Bill No. 119 to be placed on the Calendar without recommendation. Motion lost.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 261, 382 and Senate Joint Resolutions Nos. 26 and 30 correctly engrossed.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 19 correctly enrolled.

The President signed the enrolled copy of Senate Resolution No. 19 and ordered the same transmitted to the Secretary of State for permanent record.

Senator Luttrell announced the presence in the Senate chamber of Congressman F. B. Swank, and moved that he be invited to address the Senate.

Motion prevailed and the Chair appointed Senators Luttrell and Woods to conduct Mr. Swank to the platform.

The President presented Hon. F. B. Swank, who spoke briefly on matters of local and national interest.

Senator Nichols, with unanimous consent, reported as follows on behalf of the Committee on Roads and Highways:

Mr. President:

We, your Committee on Roads and Highways, to whom was referred Senate Bill No. 350, by Nichols, entitled, An Act relating to reckless driving of motor vehicles, specifically making the wilful and unlawful striking or hitting of another with a motor vehicle which produces an injury less than death, an assault and battery, punishable as such; making the striking or hitting of another with a motor vehicle while intoxicated or

while engaged in the commission of an unlawful act with or without intent to injure any person, an assault with a deadly weapon and punishable as such; making the striking or hitting of another with a motor vehicle producing death, while intoxicated or while engaged in the commission of an unlawful act, without intent to kill, guilty of manslaughter, punishable as such, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Roads and Highways, to whom was referred Senate Joint Resolution No. 28, by McPherren and Cordell, entitled, A Resolution relating to the purchase or construction of bridges across State boundary streams, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Holloway, with unanimous consent, reported as follows on behalf of the Committee on Education.

Mr. President:

We, your Committee on Education, to whom was referred Amended Senate Bill No. 337, by Jones of the Senate and Mitchell of the House, entitled, An Act authorizing the Agricultural and Mechanical College Board of Regents to set aside portions of the campus of the Agricultural and Mechanical

College for the construction of dormitories; and to construct and equip said dormitories, and to manage and regulate same; and to issue bonds for the purpose of constructing said dormitories; authorizing banks, trusts and insurance companies to invest in said bonds; and providing said bonds shall be accepted as collateral as security for the deposit of public funds and for the investment of trust funds, or of sinking funds, of county, city, town, township or school district, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body.

Engrossed Senate Bill No. 332, by Cline of the Senate, and Franks and Bell of the House, entitled:

“An Act providing for additional deputy county clerks in counties having a population of not less than 34,907 nor more than 34,950, according to the last preceding Federal decennial census, fixing their salaries, and declaring an emergency.”

Engrossed Senate Bill No. 315, by Cordell of the Senate and King of the House, entitled:

“An Act to authorize the county commissioners in counties having a population of not less than 22,423 nor more than 22,443, according to the last preceding Federal decennial census, to reimburse the sheriffs of said counties for all actual and necessary expense incurred in the return of fugitives

from justice where extradition rights are waived or not demanded, and declaring an emergency.”

Engrossed Senate Bill No. 295, by Horner, entitled:

“An Act relating to the appointment of a court bailiff in all counties in the State of Oklahoma having a population of not less than fifty-five thousand nor more than fifty-six thousand, as shown by the last preceding Federal decennial census, additional court bailiff, prescribing their duties, fixing their salaries, and declaring an emergency.”

Engrossed Senate Bill No. 34, by Johnson of the Senate and Hansen of the House, entitled:

“An Act providing for the unnumber of deputies, assistants and stenographers for the several county officers and regulating and providing for the salaries of said stenographers in all counties in the State of Oklahoma having a population of not less than 16,669 nor more than 16,689, according to the last preceding Federal decennial census, and declaring an emergency.”

Engrossed Senate Bill No. 276, by Harvey of the Senate and Howe of the House, entitled:

“An Act authorizing, in counties having a population of not less than 13,550 nor more than 13,600, according to the last preceding Federal census, the appointment of one or more deputies in the offices of county clerk, county treasurer and county superintendent of public instruction, fixing the salaries therefor, repealing all laws in conflict herewith, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.



To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 290, by Reed of the Senate and Finley of the House, entitled:

“An Act providing for deputy county clerks in counties having a population of not less than 18,950 and not more than 19,000, according to the last preceding Federal decennial census, fixing their salaries, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 332, 315, 295, 34, 276 and 290 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 482, by Brice and Taylor of the House, and Monk of the Senate, entitled:

“An Act amending Section 6413, of Volume 2, Compiled Oklahoma Statutes, Annotated, 1921, relating to salaries of deputy county treasurers in all counties of this State having a population of not less than 51,000 and not more than 53,000 people, as shown by the last Federal census or any Federal census hereafter, in which there is located a city having a population of more than 10,000 people, as shown by the last

Federal census or any Federal census hereafter, and declaring an emergency."

Engrossed House Bill No. 444, by King, entitled:

"An Act regulating and fixing the salaries, per diem and mileage of the county commissioners in all counties in the State of Oklahoma having a population of not less than 19,150 inhabitants and not to exceed 19,160 inhabitants, based on the 1920 Federal census; also in all counties in the State of Oklahoma having a population of not less than 22,440 and not to exceed 22,450 inhabitants, based on the 1920 Federal census, repealing all acts and parts of acts in conflict herewith, and declaring an emergency."

Engrossed Committee Substitute for House Bill No. 452, by Acton, Brice and Ferrell of the House, and Golobie and Feuquay of the Senate, entitled:

"A Special Act dividing the Municipal Township of Cimarron, Logan County, Oklahoma, into two separate municipal townships and creating therefrom the Municipal Township of South Cimarron and of North Cimarron, Logan County, Oklahoma, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 518, by Committee on Appropriations of House and Senate, entitled:

“An Act making appropriations to pay per diem of members of the House of Representatives and of the Senate of the Ninth Legislature; salaries and wages of employees, and contingent expenses, an declaring an emergency.”

Engrossed House Bill No. 333, by Moothart and Mabon of the House, and Durant of the Senate, entitled:

“An Act authorizing the county assessor of all counties in the State of Oklahoma having a population, as shown by the Federal census, 1920, of not less than forty-one thousand (41,000) and not more than forty-three thousand (43,000), to appoint one additional deputy, fixing the salary, and declaring an emergency.”

Engrossed House Bill No. 343, by Ticer and Watson (Potawatomie), entitled:

“An Act authorizing tax assessors in all counties in the State of Oklahoma having a population of not less than forty-six thousand and not more than forty-seven thousand, according to the Federal census of 1920, to appoint necessary deputies and clerks in his office, and fixing the amount to be allowed for such deputies and clerks, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.”

Engrossed House Bill No. 344, by Thompson (Garvin), entitled:

“An Act providing for an additional deputy in the office of the sheriff in all counties having a population of not less than thirty-two thousand four hundred forty (32,440) inhabitants and not exceeding thirty-two thousand four hundred forty-five (32,445) inhabitants, according to the last Federal census of 1920, and declaring an emergency.”

Engrossed House Bill No. 465, by Phillips, entitled:

“An Act repealing Sections 3239, 3240, 3241, 3242 and 3243, Compiled Oklahoma Statutes, Annotated, 1921, abolish-

ing the county court at Lexington, Cleveland County, Oklahoma, and declaring an emergency.”

Engrossed House Bill No. 351, by Saltsman and Sanders, entitled:

“An Act regulating the election of Senators from Senatorial District No. 27, comprised of Muskogee, Haskell and McIntosh Counties.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body.

Engrossed Committee Substitute for House Bill No. 20, by Otjen, entitled:

“An Act relating to the platting for assessment and other purposes of tracts owned by two or more persons in severalty in counties having a population of not less than 37,500 and not over 37,600 and with an assessed valuation of not less than \$48,868,532.00.”

Engrossed House Bill No. 494, by Gibson, entitled:

“An Act fixing the salaries of county judges and county attorneys in counties having a population of not less than 13,868 and not more than 13,900.”

Engrossed House Bill No. 487, by Ticer and Watson (Pottawatomie) of the House, and Feuquay and Wells of the Senate, entitled:

"An Act fixing the number of deputy court clerks in all counties in the State of Oklahoma having a population of not less than 46,000 and not more than 47,000, according to the 1920 Federal census and having a superior court sitting therein, at a place other than at the County Seat, fixing the salaries of such deputies, and declaring an emergency."

Engrossed House Bill No. 496, by Gibbons, entitled:

"An Act providing for county commissioners of all counties having a population of not less than 19,236 nor more than 19,350, according to the 1920 Federal census, to use surplus funds for the purpose of acquiring county fair sites and buildings, and declaring an emergency."

Engrossed House Bill No. 526, by Cunningham, Anderson and Hutson, entitled:

"An Act authorizing the sheriff in every county in the State of Oklahoma having a population of not less than 62,000 and not more than 65,000, according to the last preceding Federal or any census ordered or authorized by the board of county commissioners of any county, fixing the salaries thereof, repealing all laws or parts of laws in conflict therewith, and declaring an emergency."

And to advise you and, through you, the Honorable Senate, that they have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body, the following:

Engrossed House Bill No. 346, by Windle, entitled:



“An Act relating to the payment of certain indebtedness in school districts in cities of the first class, having a scholastic population of not less than 1,345 and not more than 1,400, for the year of 1921, which indebtedness was created during the school term of 1920 and 1921, and declaring an emergency.”

Engrossed House Bill No. 262, by Moothart and Mabon of the House, and Durant of the Senate, entitled:

“An Act changing the name of the Miami School of Mines to the Northeastern Oklahoma Junior College, providing for a course of study, and declaring an emergency.”

Engrossed House Bill No. 491, by Miller (Tulsa), Simpson, Ferrell, Long and Boyer, entitled:

“An Act authorizing county commissioners in counties of not less than 105,000 population and not more than 110,000 population to erect buildings for the purpose of County Free Fair Associations, providing for the levy of a tax therefor, and declaring an emergency.”

Engrossed House Bill No. 253, by Committee on Insurance, entitled:

“An Act amending Sections 6949, 6950, 6951, 6952, 6953, 6957 and 6958, of the Compiled Oklahoma Statutes of 1921, relating to insurance indemnity contracts.”

Engrossed House Bill No. 508, by Sigler and Pollock of the House, and Carlock of the Senate, entitled:

“An Act legalizing the incorporation of cities having a population over 2,100 and less than 2,500, as shown by any census taken, as provided by law, and legalizing the elections held, voting such cities to be cities, and legalizing the proceedings and acts done by the mayor and councilmen of said cities, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate that they have been passed by the House of Representatives, and signed by the Speaker in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Concurrent Resolution No. 18, by Committee on Legal Advisory, entitled:

“A Resolution construing certain sections of Sections 21, Article 5, of the Constitution of the State of Oklahoma.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Engrossed House Amendments to Senate Concurrent Resolution No. 18 were read by the Clerk as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE CONCURRENT RESOLUTION No. 18.

Engrossed House Amendment No. 1.

That Senate Concurrent Resolution No. 18, be amended to read as follows:

Strike the following words “a session of such House is held”, found in the last line of paragraph two and insert in lieu thereof, the following words, “both Houses are in session”.

Senator Darnell moved that the Senate concur in House Amendments to Senate Concurrent Resolution No. 18.

Senator McPherren moved as a substitute motion that the Senate refuse to concur in the House Amendments and ask the Honorable House to recede therefrom. The substitute motion prevailed.

Senator Lillard, on behalf of the Special Committee on Arrangements for the visit to the Stock Show, announced that three special cars would leave the Terminal promptly at 9:30 Tuesday morning and that tickets would be provided to the Senators later in the day.

On request of Senator Brown (Love), Senate Bill No. 368 was, by unanimous consent, advanced to engrossment and third reading.

Senator Anglin moved that Senate Bill No. 182 be stricken from the Calendar.

The roll was called and resulted as follows:

Ayes: Anglin, Brown (Blaine), Carlock, Cline, Darnell, Golobie, Hill, Horner, Hughey, Johns, Jones, Looney (Pontotoc), McPherren, Memminger, Ratliff, Reed, Woods. Total, 17.

Nays: Bobo, Frye, Gulager, Holloway, Hudson, Land, Lillard, Looney (Harmon), Wells, West. Total, 10.

Not voting: Brown (Love), Calvert, Cordell, Durant, Johnson, Luttrell, Monk, Nichols. Total, 8.

Absent: Cornett, Glasser, Harvey, Langley. Total, 4.

Excused: Barker, Feuquay, Hughes, Leedy, Lewis. Total, 5.

The motion having received a majority of all votes cast, was declared carried.

At request of Senator Wells, Senate Bill No. 154 was, by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 297 was taken up for consideration and read by Sections.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read by the Clerk.

Senator McPherren offered the following amendment, which was adopted by unanimous consent.

Mr. President: I move to amend Senate Bill No. 297, line 5, page 6, as follows: By striking after the word "that," and beginning with the word "trucks," remainder of line; all of lines 6 to 13, both inclusive, and all of that part of line 14 to and including word "feet," and substitute in lieu thereof the followings:

"Motor vehicles, except motorcycles, equipped with acetylene gas headlamps shall be deemed to have complied with the provisions of this Act; anything to the contrary notwithstanding when such headlamps are equipped with standard  $\frac{5}{8}$ -foot burners, no more, no less, placed at right angles to a 6-inch clear, bright, spherical reflecting mirror designed for this type of headlamps having a clear, plain glass in front. Motorcycles equipped with acetylene headlamps shall be deemed to have complied with the provisions of this Act. Anything to the contrary notwithstanding when such headlamps are fitted with not more than standard acetylene  $\frac{5}{8}$ -foot burner or less than a standard  $\frac{1}{2}$ -foot burner, and provided further, that the beams from gas headlamps must be inclined downward until the center of said beams is 5 inches below the level of the center of the headlamp at a distance of 25 feet."

McPHERREN.

Section 4, as amended, was adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Section 11 was read and adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read and adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

The President Pro Tempore presiding.

Section 17 was read by the Clerk.

Senator Reed offered the following amendment:

Mr. President: I move to amend Senate Bill No. 297 by striking all of Section 17.

REED.

Senator Calvert offered the following substitute for the Reed amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 297, line 5, page 28, by inserting after the word "certificate," the following: "or show that such certificate had been issued within the past twelve months."

CALVERT.

Section 17, as amended, was adopted by unanimous consent.



Section 18 was read and adopted by unanimous consent.

Section 19 was read and adopted by unanimous consent.

Senator Bobo, with unanimous consent, submitted the following amendment to Section 2, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 297, line 17, page 3, by adding after the word "vehicle" and before the word "unless," the following: "at a greater speed than ten miles per hour, and only when the driver is proceeding to some place where the said vehicle's lighting system can be repaired."

BOBO.

By unanimous consent, at the suggestion of Senator Nichols, Senate Bill No. 297 was ordered to remain on the Calendar, to be advanced to engrossment and third reading after the consideration of other pending road legislation introduced by the Committee on Roads and Highways.

On request of Senator Woods, Senate Bill No. 321 was, by unanimous consent, withdrawn from the Committee on Appropriations and ordered placed on the Calendar.

#### HOUSE BILLS ON FIRST READING

Engrossed House Bill No. 482, by Brice and Taylor of the House, and Monk of the Senate—An Act amending Section 6413, of Volume 2, Compiled Oklahoma Statutes, Annotated, 1921, relating to salaries of deputy county treasurers in all counties of this State having a population not less than 51,000 and not more than 53,000 people, as shown by the last Federal census or any Federal census hereafter, in which there is located a city having a population of more than 10,000 people, as shown by the last Federal census or any Federal census hereafter, and declaring an emergency.

Engrossed House Bill No. 444, by King—An Act regulating and fixing the salaries, per diem and mileage of the county commissioners in all counties in the State of Oklahoma having a population of not less than 19,150 inhabitants and not to exceed 19,160 inhabitants, based on the 1920 Federal census; also in all counties in the State of Oklahoma having a population of not less than 22,440 and not to exceed 22,450 inhabitants, based on the 1920 Federal census, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

Engrossed Committee Substitute for House Bill No. 452, by Acton, Brice and Ferrell of the House, and Golobie and Feuquay of the Senate—A Special Act dividing the Municipal Township of Cimarron, Logan County, Oklahoma, into two separate municipal townships, and creating therefrom the Municipal Township of South Cimarron and of North Cimarron, Logan County, Oklahoma, and declaring an emergency.

Engrossed House Bill No. 518, by Committee on Appropriations of House and Senate—An Act making appropriations to pay per diem of members of the House of Representatives and the Senate of the Ninth Legislature; salaries and wages of employees, and contingent expenses, and declaring an emergency.

Engrossed House Bill No. 333, by Moothart and Mabon of the House, and Durant of the Senate—An Act authorizing the county assessor of all counties in the State of Oklahoma having a population, as shown by the Federal census, 1920, of not less than forty-one thousand (41,000) and not more than forty-three thousand (43,000) to appoint one additional deputy, fixing the salary, and declaring an emergency.

Engrossed House Bill No. 343, by Ticer and Watson (Pottawatomie)—An Act authorizing tax assessors in all counties in the State of Oklahoma having a population of not

less than forty-six thousand and not more than forty-seven thousand, according to the Federal census of 1920, to appoint necessary deputies and clerks in his office, and fixing the amount to be allowed for such deputies and clerks, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

Engrossed House Bill No. 344, by Thompson of Garvin—An Act providing for an additional deputy in the office of the sheriff in all counties having a population of not less than thirty-two thousand four hundred forty (32,440) inhabitants and not exceeding thirty-two thousand four hundred forty-five (32,445) inhabitants, according to the last Federal census of 1920, and declaring an emergency.

Engrossed House Bill No. 465, by Phillips—An Act repealing Sections 3239, 3240, 3241, 3242 and 3243, Compiled Oklahoma Statutes, Annotated, 1921, abolishing the county court at Lexington, Cleveland County, Oklahoma, and declaring an emergency.

Engrossed House Bill No. 351, by Saltsman and Sanders—An Act regulating the election of Senators from Senatorial District No. 27, comprised of Muskogee, Haskell and McIntosh Counties.

Engrossed House Bill No. 20, by Otjen—An Act relating to the platting for assessment and other purposes of tracts owned by two or more persons in severalty in counties having a population of not less than 37,500 and not over 37,600 and with an assessed valuation of not less than \$48,868,532.00.

Engrossed House Bill No. 494, by Gibbons—An Act fixing the salaries of county judges and county attorneys in counties having a population of not less than 13,868 and not more than 13,900.

Engrossed House Bill No. 487, by Ticer and Watson (Pottawatomic) of the House, and Feuquay and Wells of the Senate—An Act fixing the number of deputy court clerks in

all counties in the State of Oklahoma having a population of not less than 46,000 and not more than 47,000, according to the 1920 Federal census and having a Superior Court sitting therein, at a place other than at the county seat, fixing the salaries of such deputies, and declaring an emergency.

Engrossed House Bill No. 496, by Gibbons—An Act providing for county commissioners of all counties having a population of not less than 19,326, or more than 19,350, according to the 1920 Federal census; to use surplus funds in the sinking fund for the purpose of acquiring county fair site and buildings, and declaring an emergency.

Engrossed House Bill No. 526, by Cunningham, Anderson and Hutson—An Act authorizing the sheriff in every county in the State of Oklahoma having a population of not less than 62,000 and not more than 65,000 according to the last preceding Federal or any census ordered or authorized by the board of county commissioners of any county fixing the salaries thereof, repealing all laws or parts of laws in conflict therewith, and declaring an emergency.

Engrossed House Bill No. 491, by Miller (Tulsa), Simpson, Ferrell, Long and Boyer—An Act authorizing county commissioners in counties of not less than 105,000 population and not more than 110,000 population, to erect buildings for the purpose of county free fair associations, providing for the levy of a tax therefor, and declaring an emergency.

Engrossed House Bill No. 508, by Sigler and Pollock, of the House, and Carlock, of the Senate—An Act legalizing the incorporation of cities, having a population over 2,100 and less than 2,500, as shown by any census taken, as provided by law, and legalizing the elections held, voting such cities to be cities; and legalizing the proceedings and acts done by the mayor and councilmen of said cities, and declaring an emergency.

Engrossed House Bill No. 253, by Committee on Insurance—An Act amending Sections 6949, 6950, 6951, 6952, 6953,

6957 and 6958 of the Compiled Oklahoma Statutes of 1921, relating to insurance indemnity contracts.

House Bill No. 262, by Moothart and Mabon, of the House, and Durant, of the Senate—An Act changing the name of the Miami School of Mines to the Northeastern Oklahoma Junior College, providing for a course of study, and declaring an emergency.

Engrossed House Bill No. 346, by Windle—An Act relating to the payment of certain indebtedness in school districts in cities of the first class, having a scholastic population of not less than 1,345 and not more than 1,400 for the year 1921; which indebtedness was created during the school term of 1920 and 1921, and declaring an emergency.

On motion of Senator Carlock, the Senate adjourned under the rules.



## SIXTY-FIRST LEGISLATIVE DAY.

Tuesday, March 13, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 368 and 154 correctly engrossed.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 302, by House Committee on Appro-

priations, entitled, A Bill to be entitled, An Act making an appropriation for the Central State Normal at Edmond, Oklahoma; the Southeastern State Normal at Durant, Oklahoma; the East Central Normal at Ada, Oklahoma; the Southwestern State Normal at Weatherford, Oklahoma, and the State Orphans' Home at Pryor, Oklahoma, and the Cameron Agricultural College at Lawton, Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 277, by Nance, Dyer, Kidd, Coover, Moothart, Garner, Callahan, Stewart, Sigler, Beum and Comfort, entitled, An Act providing for a bookkeeper in the office of the State Game and Fish Warden of the State, defining his duties and fixing his salary; also creating thirteen Game and Fish Rangers in the State, defining their duties, fixing their salaries, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended, as follows:

By striking from line 11, Section 2, of said bill, the following: "Twelve Hundred (\$1,200.00) Dollars," and inserting in lieu thereof, the following: "Nine Hundred (\$900.00) Dollars."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

The following message from the Governor was received and read at length:

To the Honorable President and Members of the Senate of the Ninth Legislature:

I have been asked by the Commissioner of Public Health to request members of your Honorable body to be at the south side of the Capitol building at 11:30 a. m., March 15th, at which time the Pathe Moving Picture Company will have a representative present to take pictures, which will be broadcasted throughout the United States.

Members of the Legislature and employees of all State departments are also requested at that time to visit the Child Welfare Special Car sent out by the Agricultural Department of the United States Government.

This car is being brought to the Capitol by the State Board of Health, and I sincerely trust that all members of your Honorable body will take advantage of this opportunity to view this exhibit.

Very respectfully,

J. C. WALTON.

Governor.

Senator Holloway, on behalf of the Committee on Education, reported as follows:

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 351, by Holloway, entitled, An Act to take over the Bookertee Normal and Agricultural Institute at Bookertee, Oklahoma, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred House Bill No. 88, by Sigler, entitled, An Act to regulate appointment of deputy court clerks in counties having a population over 40,240 and less than 40,250, fixing their salaries, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

#### FIRST READING.

The following bill was introduced and read for the first time:

Senate Bill No. 386, by Reed, Hughes, Hughey, Darnell and Hill—An Act authorizing and empowering the Commissioners of the Land Office to convert real estate notes and mortgages into cash, to invest the funds derived from the principal of said mortgages, providing for the creation of a revolving fund and the renewal of notes and mortgages assigned, and declaring an emergency.

#### SECOND READING.

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

Senate Bill No. 385, by Committee on Hospitals and Charities, to Committee on Hospitals and Charities.

House Bill No. 351, by Saltsman and Sanders, to Committee on Legislative and Judicial Apportionment.

House Bill No. 253, by House Committee on Insurance, to Committee on Insurance.

House Bill No. 20, by Otjen, to Committee on Revenue and Taxation.

House Bill No. 262, by Moothart and Mabon of the House, and Durant of the Senate, to Committee on Education.

House Bill No. 333, by Moothart and Mabon of the House, and Durant of the Senate, to Committee on State and County Affairs.

House Bill No. 343, by Ticer and Watson (Pottawatomie), to Committee on State and County Affairs.

House Bill No. 344, by Thompson (Garvin), to Committee on State and County Affairs.

House Bill No. 346, by Windle, to Committee on Education.

House Bill No. 444, by King, to Committee on Fees and Salaries.

House Bill No. 452, by Acton, Brice and Ferrell of the House, and Golobie and Feuquay of the Senate, to Committee on State and County Affairs.

House Bill No. 465, by Phillips, to Judiciary Committee No. 1.

House Bill No. 482, by Brice and Taylor of the House, and Monk of the Senate, to Committee on Fees and Salaries.

House Bill No. 487, by Ticer and Watson of the House, and Feuquay and Wells of the Senate, to Committee on Fees and Salaries.

House Bill No. 491, by Miller (Tulsa), Simpson, Ferrell, Long and Boyer, to Committee on Agriculture.



House Bill No. 494, by Gibson, to Committee on Fees and Salaries.

House Bill No. 496, by Gibson, to Committee on Agriculture.

House Bill No. 508, by Sigler and Pollock of the House, and Carlock of the Senate, to Committee on Municipal Corporations.

House Bill No. 518, by Committee on Appropriations of the House and Committee on Appropriations of the Senate, to Committee on Appropriations.

House Bill No. 526, by Cunningham, to Committee on State and County Affairs.

Senator Nichols moved that Senate Bill No. 385 be placed on the Calendar without reference to Committee, which motion was lost.

The President presiding.

Senate Bill No. 201 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 201 and ordered the same transmitted to the Honorable House.

Senate Bill No. 309 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 309 and ordered the same transmitted to the Honorable House.

Senate Bill No. 336 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 336 and ordered the same transmitted to the Honorable House.

Senate Bill No. 224 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 224 and ordered the same transmitted to the Honorable House.

Senate Bill No. 255 was read for the third time at length.

Senator Anglin, with unanimous consent, offered the following amendment to Senate Bill No. 255, which was adopted:

Mr. President: I move to amend Senate Bill No. 255, after the enacting clause by inserting the following: "That Section 10604 of the Compiled Oklahoma Statutes, 1921, is amended to read as follows: Section 10604."

ANGLIN.



The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Wells, West, Woods. Total, 36.

Nays: Hill, Reed. Total, 2.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Wells, West, Woods. Total, 36.

Nays: Hill, Reed. Total, 2.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and

constituting the Senate was declared passed and Senate Bill No. 255 referred to the enrolling and engrossing department for engrossment of amendment.

Senate Bill No. 277 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 277 and ordered the same transmitted to the Honorable House.

Senate Bill No. 144 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Menninger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lil-

lard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 144 and ordered the same transmitted to the Honorable House.

Senate Bill No. 347 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 347 and ordered the same transmitted to the Honorable House.

Senate Bill No. 343 was read for the third time at length.

Senator Nichols moved that the vote by which Senate Bill No. 343 was advanced to engrossment and third reading be reconsidered. Motion lost.

Senator Nichols moved that Senate Bill No. 343 be re-committed to the Committee on Roads and Highways. Motion lost.

Senator Nichols offered the following motion in writing:

Mr. President: I move to recommit Senate Bill No. 343 to the Committee on Roads and Highways, with instructions to amend Section 10 thereof by providing that the 40% Automobile Tax shall be placed in the State Highway Fund and



apportioned to the different counties of the State according to the State Highway mileage of said county, and said money so apportioned to be sent to the County Treasurer to be placed in the State Highway Construction and Maintenance Fund, to be spent by the County Commissioners, except that when same is to be used for the construction of hard surfaced roads, the expenditures shall be under the direction of the State Commissioner of Highways.

NICHOLS.

Senator Gulager moved to table the Nichols motion.

The roll was called and resulted as follows:

Ayes: Brown (Blaine), Carlock, Cline, Cordell, Cornett, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Reed, Wells, West. Total, 19.

Nays: Anglin, Barker, Bobo, Brown (Love), Darnell, Durant, Holloway, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Woods. Total, 17.

Not voting: Calvert, Johnson, Leedy. Total, 3.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The motion to table having received a majority of all votes cast was declared carried.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Brown (Blaine), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Ratliff, Reed, Wells, West, Woods. Total, 29.

Nays: Barker, Bobo, Brown (Love), Holloway, Memminger, Nichols. Total, 6.

Not voting: Anglin, Luttrell, McPherrren, Monk. Total, 4.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 343 and ordered same transmitted to the Honorable House.

Senator Cordell moved that the vote by which Senate Bill No. 343 was passed be reconsidered, and that that motion lie on the table, which motion prevailed.

Senate Joint Resolution No. 4 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 4 and ordered the same transmitted to the Honorable House.

Senate Bill No. 382 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 382 and ordered the same transmitted to the Honorable House.

Senate Joint Resolution No. 26 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant,

Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 26 and ordered the same transmitted to the Honorable House.

Senate Joint Resolution No. 30 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.



The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 30 and ordered the same transmitted to the Honorable House.

Senate Bill No. 368 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Mc-

Pherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38

Nays: None

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 368 and ordered the same transmitted to the Honorable House.

Senate Bill No. 154 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 154 and ordered the same transmitted to the Honorable House.

House Bill No. 189 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Cordell. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Cordell. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 189 and ordered the same returned to the Honorable House.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the Honorable House of Representatives to advise you, and through you, the Honorable Senate that they have complied with your request and recede from their amendments to

Engrossed Senate Concurrent Resolution No. 18, by Committee on Legal Advisory, entitled:

“A Resolution construing certain sections of Section 21, Article 4, of the Constitution of the State of Oklahoma.”

Very respectfully,

C. J. KENDLE, Chief Clerk.

Senate Concurrent Resolution No. 18 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body:

Engrossed House Bill No. 512, by Long, Ferrell, Boyer, Simpson and Miller (Tulsa), entitled:

“An Act providing for the creation and organization of water improvements district to supply water for domestic use to the inhabitants of such district; providing for elections therein; providing for the construction of district waterworks system therein and the expenses thereof; providing for the issuance of bonds and for special assessments for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers; providing for the conferring of certain powers, duties and privileges on the officers of such improvement district.”

Engrossed House Bill No. 407, by Committee on Appropriations, entitled:

“An Act making an appropriation for maintenance for the remainder of the fiscal year ending June 30, 1923, and for salaries and repairs for the Southeastern State Normal at Durant, Oklahoma, and declaring an emergency.”

Engrossed House Bill No. 372, by Committee on Appropriations, entitled:

“An Act making appropriations for the repair of the boilers now in use, or the purchase of new boilers for the bene-



fit of the Oklahoma reformatory located at Granite, Oklahoma, and declaring an emergency."

Engrossed House Bill No. 289, by Ticer and Watson (Pottawatomie), entitled:

"A Bill to be entitled, An Act authorizing the construction of a standard steel water tower at the State Industrial School for Girls, located at Tecumseh, Oklahoma, and for the proper equipment of the same, making an appropriation for the same, and declaring an emergency."

Engrossed House Concurrent Resolution No. 15, by Harper and Brice, entitled:

"Memorializing Congress as to the repeal of the Esch-Cummins Act."

And to inform you, and through you, the Honorable Senate that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Very respectfully,

C. J. KENDLE, Chief Clerk.

House Concurrent Resolution No. 15 was read at length by the Clerk, as follows, and laid over until the next Legislative day under the rules.

ENGROSSED HOUSE CONCURRENT  
RESOLUTION No. 15.

By Harper and Brice.

Memorializing Congress as to the Repeal of the Esch-Cummins Act.

WHEREAS, the Esch-Cummins Act to regulate the railroads by permitting railway managers to fix their salaries and employ an unlimited number of expensive attorneys, and as-

sistants at fabulous salaries with no restriction whatsoever upon extravagant and reckless management; and,

WHEREAS, the law provides a specific guarantee of profit to the stockholders and owners upon all its watered and highly inflated stock whether such railway profits are misrepresented or not; and,

WHEREAS, the effect of the law has been primarily to set aside any state law or regulation governing railways and centralizing the power at Washington and practically nullifying the splendid progressive laws in the State of Oklahoma and other states, thereby tending to largely increase freight and passenger rates to the detriment of the public,

NOW, THEREFORE BE IT RESOLVED, by the Oklahoma House of Representatives, of the State of Oklahoma, the Senate concurring, that we petition Congress to repeal the Esch-Cummings Act especially that part known as Section 15A, which among other things takes away and nullifies the Acts of our State Corporation Commission and sets aside our laws; and,

BE IT FURTHER RESOLVED, that a duly certified copy of these resolutions be sent to all members of Congress from the State of Oklahoma and to the Speaker of the House of Representatives and the President of the Senate.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 382, by Thompson (Canadian) of the House, and Lillard of the Senate, entitled:

“An Act fixing the salaries of county attorneys and authorizing the employment of assistant county attorneys and stenographers in counties having a population of not less than 22,236 inhabitants and not more than 22,300 inhabitants, fixing the salaries of such officers and assistants and stenog-

raphers and repealing all laws in conflict herewith, and declaring an emergency."

Engrossed House Bill No. 314, by Van Dall, entitled:

"An Act amending Section 5668 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the powers and duties of the Board of Control of County Hospitals in counties having a population of not less than 27,002 and not more than 27,100, according to the last Federal census; providing for ways and means for the support and maintenance of such hospitals, and declaring an emergency."

Engrossed House Bill No. 233, by Lindsey, entitled:

"An Act repealing Sections 3307 and 3311, inclusive, of the Compiled Oklahoma Statutes, Annotated, 1921."

Engrossed House Bill No. 460, by Harper of the House, and Anglin and Nichols of the Senate, entitled:

"An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimate and reports."

Engrossed House Bill No. 446, by Burleson, et al, entitled:

"An Act fixing the number of justice courts in cities having a population of 90,000 and over, as shown by the last Federal decennial census; prescribing qualifications, fixing the time of election and term of office of such justices; fixing the salaries and compensation, duties and powers thereof; providing for the appointment of a clerk for such courts; fixing the duties of such clerks and prescribing the qualifications, compensations of such clerks and salaries thereof; providing for the election of constables for such courts, prescribing their duties and fixing their salaries and qualifications; providing for the collection and deposit and disbursal of fees by said court, and providing for security of costs in said court and payment of the costs and expenses of said court; providing for the furnishing of courtrooms for such courts and fixing

the jurisdiction of cases filed therein, and providing other purposes incidental and relating thereto."

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 499, by Thompson (Garvin) and Singletary, entitled:

"An Act designating certain roads as State Highways in all counties having a population of not less than 19,326 and not to exceed 19,330 inhabitants, and all counties having a population of 32,445 inhabitants and not to exceed 32,450 inhabitants, according to the 1920 Federal census, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 288, by Feuquay and Wells of the Senate, and Ticer and Watson of the House, entitled:

“An Act authorizing county commissioners of any county in Oklahoma, with a population of not less than 46,000 and not more than 47,000, to make a special levy for the purpose of aiding free fairs, and declaring an emergency.”

Engrossed Senate Bill No. 90, by Lillard, entitled:

“An Act relating to fees and salaries of deputy sheriffs, jailers, etc., in all counties having a population of more than 112,000, according to the Federal census of 1920, and declaring an emergency.”

Engrossed Senate Bill No. 173, by Horner of the Senate and Lewis of the House, entitled:

“An Act amending Chapter 133, of the Session Laws of 1919, relating to the salaries of deputies and stenographers of county officials, and the expenses of said county officials in Okmulgee County, Oklahoma, and declaring an emergency.

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives, as amended, and were signed by the Speaker of the House in open session.

Very respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendments to Senate Bill No. 173, as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 173

Engrossed House Amendment No. 1:

That Engrossed Senate Bill No. 173, be amended by adding a new section to be known as Section 3, and to read as follows:

Section 3. That Section 8, of Chapter 133, Session Laws of Oklahoma, 1909, be and the same is hereby amended to read as follows:



“Section 8. That the County Attorney of Okmulgee County, Oklahoma, may appoint two assistants, one to be located at Okmulgee, Oklahoma, and one to be located at Henryetta, Oklahoma, each of said assistants shall draw a salary not to exceed \$200.00 per month and said County Attorney may appoint one stenographer at a salary not to exceed \$125.00 per month.”

Engrossed House Amendment No. 2:

That Section 3, which is the emergency clause, be amended to read “Section 4.”

Senator Horner moved that the Senate concur in the House amendments to Senate Bill No. 173, which motion prevailed.

The question being, “Shall the bill pass as amended?” the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, “Shall the bill, as amended, become an emergency measure?” the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed House Amendments to Senate Bill No. 173 and ordered the bill referred to the enrolling and engrossing department for enrollment.

The Clerk read the House amendments to Senate Bill No. 90, as follows:

#### ENGROSSED HOUSE AMENDMENTS TO ENGROSSED SENATE BILL No. 90

Engrossed House Amendment No. 1:

That Engrossed Senate Bill No. 90 be amended as follows: Place a period after the words "per month" appearing in line 18 of Section 1, and by striking out the remainder of said Section 1, appearing after said words "per month" found in line 18 of said Section 1.

Senator Lillard moved that the Senate concur in the House amendments to Senate Bill No. 90, which motion prevailed.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Barker. Total, 1.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the Engrossed House Amendments to Senate Bill No. 90 and ordered the same referred to the enrolling and engrossing department for enrollment.

Senate Bill No. 288, with House amendments, was referred to Senator Wells.

The following messages from the House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 287, by Garner, Dyer and East-ridge, entitled:

"An Act to protect certain fur-bearing animals."

Engrossed House Bill No. 191, by Adams, entitled:

"An Act amending Section 10490 of the Compiled Oklahoma Statutes, 1921, fixing date for holding annual meeting in union graded school districts."

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 192, by Goodrich of the House and Johnson of the Senate, entitled:

“An Act fixing the salaries of county attorney and assistant county attorney and providing for a stenographer in counties having a population of more than 26,600 and less than 26,700 inhabitants, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 192, and ordered the same returned to the Honorable House.

A Resolution from the George R. Anderson Post of the American Legion, relative to desecration of the United States Flag, was read and referred to the Committee on Military Affairs.

Senator Calvert, with unanimous consent, reported as follows on behalf of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred Senate Joint Resolution No. 33, by Committee on Hospitals and Charities, entitled, A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection for the purpose of amending Section 9, Article 10, providing a special State levy for public schools, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CALVERT, Chairman.



On motion of Senator Calvert, the report was adopted and the bill ordered printed and placed on the Calendar.

## HOUSE BILLS ON FIRST READING

Engrossed House Bill No. 499, by Thompson (Garvin) and Singletary—An Act designating certain roads as State Highways in all counties having a population of not less than 19,326 and not to exceed 19,330 inhabitants, and all counties having a population of 32,445 inhabitants and not to exceed 32,450 inhabitants, according to the 1920 Federal census, and declaring an emergency.

Engrossed House Bill No. 382, by Thompson (Canadian) of the House and Lillard of the Senate—An Act fixing the salaries of county attorneys and authorizing the employment of assistant county attorneys and stenographers in counties having a population of not less than 22,236 inhabitants and not more than 22,300 inhabitants; fixing the salaries of such officers and assistants and stenographers, and repealing all laws in conflict herewith, and declaring an emergency.

Engrossed House Bill No. 314, by Van Dall—An Act amending Section 5668 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the powers and duties of the Board of Control of County Hospitals in counties having a population of not less than 27,002 and not more than 27,100, according to the last Federal census; providing for ways and means for the support and maintenance of such hospitals, and declaring an emergency.

Engrossed House Bill No. 233, by Lindsey—An Act repealing Sections 3307 and 3311, inclusive, of the Compiled Oklahoma Statutes, Annotated, 1921.

Engrossed House Bill No. 460, by Harper of the House, and Anglin and Nichols of the Senate—An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimates and reports.

Engrossed House Bill No. 446, by Burleson, et al.—An Act fixing the number of justice courts in cities having a population of 90,000 and over, as shown by the last Federal decennial census; prescribing qualifications; fixing the time of election and term of office of such justices; fixing the salaries and compensation, duties and powers thereof; providing for the appointment of a clerk for such courts; fixing the duties of such clerk, and prescribing the qualifications, compensation of such clerk and salaries thereof; providing for the election of constables for such courts, prescribing their duties and fixing their salaries and qualifications; providing for the collection and deposit and disbursal of fees by said court, and providing for security of costs in said court and payment of the costs and expenses of said court; providing for the furnishing of courtrooms for such courts and fixing the jurisdiction of cases filed therein, and providing other purposes incidental and relating thereto.

Engrossed House Bill No. 512, by Long, Ferrell, Boyer, Simpson and Miller (Tulsa)—An Act providing for the creation and organization of water improvement district to supply water for domestic use to the inhabitants of such district; providing for elections therein; providing for the construction of district waterworks system therein and the expenses thereof; providing for the issuance of bonds and for special assessments for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers; providing for the conferring of certain powers, duties and privileges on the officers of such improvement district.

Engrossed House Bill No. 407, by Committee on Appropriations—An Act making an appropriation for maintenance for the remainder of the fiscal year ending June 30th, 1923, and for salaries and repairs for the Southeastern State Normal at Durant, Oklahoma, and declaring an emergency.

Engrossed House Bill No. 372, by Committee on Appropriations—An Act making appropriation for the repair of

the boilers now in use, or the purchase of new boilers for the benefit of the Oklahoma Reformatory located at Granite, Oklahoma, and declaring an emergency.

Engrossed House Bill No. 289, by Ticer and Watson (Potawatomie)—A Bill to be entitled, An Act authorizing the construction of a standard steel water tower at the State Industrial School for Girls, located at Tecumseh, Oklahoma, and for the proper equipping of the same, making an appropriation for the same, and declaring an emergency.

Engrossed House Bill No. 287, by Garner, Dyer and East-ridge—An Act to protect certain fur-bearing animals.

Engrossed House Bill No. 191, by Adams—An Act amending Section 10490 of the Compiled Oklahoma Statutes, 1921, fixing date for holding annual meeting in union graded school districts.

House Bill No. 215 was taken up for further consideration.

Senator Anglin, with unanimous consent, withdrew his amendment to Section 13, offered on a previous Legislative day.

The President Pro Tempore presiding.

Section 13 was adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

Section 17 was read and adopted by unanimous consent.

Section 18 was read and adopted by unanimous consent.

Section 19 was read and adopted by unanimous consent.

Section 20 was read and adopted by unanimous consent.

Section 21 was read and adopted by unanimous consent.

Section 22 was read and adopted by unanimous consent.

Section 23 was read and adopted by unanimous consent.

Section 24 was read and adopted by unanimous consent.

Section 25 was read and adopted by unanimous consent.

House Bill No. 215 was, by unanimous consent, advanced to engrossment and third reading.

House Bill No. 286 was read by the Clerk and, by unanimous consent, advanced to engrossment and third reading.

House Bill No. ~~232~~ was read by the Clerk and, by unanimous consent, advanced to engrossment and third reading.

House Joint Resolution No. 27 was read by the Clerk and, by unanimous consent, advanced to engrossment and third reading.

Senator Luttrell was called to the chair.

House Bill No. 137 was, at the request of Senator Horner, advanced, by unanimous consent, to engrossment and third reading.

The House amendments to Senate Bill No. 288 were read by the Clerk, as follows:

#### ENGROSSED HOUSE AMENDMENTS TO ENGROSSED SENATE BILL No. 288

##### Engrossed House Amendment No. 1:

That Engrossed Senate Bill No. 288 be amended as follows: Insert the following words, "or in all counties having a population of not less than 14020 or more than 14039" between the figures "47,000," and word "are" appearing in line 3 of Section 1.

##### Engrossed House Amendment No. 2:

That the title of Engrossed Senate Bill No. 288 be amended to read as follows: "An Act authorizing County

Commissioners of any county in Oklahoma with a population of not less than 46,000 and not more than 47,000, or in all counties having a population of not less than 14,020 or more than 14,030, to make a special levy for the purpose of aiding free fairs, and declaring an emergency."

Senator Wells moved that the Senate concur in the House amendments to Senate Bill No. 288. Motion carried.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

Not voting: Barker. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.



Nays: None.

Absent: Glasser, Harvey, Langley. Total, 3.

Excused: Feunquay, Lewis. Total, 2.

Not voting: Barker. Total, 1.

The emergency having received the constitutional two thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the Engrossed House Amendments to Senate Bill No. 288 and ordered the bill referred to enrolling and engrossing department for enrollment.

On request of Senator Holloway, by unanimous consent, Senate Bill No. 270 was re-committed to the Committee on Education.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Fees and Salaries:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 487, by Ticer and Watson (Pottawatomie) of the House, and Wells of the Senate, entitled, *An Act fixing the number of deputy court clerks in all counties in the State of Oklahoma having a population of not less than 46,000, and not more than 47,000, according to the 1920 Federal census and having a superior court sitting therein at a place other than at the county seat, fixing the salaries of such deputies and declaring an emergency; beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.*

WEST, Chairman.

On motion of Senator West the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 444 by King (by request), entitled, An Act regulating and fixing the salaries, per diem and mileage of county commissioners in all counties in the State of Oklahoma having a population of not less than 19,150 inhabitants and not to exceed 19,160 inhabitants based on the 1920 Federal census; also in counties in the State of Oklahoma having a population of not less than 22,440 and not to exceed 22,450 inhabitants, based on the 1920 Federal census, repealing all Acts and parts of Acts in conflict herewith, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 494 by Gibson, entitled, An Act fixing the salaries of county judges, and county attorneys in counties having a population of not less than 13,868 and not more than 13,900, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 482, by Brice and Taylor of the House, and Monk of the Senate, entitled, An Act

amending Section 6415 of Volume 2, *Compiled Oklahoma Statutes, Annotated 1921*, relating to salaries of deputy county treasurers in all counties of this State having a population of not less than 51,000 and not more than 53,000 people, as shown by the last Federal census or any census hereafter in which there is located a city having a population of more than 10,000 people, as shown by the last Federal census or any Federal census hereafter, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

WEST, Chairman.

On motion of Senator West the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Holloway, with unanimous consent, reported as follows on behalf of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 372, by Horner and Durant, entitled, *An Act amending Section 10,648, of Article 25, Chapter 86, Compiled Oklahoma Statutes, Annotated 1921, relating to school fraternities, and declaring an emergency*, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Education, to whom was referred Senate Bill No. 270, by Committee on Education, entitled, *An Act creating certain clerical, stenographic, and other posi-*

tions in the State Department of Education, and fixing the salaries therefor, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Hudson, the Senate adjourned until 10:00 o'clock a. m., Wednesday.

## SIXTY-SECOND LEGISLATIVE DAY.

Wednesday, March 14, 1923.

## MORNING SESSION

The Senate convened at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

On roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

The following message from the Governor was received and read at length:

To the Honorable President of the Senate, and through him, the Members of the Oklahoma State Senate:

I am herewith suggesting to your honorable body that the Honorable J. J. Gibson, Vice-President of the Oklahoma Live Stock Company, be invited to address the Joint Session of



the House and Senate at 10:30 a. m., March 14, on the importance of the livestock industry to our State. The advantages that accrue to our people in receiving accurate and correct information on this branch of industrial activity are so obvious as hardly to need elaboration in a message of this kind. At the present time a most creditable exhibition of livestock is being held at the Stock Yards in Oklahoma City, and it is a fitting tribute to the enterprise of those who are responsible for this event to have the chosen representatives of the people of this State thus express their appreciation of the importance of this occasion.

Yours respectfully,

J. C. WALTON,  
Governor.

Senator Hudson moved that a committee of three be appointed to confer with a like committee from the House to determine as to whether there shall be a joint session to hear the address of Mr. J. J. Gibson at 10:30.

Motion prevailed, and the Chair appointed Senators Hudson, Looney (Harmon) and Darnell as Senate Committee for such purpose.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 255 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 255 and ordered the same transmitted to the Honorable House of Representatives.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 286 correctly engrossed.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 295, 332, 315, 290, 276 and 34 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bills Nos. 295, 332, 315, 290, 276 and 34 and ordered same transmitted to the Honorable House of Representatives for the signature of the Speaker.

Senator Cline, on behalf of the Committee on Municipal Corporations, reported as follows:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Senate Bill No. 379, by Cline, Horner, Wells, Cornett and Monk of the Senate, and Van Dall and Rossiter of the House, entitled, An Act providing for the validation of special assessments for street improvements which have been declared or adjudged invalid by reason of irregularities in certain proceedings levying such assessments in cities having a population of not less than 7,000 nor more than 20,000, according to the last decennial Federal census, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CLINE, Chairman.

On motion of Senator Cline, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Brown (Love), on behalf of the Committee on Correction of the Journal, reported as follows:

Mr. President:

We, your Committee on Correction of the Journal, beg leave to report that we have carefully read the Daily Journal to and including Friday, March 9, and have made the few minor corrections which were found necessary.

We therefore recommend that the Daily Journal to and including Friday, March 9, be adopted as corrected.

Respectfully submitted,

E. A. BROWN, Acting Chairman.

On motion of Senator Brown (Love), the report was adopted.

### FIRST READING.

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

Senate Bill No. 387, by Johns—An Act relating to revenue and taxation, and providing a method of assessing personal property and amending Section 7305, Revised Laws, 1910.

Senate Bill No. 388, by Brown and Looney (Pontotoc), of the Senate, and Hanson and Salter of the House—An Act relating to the power of the Board of Regents of Oklahoma University pertaining to contracts for leasing a portion of the campus of the University of Oklahoma.

Senate Bill No. 389, by Horner—An Act amending Section 206, Chapter 3, Article IV, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the venue of actions for divorce, and declaring an emergency.

Senate Bill No. 390, by Memminger and Durant—An Act amending Section 6452, Compiled Statutes of Oklahoma, 1921, relating to charging for construction mileage penalty.

Senate Bill No. 391, by H. Brown of the Senate and Everhart of the House—An Act providing for the appointment of a stenographer for the county court and a deputy court clerk in all counties in the State of Oklahoma having a population of not less than 15,671 and not more than 15,690, and declaring an emergency.

Senate Bill No. 392, by Anglin—An Act preventing the mortgaging of future or growing crops, making same void, and declaring an emergency.

Senate Bill No. 393, by Woods—An Act amending Section 2750 of Chapter 7, Article 12, of the Compiled Oklahoma Statutes, 1921, and relating to the power of juries to assess or declare punishment in their verdicts and repealing the eighth subdivision of Section 2676, of Chapter 7, of Article 9, of the Compiled Oklahoma Statutes, and repealing all conflicting laws, and declaring an emergency.

Senate Bill No. 394, by Gulager—A Bill to be entitled, An Act repealing Section 3079, of Compiled Oklahoma Statutes, 1921, fixing the number of judges in Judicial District No. 3, providing which of the present judges of said judicial district shall continue to serve as such, and declaring an emergency.

Senate Joint Resolution No. 34, by Holloway—An Act transferring money in the unexpended balance of the State Educational Survey Fund to the use of the State Board of Education.

## SECOND READING.

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

Senate Bill No. 386, by Reed, Hughes, Hughey, Darnell, Hill and West, to Committee on School Lands.

House Bill No. 287, by Garner, Dyer and Eastridge, to Committee on Agriculture.

House Bill No. 191, by Adams, to Committee on Education.

House Bill No. 512, by Long, Ferrell, Boyer, Simpson and Miller (Tulsa), to Committee on Municipal Corporations.

House Bill No. 407, by Committee on Appropriations, to Committee on Appropriations.

House Bill No. 372, by Committee on Appropriations, to Committee on Appropriations.

House Bill No. 289, by Ticer and Watson (Pottawatomie), to Committee on Appropriations.

House Bill No. 382, by Thompson (Canadian) of the House and Lillard of the Senate, to Judiciary Committee No. 1.

House Bill No. 314, by Van Dall, to Committee on Hospitals and Charities.

House Bill No. 233, by Lindsey, to Committee on State and County Affairs.

House Bill No. 460, by Harper of the House, and Anglin and Nichols of the Senate, placed on Calendar by unanimous consent.

House Bill No. 446, by Burleson, et al, to Judiciary Committee No. 1.

House Bill No. 499, by Thompson (Garvin) and Singletary, placed on Calendar without reference to Committee.

On request of Senator Hudson, Senate Bill No. 361 was, by unanimous consent, advanced to engrossment and third reading.

On request of Senator Hudson, Senate Joint Resolution No. 31 was, by unanimous consent, advanced to engrossment and third reading.

On request of Senator Hughey, Senate Bill No. 284 was, by unanimous consent, advanced to engrossment and third reading.

A telegram from Superintendent Jones of the Greer County Schools was read, urging immediate action on House Bill No. 140 and Senate Joint Resolution No. 5.

House Bill No. 215 was read for the third time at length.



The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Nichols. Total, 1.

Not voting: Brown (Blaine), Cornett, Durant, Holloway, Langley, Leedy. Total, 6.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Cordell moved that the vote by which House Bill No. 215 was passed be reconsidered, and that that motion lie on the table. Motion prevailed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Nichols. Total, 1.

Not voting: Brown (Blaine), Cornett, Durant, Holloway, Langley, Leedy. Total, 6.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 215 and ordered the same returned to the Honorable House.

Senator Hudson, on behalf of the Special Committee to arrange for Joint Session, reported that the Committee had conferred with a like Committee from the House, and that the Honorable House was ready to receive the Senate at once in Joint Session.

Senator Hudson moved that the Senate recess and proceed immediately to the hall of the House of Representatives.

### JOINT SESSION

The Joint Assembly was called to order by the President Pro Tempore of the Senate.

There being no official acts contemplated, the roll call was dispensed with.

Representative Rossiter stated the purpose of the Joint Assembly as follows:

Mr. President: I understand that the object of the Joint Assembly is to listen to an address from the Secretary of the Southwest National Live Stock Association, Hon. J. J. Gibson.

The President Pro Tempore instructed the Sergeants-at-Arms of the Senate and House to conduct Mr. Gibson to the platform.

The President Pro Tempore introduced Mr. J. J. Gibson, Secretary of the Southwest National Live Stock Association, who addressed the Assembly briefly.

On motion of Representative Rossiter, the Joint Assembly dissolved, and the Senate returned to the Senate Chamber.

\* \* \* \* \*

The Senate was called to order by the President Pro Tempore.

House Bill No. 286 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed House Bill No. 286 as amended by the Senate, and ordered the same returned to the Honorable House.

Senator Cordell, with unanimous consent, reported as follows on behalf of the Committee on Agriculture:

Mr. President:

We, your Committee on Agriculture, to whom was referred Engrossed House Bill No. 491, by Miller (Tulsa), Simpson, Ferrell, Long and Boyer, entitled, An Act authorizing county commissioners in counties of not less than 105,000 population and not more than 110,000 population to erect buildings for the purpose of County Free Fair Associations, providing for the levy of a tax therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Engrossed House Bill No. 496, by Gibbons, entitled, An Act providing for county commissioners of all counties having a population of not less than 19,326, or more than 19,350, according to the 1920 Federal Census; to use surplus funds in the sinking fund for the purpose of acquiring county

fair site and buildings, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 291, by Luttrell, entitled, An Act regulating the ginning of cotton in the State of Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 278, by Harvey, entitled, An Act regulating the sale of pork, beef, veal, lamb and mutton, providing penalties for violations thereof, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted.

Senator Nichols, with unanimous consent, reported as follows on behalf of the Committee on Hospitals and Charities:



Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 385, by Committee on Hospitals and Charities, entitled, An Act establishing an Oklahoma Rehabilitation and Industrial Institute, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended, amended bill being attached hereto.

NICHOLS, Vice-Chairman.

On motion of Senator Nichols, the report was adopted and the bill ordered printed and placed on the Calendar.

House Bill No 232 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, West, Woods. Total, 32.

Nays: None.

Not voting: Brown (Blaine), Cornett, Durant, Holloway, Langley, Leedy, Wells. Total, 7.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoe), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, West, Woods. Total, 32.

Nays: None.

Not voting: Brown (Blaine), Cornett, Durant, Holloway, Langley, Leedy, Wells. Total, 7.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 232 and ordered the same returned to the Honorable House of Representatives.

House Bill No. 137 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoe), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, West, Woods. Total, 32.

Nays: None.

Not voting: Brown (Blaine), Cornett, Durant, Holloway, Langley, Leedy, Wells. Total, 7.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Nichols, Ratliff, Reed, West, Woods. Total, 32.

Nays: None.

Not voting: Brown (Blaine), Cornett, Durant, Holloway, Langley, Leedy, Wells. Total, 7.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 137, and ordered the same returned to the Honorable House.

House Joint Resolution No. 27 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Nichols, Ratliff, Reed, West, Woods. Total, 32.

Nays: None.

Not voting: Brown (Blaine), Cornett, Durant, Holloway, Langley, Leedy, Wells. Total, 7.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Golobie, Gulager, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, West, Woods. Total, 32.

Nays: None.

Not voting: Brown (Blaine), Cornett, Durant, Holloway, Langley, Leedy, Wells. Total, 7.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Fenquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Joint Resolution No. 27 and ordered the same returned to the Honorable House of Representatives.

Senator Woods moved that the vote by which House Bill No. 232 was passed be reconsidered. Motion prevailed.

Senator Woods moved that House Bill No. 232 be stricken from the Calendar. Motion prevailed.

On motion of Senator Holloway, Senate Bill No. 356 was advanced to engrossment and third reading.

Senate Bill No. 211 was taken up for consideration and read by the Clerk.

On motion of Senator Looney (Pontotoc), Senate Bill No. 211, as read, was advanced to engrossment and third reading.

Senate Bill No. 150 was taken up for consideration and read by sections.

Section 1 was read and adopted by unanimous consent.

Section 2 was read by the Clerk.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 150, line 8, page 4, by striking the letter "d" from the word "corporated."

HUGHES.

Senator West was called to the Chair.

Section 2, as amended, was adopted by unanimous consent.

Section 3 was read by the Clerk.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 150, line 16, page 14, by adding before the word "incorporated" the prefix "re-."

HUGHES.

Section 3, as amended, was adopted by unanimous consent.



Section 4 was read by the Clerk.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 150, line 14, page 5, by changing the word "number" to "member"; in line 15 by changing the word "of" to "or," and by striking the letter "s" from the word "policyholders"; by changing the sections in line 11, page 6, from "3413 to 3414" to "6675 and 6676"; and by changing the word "Revised" in said line to the word "compiled," and by changing the figures "1910" in line 12 to "1921."

HUGHES.

Section 4, as amended, was adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read by the Clerk.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 150, line 12, page 9, by changing the word "not" to "nor," and by changing the word "and" to "any."

HUGHES.

Section 9, as amended, was adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Section 11 was read by the Clerk.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 150, line 3, page 11, by changing the word "fast" to "past," and in line 8, the figures "38" to "51," and in line 9, the figures "1910" to "1921."

HUGHES.

Section 11, as amended, was adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read and adopted by unanimous consent.

Section 14 was read by the Clerk.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 150, line 16, page 14, by changing the word "debits" to "debts."

HUGHES.

Section 14, as amended, was adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

A Committee from the Honorable House of Representatives was received for the purpose of conferring with a like Committee from the Senate relative to the date of adjournment of the Ninth Legislature.

Section 17 was read and adopted by unanimous consent.

Section 18 was read and adopted by unanimous consent.

Section 19 was read and adopted by unanimous consent.

On motion of Senator Hughes, Senate Bill No. 150, as amended, was advanced to engrossment and third reading.

The President Pro Tempore presiding.

The following messages from the Honorable House of Representatives were read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith,

Engrossed Senate Concurrent Resolution No. 20, by Carlock, entitled:

“A Resolution providing for the appointment of a Joint Committee of the Senate and House of Representatives for the purpose of conferring upon the date of adjournment of the Ninth Legislature.”

And to advise you and, through you, the Honorable Senate, that same has been passed by the House of Representatives and signed by the Speaker in open session.

Yours very respectfully,

C. J. KENDLE, Chief Clerk.

The Chair appointed as Senate Committee, pursuant to Senate Concurrent Resolution No. 20, Senators Carlock, Lillard and West, and advised the Committee that the Committee from the Honorable House was ready for conference.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 144, by Anderson, Cunningham and Hutson, entitled:

"An Act fixing the salary of the County Attorneys and County Judges in counties of the State of Oklahoma having a population of more than fifty-five thousand."

And to inform you and, through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copy of House Bill No. 144 and ordered the same returned to the Honorable House of Representatives.

Senator Johnson moved that Senate Bill No. 110 be made Special Order for Friday at 2 o'clock, which motion was lost.

On motion of Senator Cordell, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION

The Senate reconvened at 1:30 o'clock p. m., and was called to order by the President Pro Tempore.

Senator Hudson, with unanimous consent, introduced the following amendment to Senate Bill No. 361, which was adopted:

Mr. President: I move to amend Senate Bill No. 361, line 12, page 1, by adding after the word "annum" and before Section 2, the following: "A stenographer in the office of the county attorney shall receive as full compensation, Eighteen Hundred (\$1,800.00) Dollars per annum, and an assistant stenographer in the office of the county attorney shall receive as full compensation, Fifteen Hundred (\$1,500.00) Dollars per annum."

HUDSON.

The bill was referred to the enrolling and engrossing department.

Senate Bill No. 340 was taken up for further consideration.

Section 16 was read and adopted by unanimous consent.

Section 17 was read and adopted by unanimous consent.

Section 18 was read and adopted by unanimous consent.

Section 19 was read and adopted by unanimous consent.

Section 20 was read and adopted by unanimous consent.

Section 21 was read and adopted by unanimous consent.

Senator Nichols, with unanimous consent, offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 340, line 7, page 9, by striking after the word "highways" and before the word "to," the words "as hereinafter provided."

NICHOLS.

Senator Reed, with unanimous consent, offered the following amendment, which was tabled on motion of Senator Bobo:

Mr. President: I move to amend Senate Bill No. 340, line 16, page 2, by striking after the word "of," the following: "Three Thousand Dollars" and inserting the words "Twenty-four Hundred Dollars."

REED.

Senator Gulager offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 340, line 2, page 3, by adding after the word "absence," "that all



employees except the engineer, under the provisions of this bill, shall have been for a period of two years, freeholders."

GULAGER.

Senator Calvert offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 340, line 18, page 13, by inserting after the word "commissioner" and before the word "in," the following: "With the consent of a majority of the County Commissioners in the county involved."

CALVERT.

On motion of Senator Nichols, Senate Bill No. 340, as amended, was advanced to engrossment and third reading.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of the Honorable Senate, report of the Conference Committee appointed on

Engrossed House Bill No. 140, by Watkins, et al., entitled:

"An Act providing for weak school districts, making appropriation for the year ending June 30, 1923, and for the year ending June 30, 1924, and declaring an emergency,"

which announced its failure to reach an agreement, and recommended the appointment of a new Conference Committee, and to advise you and, through you, that same has been adopted by the House of Representatives.

The Speaker of the House has appointed Representatives Windle, Stovall and Anderson as new conferees thereon.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the Speaker of the House of Representatives:

Mr. Speaker:

We, your Conference Committee, to whom was referred House Bill No. 140, beg leave to advise that we are unable to agree or reconcile our differences in any manner and respectfully request that another conference committee be appointed. pointed.

Respectfully submitted,

J. G. H. WINDLE,

JOE RATLIFF,

D. A. STOVALL,

W. S. CLINE,

E. W. HINES,

MRS. LOONEY,

House Conferees.

Senate Conferees.

Senator Reed moved that another Conference Committee be appointed.

Senator Reed amended his motion to call for the retention of the present Conference Committee.

The President presiding.

Senator Anglin moved, as a substitute for all pending motions, that a Conference Committee be appointed and instructed as follows:

To agree upon an appropriation of \$650,000.00 to be expended as follows:

First: Aid to rural and village schools. Not to exceed \$300.00 per teacher employed, nor to provide for a total expenditure of more than \$60.00 per pupil or \$1300.00 per teacher in such schools.

Second: Aid to union graded schools in rural districts, on same basis as above, save that expenditure may be \$1,500.00 per teacher.

Third: Aid to consolidated high schools, and independent districts, not to exceed \$2.50 per capita for scholastic enroll-

ment in district, or a total expenditure of more than \$1,750.00 per teacher.

After considerable discussion, the vote recurring upon the Anglin motion, the same prevailed.

Senator Cline moved that the Senate Conference Committee be instructed to eliminate independent school districts from participating in the appropriation provided for by House Bill No. 140, and that the entire appropriation be used for the country schools, including the union graded schools and the consolidated country schools.

Senator Memminger moved to table the Cline motion, which motion prevailed.

The Chair appointed Senators Holloway, Memminger and Looney (Harmon) as Senate Conferees on House Bill No. 140.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 361, 211, 284, 150, 356 and Senate Joint Resolution No. 31 correctly engrossed.

Senator Leedy, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 173 and 90 and Senate Concurrent Resolution No. 18 correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 173 and 90 and Senate Concurrent Resolution No. 18, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator McPherren submitted the following conference report:

## CONFERENCE REPORT ON SENATE BILL No. 35

By McPherren.

To the Senate and the House of Representatives of the State of Oklahoma:

We, the Conference Committee of the Senate and House of Representatives of the State of Oklahoma, duly appointed to confer on the differences between the said Houses, relating to Senate Bill No. 35, by McPherren, entitled, An Act providing for the appointment by the Governor of 15 Supreme Court Commissioners, same to be divided into five divisions, prescribing their qualifications, defining their powers and duties, fixing their salaries, providing for clerical assistance, and declaring an emergency, beg leave to report that we have had same under consideration and recommend the following:

1. That the Senate accept Engrossed House Amendment No. 1, striking out, in line 3, the word "Senate" and inserting the words "Supreme Court," and agree that the said first sentence of Section 1 of said Act be amended to read as follows: "The Governor of the State of Oklahoma upon the approval of this Act shall, with the consent and approval of the Supreme Court, appoint and commission 15 persons as Commissioners of the Supreme Court, having the qualifications required for the office of Justice of the Supreme Court of this State."

2. That the House recede from Engrossed Amendment No. 3, striking the following language: "Said Commissioners shall hold office for a term ending December 31, 1926," and substitute therefor "Said Commissioners shall hold office for a term ending December 31, 1926."

3. That the fourth Engrossed House Amendment be amended by striking the word "six," appearing after the word "word" and before the word "and," and substitute

therefor the word "five," and that the words "and six" at the end of the said amendment be stricken, and the word "and" inserted before the word "five" therein.

4. That the following language in Section 1 be stricken from the bill: "Not more than one member shall be selected from any one Supreme Court Judicial District."

5. That the Senate accept Engrossed House Amendment No. 5, adding in line 8, page 4, after the word "court," the following language: "Provided no compensation shall be paid to any of the Commissioners until such Commissioner has assumed his duty."

6. That the title of the said Act be amended to read as follows: "An Act providing for the appointment by the Governor of 15 Supreme Court Commissioners, same to be divided into five divisions, prescribing their qualifications, defining their salaries, providing for clerical assistance, and declaring an emergency."

Respectfully submitted,

SIGLER,  
STEWART,  
DIXON,

House Conferees.

McPHERREN,  
ANGLIN,  
LUTTRELL,

Senate Conferees.

On motion of Senator McPherren, the report was adopted.

The question being, "Shall the bill pass as amended by the Conference Committee?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Frye, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lillard, Looney (Harmon), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 30.



Nays: Brown (Blaine), Cordell, Durant, Golobie, Gulager, Horner, Land, Looney (Pontotoc). Total, 8

Not voting: Leedy. Total, 1.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill as amended become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Durant, Frye, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Brown (Blaine), Cordell, Gulager, Land. Total, 4.

Not voting: Leedy. Total, 1.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the Conference Committee Amendments to Senate Bill No. 35 and ordered the same transmitted to the Honorable House.

Senate Bill No. 198 was taken up for consideration and read by the Clerk.

Senator Nichols offered the following amendment :

Mr. President: I move to amend Senate Bill No. 198, line 7, page 2, by striking the figures \$12,500.00 and substituting the figures \$25,300.00.

NICHOLS.

On request of Senator Carlock, further consideration of the bill was postponed temporarily.

House Bill No. 225 was taken up for consideration and read by the Clerk.

On motion of Senator Carlock, House Bill No. 225 was advanced to engrossment and third reading.

Senator Carlock with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred House Joint Resolution No. 19, by Looney, Brown, Langley and Johnson, of the Senate, and Pullen, Goodrich and Nance, of the House, entitled, A Resolution authorizing the Soldiers Relief Commission to landscape and grade the grounds of the Soldiers Tubercular Sanitorium located at Sulphur, Oklahoma, to plant trees thereon, to pave oval and road, making an appropriation therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the resolution ordered printed and placed on the Calendar.

Senator Hughes, with unanimous consent, reported as follows on behalf of the Committee on Revenue and Taxation:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 371, by Wells, entitled, An Act

providing for the recording of notice of Federal income liens against real estate, in the office of the county clerk, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 338, by Reed, Holloway, Darnell, and Hughes, entitled, An Act amending Section 9960 of the Compiled Oklahoma Statutes Annotated, 1921, relating to the assessment of property for taxation; providing for the assessment of real estate once every two years and providing for the assessment of improvements placed thereon once each year, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Anglin moved to withdraw House Bill No. 197 from the Committee on Appropriations, and place it upon the Calendar without recommendation.

A roll call was requested and resulted as follows:

Ayes: Anglin, Barker, Calvert, Darnell, Durant, Holloway, Hudson, Hughey, Johns, Land, Langley, Lillard, Looney (Harmon), Luttrell, Nichols, Reed. Total, 16.

Nays: Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Golobie, Gulager, Hill, Hughes, Johnson,

Jones, Looney (Pontotoc), McPherren, Memminger, Ratliff, Wells, Woods. Total, 18.

Not voting: Bobo, Frye, Horner, Leedy, West. Total, 5.

Absent: Glasser, Harvey, Monk. Total, 3.

Excused: Feuquay, Lewis. Total, 2.

The motion was declared lost.

On motion of Senator Nichols, Senate Bill No. 297 was referred to a Special Committee.

The Chair appointed as such Special Committee Senators Hughes, Lillard and Langley.

On motion of Senator Langley, Senate Bill No. 311 was advanced to engrossment and third reading.

Senator Hudson moved to adjourn under the rules, which motion was lost.

Senate Bill No. 341 was taken up for consideration, and read by sections.

Section 1 was read by the Clerk.

Senator Nichols offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 341, lines 2 and 3, page 3, by striking after the word "or" in line 2, and before the word "or" in line 3, the words "sight-seeing bus."

NICHOLS.

Section 1 as amended was adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read by the Clerk.

Senator Gulager offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 341, line 14, page 7, by striking after the word "of" and before the word "which" "\$5.00" and inserting in lieu thereof "\$15.00."

GULAGER.

Section 4, as amended, was adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read by the Clerk.

Senator Gulager offered the following amendment, which was lost:

Mr. President: I move to amend Senate Bill No. 341, line 7, page 11, by adding after the word "schedule," "provided all motor trucks or motor vehicles or trailers, whose capacity is four tons and not more than six tons, \$400.00; when six tons or more, \$1,500.00."

GULAGER.

Section 6 was adopted as read.

Senator Calvert offered the following amendment:

Mr. President: I move to amend Senate Bill No. 341, line 10, page 13, by inserting after the word "construction" the following, "when such motor vehicles are owned by the State or any county or municipality."

CALVERT.

Senator Calvert offered the following substitute for his amendment:

Mr. President: I move to amend Senate Bill No. 341, lines 8 to 10, page 13, by striking all of Section 7.

CALVERT.



The vote recurring upon the substitute amendment, the same was adopted.

Senator Gulager offered the following amendment which was adopted:

Mr. President: I move to amend Senate Bill No. 341, line 7, page 10, by adding after the word "counties": "provided that any truck or motor vehicle of four and not more than six tons capacity shall pay an annual tax in advance of \$300.00, and any truck or motor vehicle of six tons or more capacity, shall pay annually in advance \$1,200.00."

GULAGER.

Section 7 as amended, was adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Senator Langley, with unanimous consent, offered the following amendment to Section 1, which was defeated:

Mr President: I move to amend Senate Bill No. 341, line 15, page 2, by adding after the word "town" the following: "and all wholesale and retail companies delivering their wares by use of truck over the highways, of the State, irrespective of fixed termini.

LANGLEY.

On motion of Senator Nichols, Senate Bill No. 341 as amended was advanced to engrossment and third reading.

On motion of Senator Hudson, the Senate adjourned under the rules.

## SIXTY-THIRD LEGISLATIVE DAY.

Thursday, March 15, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Absent: Golobie, Gulager, Harvey, Johnson, Monk. Total, 5.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Cline, on behalf of the Committee on Municipal Corporations, reported as follows:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Engrossed House Bill No. 178, by Miller (Tulsa) and Long, entitled, A Bill to be entitled, An Act amending Section 4266 of the Revised Laws of Oklahoma, 1910, as amended by Section 1, Chapter 144, Session Laws of Okla-

homa, 1919; also Section 7886, Revised Laws of 1921, relating to cemeteries and burial grounds, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CLINE, Chairman.

On motion of Senator Cline, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Engrossed House Bill No. 287, by Garner, Dyer and Eastridge, entitled, An Act to protect certain fur-bearing animals, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 364, by Calvert, Nichols and Cordell, entitled, An Act to authorize boards of county commissioners and county excise boards to make provision for money to control and eradicate diseases of livestock from their respective counties; to provide for the use of such money, to enable the State Board of Agriculture to co-operate effectively with the several boards of county commissioners in the control and eradication of diseases of livestock; and providing penalty for movement of diseased or quarantined animals or disposal of

products of same in violation of this Act, and authorizing the Board of Agriculture to promulgate regulations with reference thereto, and repealing all laws in conflict therewith, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 383, by Hughes, entitled, An Act relating to free fairs, providing that three or more counties may organize a farm district fair not inconsistent with county or State fairs already organized, prescribing the manner of organization, the duties of officers, the time of holding the same; providing for the premiums and the means of raising same, making estimates of cost and the collection and disbursement of fair funds, premiums, catalogs and advertising, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 370, by Woods, entitled, An Act to insure the correct classing of cotton; to provide for a system of licensing cotton buyers; to prevent fraud and collusion in connection with the marketing of cotton; declaring a violation of the Act a misdemeanor, providing a penalty therefor,

and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same to be placed on the Calendar without recommendation.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 340, 341 and 311 and House Bill No. 225 correctly engrossed.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 288 and Senate Concurrent Resolution No. 20 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bill No. 288 and Senate Concurrent Resolution No. 20 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 324, by Committee on Education, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that it do pass, as amended: By striking from lines 2, 3, 4 and 5 of Section Four (4), the following words: "Nineteen Thousand Two Hundred and Sixty-six and 88/100 (\$19,266.88) Dollars for the year ending June 30, 1924, and Nineteen Thousand Two Hundred Sixty-six and 88/100 (\$19,266.88) Dollars for the year ending June 30, 1925," and inserting in lieu thereof the following words: "Ten Thousand (\$10,000.00) Dollars for the year ending June 30, 1924, and Fifteen Thousand (\$15,000.00) Dollars for the year ending June 30, 1925."

CARLOCK, Chairman.



On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 322, by Hughey, Hughes and Jones, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that it do pass, as amended: By adding at the end of Section 1, the following words:

“One Hundred Ten Thousand (\$110,000.00) Dollars of said sum to be used for building and Fifteen Thousand (\$15,000.00) Dollars for equipment.”

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 369, by Brown, entitled, A Bill entitled, An Act making appropriation to pay J. L. Wilson for horses killed by order of the State Veterinary Department, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 7, by Cordell, entitled, A Bill entitled,

An Act making an appropriation for the purpose of aiding union graded and consolidated schools; providing for the distribution of such money, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

Amendment No. 1:

By striking from lines 3 and 4, Section 2, the following words:

“Two Hundred and Twenty-five Thousand (\$225,000.00) Dollars” and inserting in lieu thereof the following words: “Seventy-five Thousand (\$75,000) Dollars.”

Amendment No. 2:

By adding to Section 2 the following words:

“Provided, that in no event shall the State contribute toward the construction of any such building an amount in excess of the appropriation herein contained.”

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 187, by Monk, entitled, An Act making an appropriation for the payment of certain State warrants, with accrued interest thereon, drawn against State Prison Fund No. 7, and not paid for want of funds, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 241, by Horner, entitled, An Act making an appropriation to reimburse A. J. Gill and others for money erroneously paid into the State Treasury as Gross Production Tax on oil and coal, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with recommendation that it do pass, as amended.

Amendment No. 1:

By striking from Section 1 the following claim:

“To pay claim of the Rushton Oil Company. . . . . \$1,407.77.”

Amendment No. 2:

By striking from Section 1, lines three and four, the following: “Sixty-one Thousand Seven Hundred Seventy-eight Dollars and Forty-five Cents (\$61,778.45),” and inserting in lieu thereof the following: “Sixty Thousand Three Hundred Seventy Dollars and Sixty-eight Cents (\$60,370.68).”

Amendment No. 3:

By striking the last line of Section 1, to-wit:

“Total . . . . . \$61,778.45”  
and inserting in lieu thereof the following: “\$60,370.68.”

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 237, by Langley, Brown (Love), Feunquay, Holloway, Hill Johnson, Mrs. Looney, Lewis, Looney (Pontotoc) and Nichols, entitled, An Act providing for additional ward and cottage buildings for white patients additions to the kitchen, dining room, power plant, laundry, nurses' home and personnel quarters, a separate ward and cottage building for colored patients, and for grading and improving the grounds at the tubercular sanatorium for ex-service persons, located at Sulpur, Oklahoma, and making an appropriation therefor beg leave to report we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

tion and herewith return the same with the recommendation that it do pass, as amended

Amendment No. 1:

By striking from the title of said bill the following words: "and for grading and improving the grounds."

Amendment No. 2:

By striking the last two lines of Section 11, which read as follows:

"For grading, landscaping and improving the grounds .....\$7,500.00"

Amendment No. 3:

By striking from line 3 of Section 1, the following words: "One Hundred and Seven Thousand Five Hundred (\$107,500.) Dollars" and inserting in lieu thereof the following: "One Hundred Thousand (\$100,000.00) Dollars."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Brown (Love), Senate Bill No. 237 was advanced to engrossment and third reading.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 372, by Committee on Appropriations, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 197, by Bremer, et al, entitled, An Act providing for a system of free text books in the public schools of Oklahoma; appropriating and setting aside the net proceeds of money collected from all foreign insurance companies doing business in the State of Oklahoma (foreign fire insurance companies excepted), and establishing a fund to be known as the Free Text Book Fund; directing the State Insurance Commissioner to deposit said money with the State Treasurer, who shall designate said deposit as the Free Text Book Fund, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar, irrespective of the Committee report.



Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Senate Judiciary No. 1, to whom was referred Senate Bill No. 376, by Nichols, entitled, An Act amending Section 3035, Compiled Oklahoma Statutes of 1921, pertaining to qualifications of referees in the Supreme Court, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Senate Judiciary No. 1, to whom was referred Engrossed House Bill No. 382, by Thompson (Canadian) of the House and Lillard of the Senate, entitled, An Act fixing the salaries of county attorneys and authorizing the employment of assistant county attorneys and stenographers in counties having a population of not less than 22,236 inhabitants, and not more than 22,300 inhabitants, fixing the salaries of such officers and assistants and stenographers and repealing all laws in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered placed on the Calendar.

On motion of Senator Lillard House Bill No. 382 was advanced to engrossment and third reading.

Senator Cline moved that the rules be suspended and Senate Joint Resolution No. 29 advanced to engrossment and third reading. Motion carried.

Senator Nichols, on behalf of the Committee on Privileges and Elections, reported as follows:

Mr. President:

We, your Committee on Privileges and Elections, to whom was referred Engrossed House Bill No. 508, by Sigler and Pollock of the House, and Carlock, of the Senate, entitled, An Act legalizing the incorporation of cities having a population of over 2,100 and less than 2,500, as shown by any census taken, as provided by law, and legalizing the elections held, voting such cities to be cities, and legalizing the proceedings and acts done by the mayor and councilmen of said cities, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the report was adopted and the bill ordered printed and placed on the Calendar.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the House of Representatives has concurred in Senate amendments to:

Engrossed House Bill No. 286, by Watson (Lincoln), entitled:

“A Bill to be entitled, An Act describing boundary lines of road overseers’ districts and for collecting poll tax in counties having a population of not less than 33,400 and not more

than 33,500, according to 1920 Federal census, and declaring an emergency."

Engrossed House Bill No. 189, by Street and Van Dall, entitled:

"An Act to provide for the establishment and change of the grade, permanent improvement, repair and maintenance of any street, avenue, land, alley, or other public place, in any city or incorporated town in the State of Oklahoma by grading, regrading, paving, repaving, constructing, reconstructing, macadamizing, remacadamizing, curbing, recurbing, guttering, reguttering, draining, redraining and otherwise improving the same; to provide for the installation of water, gas, and sewer connections; to provide for the levy and collection of special assessments and the issuance and payment of bonds to pay for said improvements; to provide for the levy of a general tax to repair and maintain permanently improved streets and ways; defining certain terms used in this Act; to provide for the repeal of part of Article 12, Chapter 29, Compiled Oklahoma Statutes, Annotated, 1921, and all other laws or parts of laws in conflict herewith, and declaring an emergency."

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 416, by Watson (Sequoyah), entitled:

"An Act fixing the salaries of members of the board of county commissioners in counties in the State having a population of not less than 26,725 and not more than 26,745, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 90, by Lillard, entitled:

“An Act relating to fees and salaries of deputy sheriffs, jailers, etc., in all counties having a population of more than 112,000, according to the Federal census of 1920, and declaring an emergency.”

Enrolled Senate Bill No. 173, by Horner of the Senate and Lewis of the House, entitled:

“An Act amending Chapter 133, of the Session Laws of 1919, relating to the salaries of deputies and stenographers of county officials and the expenses of said county officials in Okmulgee County, Oklahoma, and declaring an emergency.”

Enrolled Senate Concurrent Resolution No. 18, by Committee on Legal Advisory, entitled:

“A Resolution construing certain sections of Section 21, Article 5, of the Constitution of the State of Oklahoma.”

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore directed that Senate Bills Nos. 90 and 173 be transmitted to the Governor for his acceptance or rejection, and that Senate Concurrent Resolution No. 18 be transmitted to the Secretary of State for permanent record.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Joint Resolution No. 27, by Stewart, and Dyer of the House, and Holloway of the Senate, entitled:

“A Resolution authorizing and empowering the Board of County Commissioners of McCurtain County, Oklahoma, to pay Mrs. Jewel Felker the sum of \$1,000.00, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copy of House Joint Resolution No. 27 and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Seate Bill No. 34, by Johnson, of the Senate, and Hansen, of the House, entitled:

“An Act providing for the number of deputies, assistants and stenographers for the several county officers and regulating and providing for the salaries of said stenogra-



phers in all counties in the State of Oklahoma having a population of not less than 16,669, nor more than 16,689, according to the last preceding federal decennial census, and declaring an emergency."

Enrolled Senate Bill No. 276, by Harvey, of the Senate, and Howe, of the House, entitled:

"An Act authorizing, in counties having a population of not less than 13,550, nor more than 13,600, according to the last preceding federal census, the appointment of one or more deputies in the office of County Clerk, County Treasurer and County Superintendent of Public Instruction, fixing the salaries therefor, repealing all laws in conflict herewith, and declaring an emergency."

Enrolled Senate Bill No. 290, by Reed, of the Senate, and Finley, of the House, entitled:

"An Act providing for deputy county clerks in counties having a population of not less than 18,950 and not more than 19,000, according to the last preceding federal decennial census, fixing their salaries, and declaring an emergency."

Enrolled Senate Bill No. 295, by Horner, entitled:

"An Act relating to the appointment of a court bailiff in all counties in the State of Oklahoma having a population of not less than 55,000 nor more than 56,000, as shown by the last preceding Federal decennial census, additional court bailiff, prescribing their duties, fixing their salaries, and declaring an emergency."

Enrolled Senate Bill No. 315, by Cordell, of the Senate, and King, of the House, entitled:

"An Act to authorize the County Commissioners in counties having a population of not less than 22,423, nor more than 22,443, according to the last preceding federal decennial census, to reimburse the Sheriffs of said counties for all actual and necessary expense incurred in the return of fugi-

tives from justice where extradition rights are waived or not demanded, and declaring an emergency."

Enrolled Senate Bill No. 332, by Cline, of the Senate, and Franks and Bell, of the House, entitled:

"An Act providing for additional deputy county clerks in counties having a population of not less than 34,907 nor more than 34,950, according to the last preceding federal decennial census, fixing their salaries, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 34, 276, 290, 295, ~~315~~ and 332 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith,

Engrossed House Bill No. 140, by Watkins, et al., entitled:

"An Act providing aid for weak school districts, making appropriation for the year ending June 30, 1923, and the year ending June 30, 1924, and declaring an emergency."

And to advise you and, through you, the Honorable Senate, that the Committee Report thereon has been adopted by the House of Representatives.

Yours very truly,

C. J. KENDLE, Chief Clerk.

The Conference Committee Report was read at length by the Clerk, as follows:

To the Speaker of the House of Representatives.

Mr. Speaker:

We, your Conference Committee, to whom was referred House Bill No. 140, beg leave to advise that Conference Committee has agreed:

First. That Engrossed Senate Amendment No. 1 to House Bill No. 140 be amended to read as follows:

“Section 1. For the purpose of promoting the public school interest of the State and aiding the people in providing adequate school facilities for the education of their children, \$650,000.00, or so much thereof as may be necessary, is hereby appropriated, as emergency aid for the school year ending June 30, 1923, to be used in accordance with the provisions of this Act in completing school terms of not less than eight months.”

Second. And that Engrossed Senate Amendment No. 2 of House Bill No. 140 be amended to read as follows:

“The State Board of Education is hereby authorized and directed to supplement the State apportionment to any school or school district coming within the provisions of this Act in the order named herein with an amount not more than \$300.00 in any one year, for each teacher employed in the school, the amount to be determined by the Board upon the merits and needs of the school; provided, that the State apportionment shall not be supplemented by any amount greater than enough to give to the rural or village school \$1,300.00 per teacher for salary and all other purposes, and provided further, that the total amount available for rural and village schools shall not exceed \$60.00 per capita for the scholastic enrollment in the district, and in union graded school districts, the State apportionment shall not be supplemented by any amount greater than enough to give the school district \$1,300.00 per teacher

for salary and other purposes, exclusive of costs of transportation of pupils, and provided further, that the total amount available shall not exceed \$60.00 per capita for the scholastic enrollment in the union graded districts and that in consolidated districts, the State apportionment shall not be supplemented by any amount greater than enough to give the school district \$1,500.00 per teacher for salary and all other purposes exclusive of the costs of transportation of pupils, and provided further, that the total amount available shall not exceed \$60.00 per capita for the scholastic enrollment in the consolidated districts, and in all independent school districts, the State apportionment shall not be supplemented by any amount greater than enough to give to the school district \$1,750.00 per teacher for salary and all other purposes, and provided further, that the total amount available shall not exceed \$2.50 per capita for the scholastic enrollment in the district and current approved estimates of the school district shall be used by the board as a basis of calculation, after deducting transferred funds, and the teacher-pupil ratio therein shall in no case exceed the average for the State. All applications for State aid under this Act shall be made upon forms prescribed by the State Board of Education. Before any application for State aid is granted by the State Board of Education, the State Superintendent shall make investigation regarding its completeness and certify that each school district applying for State aid meets substantially the requirements of this law.

Third. That Engrossed Senate Amendment No. 3 be stricken.

That Engrossed Senate Amendment No. 4 be stricken.

That Engrossed Senate Amendment No. 5 be adopted.

W. J. HOLLOWAY,  
MRS. LOONEY,  
T. F. MEMMINGER,

Senate Conferees.

J. G. H. WINDLE,  
D. A. STOVALL,  
LULU D. ANDERSON,

House Conferees.

On motion of Senator Holloway, the Conference Report was adopted.

The question being, "Shall the bill, as amended, by the Conference Committee, pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Frye, Holloway, Hudson, Hughey, Johns, Johnson, Jones, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 28.

Nays: Carlock, Darnell, Glasser, Hill, Horner, Hughes, Land, Langley. Total, 8.

Not voting: Durant, Golobie. Total, 2.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill as amended having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill as amended become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Durant, Frye, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 31.

Nays: Carlock, Darnell, Glasser, Hill, Horner, Land. Total, 6.

Not voting: Golobie. Total, 1.

Absent: Gulager, Harvey, Monk. Total, 3.



Excused: Feuquay, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and House Bill No. 140 was ordered returned to the Honorable House.

Senator Nichols, on behalf of the Special Committee on Senate Bill No. 297, reported as follows:

Mr. President:

We, your Special Committee, to whom was referred Senate Bill No. 297, by Lillard and Langley, respectfully report, that after having had under consideration the aforesaid bill, we recommend that the same be amended as follows:

First: That Section 16 of the bill be stricken, and the following substituted in lieu thereof, to be designated Section 16:

“Section 16. As a means of carrying into effect the provisions of this Act, the State Highway Commissioner is hereby authorized to employ a competent Motor Vehicle Lighting Engineer for such period of time as, in his judgment, shall be necessary to assist him in preparing the proper rules and regulations for carrying into effect the provisions of this Act, who shall be paid a salary not exceeding \$250.00 per month for such time as actually employed in such service. The salary herein provided for the said Motor Vehicle Lighting Engineer, together with the necessary expenses incident to the printing, postage and all other necessary expenses, shall be paid upon vouchers properly itemized and verified, presented to the State Auditor, audited and paid as otherwise provided by law.”

Second: By striking the entire Section 14, and adding a new section, to be known as Section 14, as follows:

“Section 14. The State Highway Commissioner shall, before this Act goes into effect, promulgate and prepare

rules, regulations and instructions, and have the same printed in pamphlet form, setting forth in detail the manner in which lighting devices are to be used or can be adjusted to meet the requirements of this Act. These rules, regulations and instructions shall be sent, as nearly as practicable, to every garage or station where automobiles are sold or repaired, and to every person who has paid an automobile license tax in the State for this year, and hereafter a copy of such rules, regulations and instructions shall accompany each and every set of automobile number tags issued out of the Department of Highways.

“It shall be the duty of any officer authorized by law to collect automobile taxes from and after the passage and approval of this Act, to collect in addition to taxes otherwise provided by law, a fee of twenty-five cents, which sum of money accruing by reason of the twenty-five-cent fee as herein provided shall accrue to the general revenue fund of the State of Oklahoma, and the person or officer collecting same shall make monthly remittances to the Highway Commissioner, who shall deposit the same in the State Treasury to the credit of the General Revenue Fund.”

Third: By striking Section 15 of the bill and substituting therefor the following, to be designated Section 15:

“Section 15. Whenever any officer authorized to make arrests in the State of Oklahoma has reasonable grounds to believe that the lighting equipment or adjustment or use thereof on any motor vehicle being operated or driven upon the highways of this State does not conform to the rules and regulations and instructions promulgated by the State Highway Commissioner, he shall notify the owner of such motor vehicle and shall direct the owner thereof to have the lighting apparatus tested and adjusted to conform to the law, and it shall be the duty of any such driver, owner or person in charge of any such vehicle or vehicles within five days after such notice having been served, to have such lighting apparatus

tested and adjusted in accordance with the rules and regulations provided by said State Highway Commissioner.

“Failure upon the part of any driver or owner of said motor vehicle to comply with the provisions of Section 15 hereof, shall be regarded as a violation thereof, and subject to the penalties imposed for the violation of this Act.”

Fourth: By striking all of Section 7, and substituting therefor the following, to be designated as Section 7:

“Section 7. All motor vehicles registered by and displaying registration plates or numbers of any other State by the driver and operated upon the highways within the State of Oklahoma, shall, within a period of twenty days after such vehicle is brought into this State, comply with the provisions of this Act.”

Fifth: By striking all of Section 8, and renumbering following sections to be in consecutive order.

Sixth: By striking all of Section 9 of the bill, and substituting the following in lieu thereof, to be designated as Section 9:

“Section 9. It shall be the duty of the State Highway Commissioner to provide for the proper tests on all lighting apparatus on motor vehicles to determine the method of procedure to provide for the necessary instructions of official light testing, a complete copy of such rules and regulations shall be furnished to the police department of all cities and towns within the State of Oklahoma, and to such other officers or persons applying for the same.”

NICHOLS, Chairman.

On motion of Senator Nichols, the report of the Special Committee was adopted.

On motion of Senator Nichols, Senate Bill No. 297, as amended, was advanced to engrossment and third reading.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 448, by Lewis, entitled:

“An Act amending Section 3546, of Chapter 17, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to holidays.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

#### FIRST READING.

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

Senate Bill No. 395, by McPherrren—An Act making an appropriation to pay the salaries of the Supreme Court Commissioners, stenographers and for communications, office supplies and equipment for fiscal years ending June 30, 1923, 1924 and 1925, and declaring an emergency.

Senate Bill No. 396, by Reed—An Act providing for the sale of the school and public lands of the State of Oklahoma.

#### SECOND READING

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

Senate Bill No. 387, by Johns, to Committee on Revenue and Taxation.

Senate Bill No. 388, by Brown (Love) and Looney (Pontotoc), of the Senate, and Hansen and Salter, of the House, Judiciary Committee No. 1.

Senate Bill No. 389, by Horner, to Judiciary Committee No. 2.

Senate Bill No. 390, by Memminger and Durant, to Judiciary Committee No. 2.

Senate Bill No. 391, by H. Brown of the Senate and Everhart of the House, placed on Calendar without reference to Committee.

Senate Bill No. 392, by Anglin, to Judiciary Committee No. 1.

Senate Bill No. 393, by Woods, to Judiciary Committee No. 1.

Senate Bill No. 394, by Gulager, to Committee on Legislative and Judicial Apportionment.

Senate Joint Resolution No. 34, by Holloway, to Committee on Appropriations.

On request of Senator Hudson, House Joint Resolution No. 6 was by unanimous consent advanced to engrossment and third reading.

House Bill No. 225 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Durant, Frye, Gollobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Lillard, Looney (Harmon), McPherrin, Nichols, Ratliff, Woods. Total, 27.

Nays: Cornett, Darnell, Glasser, Langley, Looney (Pontotoc), Memminger, Reed, Wells. Total, 8.



Not voting: Johnson, Luttrell, West. Total, 3.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherrren, Memminger, Nichols, Ratliff, Woods. Total, 30.

Nays: Cornett, Glasser, Memminger, Reed, Wells. Total, 5.

Not voting: Johnson, Luttrell, West. Total, 3.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed House Bill No. 225, as amended, and ordered the same returned to the Honorable House of Representatives.

Senate Bill No. 340 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Durant,

Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays. Carlock. Total, 1.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 340 and ordered the same transmitted to the Honorable House of Representatives.

Senate Bill No. 150 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Frye, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 30.

Nays: Cline, Durant, Glasser, Hill. Total, 4.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 32.

Nays: Brown (Love), Cornett. Total, 2.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 150 and ordered the same transmitted to the Honorable House of Representatives.

Senate Bill No. 341 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: Glasser. Total, 1.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: Glasser. Total, 1.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 341 and ordered the same transmitted to the Honorable House of Representatives.

Senate Bill No. 361 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 361 and ordered the same transmitted to the Honorable House of Representatives.

Senate Bill No. 284 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell,



Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 284 and ordered the same transmitted to the Honorable House of Representatives.

The President presiding.

Senate Bill No. 356 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durani, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 356 and ordered the same transmitted to the Honorable House of Representatives.

Senate Bill No. 211 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Love), Calvert, Cordell, Durant, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Woods. Total, 24.

Nays: Brown (Blaine), Carlock, Cline, Cornett, Darnell, Glasser, Horner, Wells. Total, 8.

Not voting: Anglin, Frye, Golobie, Johnson, Luttrell, West. Total, 6.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 211 and ordered the same transmitted to the Honorable House of Representatives.

Senate Bill No. 311 was read for the third time at length.

Senator Lillard, with unanimous consent, offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 311, line 3, page 3, as follows: By adding after the word "provided," the following: "further, no judge, official, agent, or representative of said court, officer, school teacher, physician, or other person shall, by virtue of this Act, have any right to enter any home over the objection of the owner thereof, or to take charge of any child over the objection of the parents, or either of them, or of the person standing in loco parentis or having custody of such child. Nothing in this Act shall be construed as limiting the power of a parent or guardian or person standing in loco parentis to determine what treatment or correction shall be provided for a child or the agency or agencies to be employed for such purpose."

LILLARD.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard,

Looney (Harmon), Looney (Pontotoc), McPherran, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherran, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and Senate Bill No. 311 was referred to the enrolling and engrossing department for re-engrossment.

Senate Joint Resolution No. 31 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Golobie, Johnson, Luttrell, West. Total, 4.

Absent: Gulager, Harvey, Monk. Total, 3.

Excused: Feuquay, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.



The President signed the engrossed copy of Senate Joint Resolution No. 31 and ordered the same transmitted to the Honorable House of Representatives.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to return, herewith,

Engrossed Senate Bill No. 35, by McPherrren, entitled:

“An Act providing for the appointment by the Governor of nine Supreme Court Commissioners, same to be divided into three divisions, prescribing their qualifications, defining their powers and duties, fixing their salaries, providing for clerical assistants, and declaring an emergency,”

And to advise you, and through you, the Honorable Senate, that the committee report thereon has been adopted by the House of Representatives.

Yours very truly,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 35 was referred to the enrolling and engrossing department for enrollment.

Senator Jones, with unanimous consent, reported as follows on behalf of the Committee on Insurance:

Mr. President:

We, your Committee on Insurance to whom was referred House Bill No. 253, as amended, entitled, “An Act amending Sections 6949, 6950, 6951, 6952, 6953, 6957 and 6958 of Article XIV, Compiled Oklahoma Statutes, 1921, relating to insurance indemnity contracts,” beg leave to report that we had

the same under consideration and herewith return the same with the recommendation that it do pass as amended.

JONES, Chairman.

On motion of Senator Jones the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Looney of Harmon, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 377, by Cornett of the Senate, and Smith and Elam of the House, entitled, "An Act relating to deputy county officials in counties having a population of not less than 36,536, and not over 36,600, as now, or hereafter shown by the last federal census, and declaring an emergency," beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LOONEY (Harmon), Vice Chairman.

On motion of Senator Looney (Harmon), the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Reed, with unanimous consent, reported as follows on behalf of the Committee on School Lands:

Mr. President:

We, your Committee on School Lands, to whom was referred Senate Bill No. 219, by McPherrren and Bobo, entitled, "An Act amending Section 9317, Article 1, and Section 9352, Article 2 of Chapter 81, Compiled Oklahoma Statutes, 1921, relating to the sale of all lands owned by the State and the

reservation in the State of title to all mineral and oil and gas therein," beg leave to report that we had the same under consideration and herewith return the same without recommendation.

REED, Chairman.

On motion of Senator Reed the report was adopted and the bill ordered printed and placed on the Calendar.

### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 448, by Lewis—An Act amending Section 3546 of Chapter 17, of the Compiled Oklahoma Statutes, annotated, 1921, relating to holidays.

Engrossed House Bill No. 416, by Watson (Sequoyah)—An Act fixing the salaries of members of the Board of County Commissioners in counties in the State having a population of not less than 26,725, and not more than 26,745, and declaring an emergency.

House Bill No. 373 was taken up for consideration, read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

House Bill No. 207 was taken up for consideration and read by the Clerk.

Senator Durant offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 207, line 12, page 2, by striking the word "head" and inserting in lieu thereof the word "capita."

DURANT.

House Bill No. 207 as amended was by unanimous consent advanced to engrossment and third reading.

House Bill No. 69 was taken up for consideration and read by the Clerk.

On motion of Senator McPherrren further consideration of the bill was indefinitely postponed.

House Joint Resolution No. 6 was taken up for consideration, read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

House Bill No. 88 was taken up for consideration, read by the Clerk, and by unanimous consent was advanced to engrossment and third reading.

House Bill No. 277 was taken up for consideration and read by the Clerk.

Senator Looney of Pontotoc offered the following amendment which was adopted:

Mr. President: I move to amend House Bill No. 277, line 11, page 2, by striking after the word "of" and before the word "hundred" the word "eighteen" and inserting in lieu thereof the word "fifteen" and by changing the figures in said line from "1800" to "1500."

LOONEY (Pontotoc).

Senator Cordell offered the following amendment:

Mr. President: I move to amend House Bill No. 277, line 16, page 2, by striking after the word "expenses" all the balance of Section 2.

CORDELL.

Senator Langley offered the following substitute for the Cordell amendment which was adopted:

Mr. President: I move to amend House Bill No. 277, line 16, page 2, by striking after the word "expenses" in line 16, the remainder of the line and the remainder of page 2, and

lines 1, 2 and 3 of page 3, and by substituting in lieu thereof the following: "Such game and fish rangers shall devote their entire time to the enforcement of game and fish laws of the State and shall not accept other commissions or engage in enforcement of other laws of the State or nation."

LANGLEY.

Senator Lillard offered the following amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 277, line 3, page 1, by adding after the word Oklahoma "to be appointed by the State Fish and Game Warden."

LILLARD.

Mr. President: I move to amend House Bill No. 277, line 3, page 1, by adding after the word "Oklahoma," the words "to be appointed by the State Fish and Game Warden."

LILLARD.

Mr. President: I move to amend House Bill No. 277, line 3, page 2, by striking after the word "their" and before the word "hereby" the word "is" and inserting the word "are" in lieu thereof.

LILLARD.

Senator Cline offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 277, line 3, page 3, by inserting after the word "state," "provided that the salaries and expenses herein provided shall be paid out of the Fish and Game Fund."

CLINE.

Senator Durant offered the following amendment, which was adopted by unanimous consent:



Mr. President: I move to amend House Bill No. 277, line 3, page 3, by inserting after the word "state" the following: "Provided that no person employed under this Act shall receive any part of a fine or reward assessed or paid for violation of the fish and game laws of this State."

DURANT.

Senator Langley offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 277, line 4, page 3, by adding a new section to be Section 3, as follows: "All laws and parts of laws in conflict herewith are hereby repealed," and by changing the emergency clause to Section 4.

LANGLEY.

Senator McPherren offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 277, line 10, page 2, by adding after the word "warden" and before the word "they," "at least one such ranger shall be appointed from each supreme court judicial district."

McPHERREN.

Senator Cline offered the following amendment, which was tabled on motion of Senator Bobo:

Mr. President: I move to amend House Bill No. 277, lines 15 and 16, page 2, by changing in said lines \$900.00 to \$600.00.

CLINE.

Senator McPherren offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 277, lines 3 and 4, page 2, by striking after the figure "2" in line 4 the

following language: "there is hereby created thirteen game and fish rangers of the State," and substituting therefor the following, "The Fish and Game Warden is authorized to appoint thirteen game and fish rangers of this State."

McPHERREN.

House Bill No. 277, as amended, was advanced to engrossment and third reading.

Senator Hudson, with unanimous consent, submitted the following amendments to House Joint Resolution No. 6, which were adopted:

Mr. President: I move to amend House Joint Resolution No. 6, as follows:

Amendment No. 1.—Amend the title to read as follows: "A Resolution providing for the refunding of gross production tax to the Rushton Oil Company, making appropriation therefor, and declaring an emergency."

Amendment No. 2.—Strike out all of the third paragraph after the words "Indian land" and substitute the following: "Now, Therefore, Be It Resolved by the House of Representatives and the Senate. Section 1. There is hereby appropriated out of the State Treasury of any funds not otherwise appropriated the sum of \$1,407.77, or so much thereof as may be necessary for the purpose of refunding to the said Rushton Oil Company taxes illegally paid during the years 1917, 1918 and 1919 on oil produced from the said restricted Indian lease known as the 'Raymond White Lease' on the northeast corner of section 19, township 17 north, range 11 east."

Amendment No. 3.—By adding the following section: "Section 2. It being immediately necessary 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 full force and effect after its passage and approval.

HUDSON.

Senator Lillard, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 1:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 388, by Brown of Love and Looney of Pontotoc, of the Senate, and Hanson and Salter, of the House, entitled, "An Act relating to the power of the Board of Regents of Oklahoma University, pertaining to contracts for leasing of a portion of the campus of the University of Oklahoma," beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Reed, with unanimous consent, reported as follows on behalf of the Committee on School Lands:

Mr. President:

We, your Committee on School Lands, to whom was referred Senate Bill No. 386, by Reed, Hughes, Hughey, Darnell, Hill and West, entitled, "An Act authorizing and empowering the Commissioners of the Land Office to convert real estate notes and mortgages into cash, to invest the funds derived from the principal of said mortgages, providing for the creation of a revolving fund and the renewal of notes and mortgages assigned, and declaring an emergency," beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

REED, Chairman.

On motion of Senator Reed the report was adopted and the bill ordered printed and placed on the Calendar.

House Bill No. 444 was taken up for consideration and read by the clerk.

Senator Langley offered the following amendment which was adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 444, line 3, page 1, by striking after the word "exceed" and before the word "inhabitants" the figures "19,160," and adding in lieu thereof "19,158," and by changing the figures "19,160" in line 6. of the title to "19,158."

LANGLEY.

House Bill No. 444, as amended, was by unanimous consent advanced to engrossment and third reading.

House Bill No. 482 was taken up for consideration, read by the Clerk, and advanced by unanimous consent to engrossment and third reading..

House Bill No. 487 was taken up for consideration, read by the Clerk, and advanced by unanimous consent, to engrossment and third reading.

House Bill No. 494 was taken up for consideration, read by the Clerk, and advanced by unanimous consent, to engrossment and third reading.

Senator Johns, with unanimous consent, reported as follows on behalf of the Committee on Banks and Banking:

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 359, by McPherrren, entitled, A Bill entitled, An Act providing for the appointment of a bank commission and creating the office of assistant bank commissioner and secretary to the State Banking Board and fourteen

other positions, each to be known as assistant to the bank commissioner, also the office, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JOHNS, Chairman.

On motion of Senator Johns the report was adopted and the bill ordered printed and placed on the Calendar.

House Joint Resolution No. 19 was taken up for consideration, read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

House Bill No. 508 was taken up for consideration, read by the Clerk, and by unanimous consent, advanced to engrossment and third reading.

House Bill No. 499 was taken up for consideration, read by the Clerk, and by unanimous consent, advanced to engrossment and third reading.

Senate Joint Resolution No. 28 was taken up for consideration.

Senator Nichols offered the following amendment which was adopted by unanimous consent:

Mr. President:

I move to amend Senate Joint Resolution No. 28, line 6, page 3, by adding a new paragraph to be numbered Section 3, as follows:

Section 3. That whenever a corporation organized and existing under the laws of Oklahoma for the purpose of building and operating a toll bridge over any stream within the State or which forms a part of the State boundary, the Commissioner of Highways is hereby empowered by and with the approval of the Governor of the State of Oklahoma, to make and enter into a contract with said corporation through its



duly authorized officers to provide that said bridge shall be and become in time a free bridge—the property of the county or counties in which such bridge is located. Said contract shall provide among other things that when the toll received and collected by said corporation shall be sufficient to pay the original cost of said bridge, plus 6 per cent interest, insurance, upkeep, operating expenses and taxes, then said corporation shall convey to the county or counties in which such bridge is located, said bridge and all property used in connection therewith without further charge or expense, provided further, said corporation shall be guaranteed a return sufficient to accomplish said result in not more than ten years. That the State Highway Commissioner by and with the consent of the Governor of the State of Oklahoma, shall have full power and authority to negotiate said contract and fix and determine the terms and conditions thereof.

NICHOLS.

Senate Joint Resolution No. 28 as amended was advanced to engrossment and third reading.

Senate Bill No. 259 was taken up for consideration, and by unanimous consent advanced to engrossment and third reading.

On motion of Senator Hudson, the Senate adjourned until 10:30 o'clock, a. m., Friday.

## SIXTY-FOURTH LEGISLATIVE DAY.

Friday, March 16, 1923.

### MORNING SESSION

The Senate convened at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

Upon roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

### FIRST READING.

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

Senate Bill No. 397, by Feuquay and Wells of the Senate, and Watson and Ticer of the House—An Act providing for deputy court clerks in counties having a population of not less than 46,000 and not more than 47,000 by the last preced-

ing Federal decennial census, fixing their salaries, and declaring an emergency.

Senate Bill No. 398, by Fenquay and Wells of the Senate, and Watson and Ticer of the House—An Act providing for allowance of deputy hire for county assessors in counties having a population of not less than 33,400 and not more than 33,500, according to the last Federal decennial census, and declaring an emergency.

### SECOND READING.

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

Senate Bill No. 395, by McPherran, to Committee on Fees and Salaries.

Senate Bill No. 396, by Reed, to Committee on School Lands.

Engrossed House Bill No. 448, by Lewis, to Judiciary Committee No. 2.

Engrossed House Bill No. 416, by Watson, placed on Calendar without reference to Committee.

Senate Bill No. 168 was taken up for consideration, and on motion of Senator Carlock advanced to engrossment and third reading.

Senate Joint Resolution No. 21 was taken up for consideration and read by the Clerk.

Senator Cornett offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Joint Resolution No. 21, line 13, page 3, by striking after the word "aforesaid" and before the word "to" the word "allowable," and by inserting in lieu thereof the word "allocable."

CORNETT.

At the request of Senator Cornett, further consideration of Senate Joint Resolution No. 21 was postponed temporarily.

Senate Bill No. 270 was taken up for consideration and upon motion of Senator Cline was advanced to engrossment and third reading.

Senate Bill No. 294 was taken up for consideration and read at length by the Clerk.

Senator Glasser offered an amendment:

Mr. President: I move to amend Senate Bill No. 294, line 1, page 2, by striking the words "concurrent with the office of Chief Executive," and substituting therefor "until his successor is elected in the State at large and qualified."

GLASSER.

Senator Looney (Pontotoc) offered the following substitute amendment, which was accepted by Senator Glasser and adopted:

Mr. President: I move to amend Senate Bill No. 294, line 3, page 1, by striking the word "Governor" and inserting the following: "State Board of Equalization."

J. C. LOONEY.

Senator Glasser offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 294, line 3, page 1, and line 1, page 2, by striking the words "Governor and shall hold office for four years, concurrent with the office of Chief Executive," and by substituting therefor "Said Board of Equalization, and shall be subject to removal at any time by a majority of said Board."

GLASSER.

On motion of Senator McPherren, Senate Bill No. 294, as amended, was advanced by unanimous consent to engrossment and third reading.

Senate Bill No. 322 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 396 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 35 correctly enrolled.

The President signed the enrolled copy of Senate Bill No. 35 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 277, 444 and 207, Senate Bills Nos. 259, 297 and 237, Senate Joint Resolutions Nos. 29 and 28, and House Joint Resolution No. 6 correctly engrossed.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 311 correctly engrossed.

The President signed the engrossed copy of Senate Bill No. 311 and ordered the same transmitted to the Honorable House for consideration.

Senate Bill No. 324 was taken up for consideration and by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 338 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading.



Senate Bill No. 25 was taken up for consideration and read at length by the Clerk.

Senator Hughes offered the following amendments, all of which were adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 25, line 13, page 13, as follows: By inserting after the word "clerk" the words "Any lot, piece or parcel of ground which has paid the amount of its assessment under such void or unconstitutional Act shall be credited with the amount of such payment on the assessment made under the provisions of this Act."

HUGHES.

Mr. President: I move to amend Senate Bill No. 25, line 16, page 16, as follows: By striking the words and figures "Eighteen per cent (18%)" and in lieu thereof insert "twelve per cent (12%)."

HUGHES.

Mr. President: I move to amend Senate Bill No. 25, line 11, page 21, as follows: By inserting after the word "costs," the following: "All cash payments received within the thirty-day period within which the property owners benefitted have the right to pay the amount of their assessments in case shall be applied to the payment of the face amount of the first numbered bonds heretofore authorized by such town for said improvements; and the bonds issued under this Act shall be exchanged, dollar for dollar, for the remaining bonds heretofore authorized when such outstanding bonds are surrendered to the treasurer of such town for exchange."

HUGHES.

Mr. President: I move to amend Senate Bill No. 25, by striking therefrom all of Section 15, and in lieu thereof, as Section 15, inserting the following:

“Section 15. ENFORCEMENT OF ASSESSMENT.

Any holder of any street improvement bond issued under the provisions of this Act shall have the right to institute, in the name of the city or town, issuing such bond, an action in the District Court of the County in which said property is located to foreclose the lien of such assessment whenever such assessment is delinquent at least for a period of twelve (12) months, stating in said petition generally the ownership of such bond, describing the property assessed, the nature of the improvement, the amount of the unpaid delinquent assessment and penalty thereon at the rate of twelve (12%) per cent per annum, and praying for the foreclosure of such lien. Summons shall be issued on such petition as in other civil actions and the cause tried by said District Court. Judgment may be entered thereon for the amount of such unpaid assessments, together with interest thereon at the rate of twelve (12%) per cent per annum from the date said assessment was due and payable up to the time of the institution of such action and for the sum of six per cent (6%) interest on said judgment from the time of the institution of such action until said judgment is paid. In the event said judgment, together with interest and costs, is not paid within six months after the date of the rendition thereof, an order of sale shall issue by the Clerk of said Court, directed to the Sheriff of the County, to sell said real estate in manner and form as in case of sale of real estate under execution. Such judgment shall carry the costs of such action, together with the costs of such sale; and upon the payment of such judgment, the amount thereof, exclusive of such costs, shall be paid to the City or Town Treasurer and become a part of the separate, special fund to pay such outstanding bonds and interest thereon. Such judgment shall provide for the sale of said real estate subject to existing general or ad valorem taxes and special assessments. All owners or incumbrancers shall be made parties defendant in such suit. Upon the institution of an action to collect delinquent and unpaid assessments in any paving district against property liable therefor, no other or further action

shall be instituted and maintained to collect such delinquent assessment against said property for said year."

HUGHES.

On motion of Senator Hughes, Senate Bill No. 25, as amended, was advanced to engrossment and third reading.

Senate Bill No. 236 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 198 was taken up for consideration.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 198, line 9, page 2, by striking "\$15,000.00" and substituting therefor "\$25,300.00," and that the totals be corrected by the Committee on Enrolled and Engrossed Bills.

NICHOLS.

Senate Bill No. 198, as amended, was advanced, by unanimous consent, to engrossment and third reading.

On motion of Senator Hudson, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION

The Senate was called to order at 1:30 o'clock, p. m., by the President Pro Tempore.

Senator Cline, with unanimous consent, reported as follows on behalf of the Committee on Municipal Corporations:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred Engrossed House Bill No. 512, by Long, Ferrell, Boyer, Simpson and Miller (Tulsa), entitled, An Act pro-

viding for the creation and organization of water improvement district to supply water for domestic use to the inhabitants of such district; providing for elections therein; providing for the construction of district waterworks system therein and expenses thereof; providing for the issuance of bonds and for special assessments for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers; providing for the conferring of certain powers, duties and privileges of the officers of such improvement district, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CLINE, Chairman.

On motion of Senator Cline, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 395, by McPherren, entitled, An Act making an appropriation to pay the salaries of the Supreme Court Commissioners, stenographers and for communications, office supplies and equipment for the said Commissioners and the Clerk of the Supreme Court for the fiscal years 1923, 1924 and 1925, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Hudson moved that when the Senate do adjourn, it adjourn until 10:30 o'clock a. m., Saturday. Motion carried.

Senator Cline was, by unanimous consent, excused from Saturday's session.

On motion of Senator Cornett, Senate Joint Resolution No. 21, was advanced to engrossment and third reading.

Senate Bill No. 163 was taken up for consideration and read at length by the Clerk.

Senator Brown (Love) offered the following amendment:

Mr. President: I move to amend Senate Bill No. 163 by striking all of Section 2.

E. A. BROWN.

Senator Ratliff offered the following substitute for the Brown amendment, which was defeated:

Mr. President: I move to amend Senate Bill No. 163, lines 4 and 5, page 1, by inserting after the word "fish," in line 4, and before the word "with," in line 5, the following: "for game fish with flies or artificial bait."

RATLIFF.

Senator Cline was called to the chair.

On request of Senator Durant, further consideration of Senate Bill No. 163 was temporarily postponed.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 294 and 379 correctly engrossed.

Senate Bill No. 359 was taken up for consideration and read by the Clerk.

On motion of Senator McPherren, further consideration of Senate Bill No. 359 was postponed until the next legislative day.

Senate Bill No. 270 was taken up for consideration and read by the Clerk.



The President Pro Tempore presiding.

Senator Langley offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 270, line 11, page 2, by striking line 11 and by striking line 15, page 2.

LANGLEY.

On motion of Senator Holloway, Senate Bill No. 270 was advanced to engrossment and third reading.

At the request of the Chairman of the Appropriations Committee, House Bill No. 302 was taken up for consideration and read by the Clerk.

The President presiding.

Senator Carlock offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 302 by adding as Section 7:

“Section 7. There is hereby appropriated out of any money in the State Treasury not otherwise appropriated for the State Board of Education, additional maintenance, printing and supplies, \$2,600.00.”

And by renumbering the emergency clause Section 10.

CARLOCK.

On request of Senator Carlock, further consideration of House Bill No. 302 was temporarily postponed.

At the request of the Chairman of the Appropriations Committee, Senate Joint Resolution No. 23 was taken up for consideration and read by the Clerk.

Senator Carlock moved to advance the resolution to engrossment and third reading.

Senator Glasser offered a substitute motion to indefinitely postpone further consideration of Senate Joint Resolution No. 23, which was lost.

The vote recurring upon the Carlock motion to advance, the same prevailed.

Senate Bill No. 52 was taken up for consideration and advanced, by unanimous consent, to engrossment and third reading.

Senate Bill No. 53 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 168, 322 and 324 correctly engrossed.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 385, by Thompson (Garvin), of the House, and Luttrell and Woods, of the Senate, entitled:

“An Act making an appropriation for the purpose of paying up all back indebtedness and general support and maintenance of the State Training School for white boys, located at Pauls Valley, Oklahoma, for the fiscal year ending June 30, 1923, and declaring an emergency.”

Committee Substitute for House Bill No. 163, by Watson, et al, entitled:

“An Act giving a list of officers and employees authorized in the State Health Department; dividing the State into four approximately equal sections; authorizing the appointment

of one health supervisor for each of said four sections; readjusting and fixing the salaries, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 26, by Watkins and Thornley, entitled:

“An Act refunding taxes paid under a so-called mill and one-half levy for State purposes for the fiscal year ending June 30, 1921, making an appropriation therefor and providing the procedure, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Concurrent Resolution No. 20, by Carlock, entitled:

“A Resolution providing for the appointment of a Joint Committee of the Senate and House of Representatives for

the purpose of conferring upon the date of adjournment of the Ninth Legislature."

Enrolled Senate Bill No. 288, by Feuquay and Wells of the Senate, and Ticer and Watson of the House, entitled:

"An Act authorizing county commissioners of any county in Oklahoma with a population of not less than 46,000 and not more than 47,000 to make a special levy for the purpose of aiding free fairs, and declaring an emergency."

And to advise you and, through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Yours respectfully,

C. J. KENDLE, Chief Clerk.

The President ordered Senate Concurrent Resolution No. 20 transmitted to the Secretary of State for permanent record, and Enrolled Senate Bill No. 288 transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that they have refused to concur in Senate amendments to:

House Bill No. 225, by Committee on Appropriations, entitled:

"An Act making an appropriation to pay claims against deficiency certificates numbered twenty-three to twenty-seven (23-27), both inclusive, for the fiscal year ending June 30, 1921, and one to thirty-four (1-34), both inclusive, for the fiscal year ending June 30, 1922, and one to twenty-three (1-23), both inclusive, for the fiscal year ending June 30, 1923, as approved and certified to by the Governor under authority of Chapter 230, of the Session Laws of Oklahoma, 1915,

as amended by Chapter 229, of the Session Laws of Oklahoma, 1919, and declaring an emergency.”

And requests a conference thereon.

Yours respectfully,

C. J. KENDLE, Chief Clerk.

Senator Carlock moved that the Senate grant the request of the Honorable House for a conference, and that the Chair be instructed to appoint a Conference Committee. Motion prevailed.

Senate Bill No. 210 was read for the third time at length.

The question being, “Shall the bill pass?” the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Luttrell, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: None.

Not voting: Hughes, Looney (Pontotoc), McPherren. Total, 3.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 210 and ordered the same transmitted to the Honorable House.



Senate Bill No. 261 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Feuquay, Frye, Holloway, Hudson, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Woods. Total, 21.

Nays: Brown (Blaine), Cordell, Cornett, Darnell, Durant, Glasser, Golobie, Hill, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Reed, Wells. Total, 17.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate was declared to have failed of final passage.

Senator Looney served notice that since Senate Bill No. 261, in its present form, is substantially a different bill from the one on which final passage was reconsidered, he would on some future legislative day move to reconsider the vote by which Senate Bill No. 261 failed to pass.

Senate Joint Resolution No. 29 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 29 and ordered the same transmitted to the Honorable House.

Senate Joint Resolution No. 28 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 28 and ordered the same transmitted to the Honorable House.

Senate Bill No. 237 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 237 and ordered the same transmitted to the Honorable House.

Senate Bill No. 297 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 297 and ordered the same transmitted to the Honorable House.

Senate Bill No. 259 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Calvert, Cordell, Darnell, Durant, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Nichols, Ratliff, Wells, Woods. Total, 23.

Nays: Brown (Blaine), Brown (Love), Carlock, Cline, Feuquay, Frye, Glasser, Johns, Johnson, Jones, Langley, Memminger, Reed Total, 13.

Not voting: Anglin, Cornett. Total, 2.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Looney (Harmon) moved to reconsider the vote by which Senate Bill No. 259 passed, and that that motion lie on the table. Motion carried.

The President signed the engrossed copy of Senate Bill No. 259 and ordered the same transmitted to the Honorable House.

Senate Bill No. 379 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:



Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 379 and ordered the same transmitted to the Honorable House.

Senate Bill No. 322 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 322 and ordered the same transmitted to the Honorable House.

The President Pro Tempore presiding.

Senate Bill No. 168 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Lattrell, McPherran, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 168 and ordered the same transmitted to the Honorable House.

Senate Bill No. 324 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Ponto-

toe), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 324 and ordered the same transmitted to the Honorable House.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 338, 369 and 198 and Senate Joint Resolution No. 21 correctly engrossed.

Senate Bill No. 369 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 369 and ordered the same transmitted to the Honorable House.

Senate Joint Resolution No. 21 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.



Excused: Leedy, Lewis. Total, 2.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Joint Resolution No. 21 and ordered the same transmitted to the Honorable House.

Senate Bill No. 198 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 198 and ordered the same transmitted to the Honorable House.

Senate Bill No. 338 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Calvert, Carlock, Cline, Cordell, Cornett, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johnson, Jones, Looney (Harmon), Looney (Pontotoc).

10c), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Woods. Total, 25.

Nays: Anglin, Brown (Blaine), Brown (Love), Feuquay, Frye, Langley, Lillard, Wells. Total, 8.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

Not voting: Darnell, Durant, Glasser, Johns, Land. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Langley moved to suspend the rules and reconsider the vote by which Senate Bill No. 338 had passed. Motion prevailed.

On motion of Senator Langley, the bill was ordered printed and placed on the desks of the Senators.

Senator McPherrren moved that hereafter the roll be not called on any bills save purely local measures, which had not been printed. Motion prevailed.

Senate Bill No. 294 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: Cornett, Durant. Total, 2.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

By unanimous consent, the bill was amended by substituting the word "elected" for the word "appointed" in Section 1.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 294 and ordered the same transmitted to the Honorable House.

A resolution from the Southwest American Live Stock Association, relative to eradication of bovine tuberculosis, was read by the Clerk.

On motion of Senator Wells, the following resolution by the State Association of County Commissioners, was ordered printed in the Journal.

Mr. President:

We, your Committee on Resolutions, beg leave to make the following report:

BE IT RESOLVED, by the State Association of County Commissioners, in annual meeting assembled, this 14th day of February, 1923, at Oklahoma City, Oklahoma, that we hereby endorse the present administration and hereby tender our support to the Honorable J. C. Walton, Governor of the State of Oklahoma, and especially endorse the appointment of Paul Nesbitt as State Highway Commissioner, believing that said appointment will be beneficial to the citizenship of Oklahoma and especially to that class of citizens who believe in good roads and a permanent type of same;

BE IT FURTHER RESOLVED, that it is the sense of said association that the present Legislature make no change in the laws governing County Commissioners or their duties, excepting in the term of office, which, we respectfully recommend, should be six-year term, one commissioner elected every two years;

BE IT FURTHER RESOLVED, that the association favors a tax of two cents per gallon on gasoline and oil sold to all motor vehicles and a license tax of \$. . . . . per annum on all filling stations operated in the State of Oklahoma; that said money be appropriated to the State Highway Department to match Federal aid, and to construct and maintain State roads and bridges throughout the State;

BE IT FURTHER RESOLVED, that it is the sense of the association that the law, as it now stands, permitting only Surety Companies to make bonds for contractors on public road work be repealed and that it be left to the discretion of the Highway Commissioner and the Board of County Commissioners as to whether or not they shall accept a personal or a surety company bond. The practice has grown up in this State, under the present law, so that the surety companies can



now dictate to whom contracts will be let for road work by reason of their failure and refusal to make bonds for others than those they desire to have the contract;

BE IT FURTHER RESOLVED, that the association is unalterably opposed to the passage of the cigarette law, as such a law will take revenue from the county and increase the cost of county expenses in an effort to enforce the same and be the means of increasing the number of bootleggers throughout the State; that in our judgment said law is incapable of enforcement and will create an unnecessary expense upon each county in a vain attempt to enforce the same;

BE IT FURTHER RESOLVED, that said association is heartily in accord with the present administration in the passage of a law for the construction of a State-owned cement plant. We believe that a monopoly exists in cement materials and that the only way to break said monopoly is for the State to own and operate such a plant.

That a copy of this resolution be furnished to the Governor of the State, to the Lieutenant Governor, Speaker of the House and to the State Highway Department.

JOSEPH LIGGETT,

Chairman of the Resolution Committee.

D. C. HYBARGER,

Secretary.

Senate Bill No. 337 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 331 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 56 was taken up for consideration and read by the Clerk.

Senator Horner offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 56, line 15, page 2, by adding after the word "discontinued" and before the word "open," the following: "except where same has been acquired or vacated by railway properties."

HORNER.

Senate Bill No. 56, as amended, was, by unanimous consent, advanced to engrossment and third reading.

Senator Hudson announced the presence of ex-Senator Mahoney of Mississippi, and asked unanimous consent to invite him to address the Senate at this time.

The Chair requested that Senator Hudson conduct ex-Senator Mahoney to the platform, and present him to the Senate, which he did, and Mr. Mahoney spoke briefly to the body.

At request of Senator Carlock, House Bill No. 302 was taken up for further consideration.

Senator Carlock offered the following three amendments, all of which were adopted by unanimous consent:

Mr. President:

I move to amend House Bill No. 302 by inserting a new section, as Section 8, as follows:

"Section 8. That there is hereby appropriated out of any money in the State Treasury not otherwise appropriated, the following sums of money for the Northeastern State Normal School, located at Tahlequah, Oklahoma:

"Additional salaries and maintenance for the remainder of the year ending June 30, 1923: ..\$3,000.00  
"General repairs for building..... 4,000.00

"Total .....\$7,000.00"

CARLOCK.

Mr. President: I move to amend House Bill No. 302 by inserting a new section, as Section 9, as follows:

“Section 9. That there is hereby appropriated out of any money in the State Treasury not otherwise appropriated, the following sums of money for the Northwestern State Teachers’ College, located at Alva, Oklahoma:

“Additional maintenance for the remainder of the year ending June 30, 1923.....	\$2,500.00
“Salary for extra teacher for the remainder of the year ending June 30, 1923.....	750.00
“Additional salaries for the remainder of the year ending June 30, 1923.....	2,762.50
“Total .....	<u>\$6,012.50”</u>

CARLOCK.

Mr. President: I move to amend House Bill No. 302, of the title, page 1, as follows: By inserting after the word “Okla.” and before the word “and,” the following:

“The Northwestern State Normal at Alva, Okla., the Northeastern State Normal at Tahlequah, Okla., and the State Board of Education.”

CARLOCK.

House Bill No. 302, as amended, was on motion of Senator Carlock, advanced to engrossment and third reading.

On request of Senator McPherren, Senate Joint Resolution No. 22 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading.

Senator Calvert moved that the rules be suspended and Senate Bill No. 299 be taken up for immediate consideration.

The motion to suspend the rules was lost.

Senator Ratliff, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 2.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 348 by Ratliff, entitled, An Act amending Section 6590 of the Compiled Oklahoma Statutes of 1921, providing additional grounds for removal of guardians and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 349 by Ratliff, entitled, An Act amending Section 1450 of the Compiled Oklahoma Statutes of 1921, with reference to the grounds of appointing of guardians, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff the report was adopted.

Senate Bill No. 349 was by unanimous consent advanced to engrossment and third reading.

Senator Hudson, with unanimous consent, reported as follows on behalf of the Committee on Oil and Gas:

Mr. President:

We, your Committee on Oil and Gas, to whom was referred Senate Bill No. 246 by Hudson of the Senate, entitled,

An Act prohibiting the unlawful connecting to or tapping of any pipe line or other conduit through which crude oil, gas or casinghead gas or any of the products thereof is transported, and prohibiting the unlawful taking of any crude oil or gasoline from any pipe line or receptacle in which same is being collected or transported, and declaring such acts to be felonies, and fixing a punishment for the violation thereof, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

HUDSON, Chairman.

On motion of Senator Hudson, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Hughes, with unanimous consent, reported as follows on behalf of the Committee on Revenue and Taxation.

Mr. President :

We, your Committee on Revenue and Taxation, to whom was referred Senate Bill No. 296, entitled, An Act amending Section 9666 of the Compiled Oklahoma Statutes, 1921, relating to disposition of penalty, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

The President presiding.

Senator Durant asked that Senate Bill No. 163 be taken up for further consideration and offered the following three amendments, which were adopted by unanimous consent.



Mr. President: I move to amend Senate Bill No. 163, line 6, page 2, as follows: By striking after the word "State," line 6, all the remainder of said line, and striking all of lines 7 and 8, and the word "for" and the words "and fishing" on line 9, and all of lines 10, 11 and 12 and including the word "himself" on page 13; and striking the words "and fishing" in line 5, page 3, and striking all of lines 8, 9, 10 and 11, page 3, and striking on page 4, line 1, the words "and fishing." And by adding on page 4, line 5, after the word "State," the following proviso: "Provided, that all persons engaged in fishing for commercial purposes shall be required to obtain a license therefor from the State Game and Fish Warden, upon payment of a fee of \$10.00.

DURANT.

Mr. President: I move to amend Senate Bill No. 163, line 16, page 3, by changing the word and figures "Three (\$3.00)" to the word and figures "Five (\$5.00)."

DURANT.

Mr. President: I move to amend Senate Bill No. 163, page 7, as follows: By adding a new section to be numbered Section 6:

"Section 6. It shall be unlawful for any person to take or catch any fish with a net, trammel net, seine, gun, trap, or snare in any of the ponds, lakes, streams and rivers of the State of Oklahoma, except the following: Cache Creek, Medicine Creek, Chandler Creek, Blue Beaver, Arkansas, Cimarron, North and South Canadian and Verdigris Rivers, North Fork of Red River, Salt Fork of Arkansas, North Fork of Muddy Boggy, Clear Boggy, Washita River, Muddy Boggy, Deep Fork, Kiamichi, Poteau River, Little River, Little River in Hughes County, Clover, Fouchmaline, Gaines Creek, Grand River, Black Bear Creek, Red Rock Creek, Otter Creek in Tillman County. Nothing in this section shall apply to private farms. Provided, however, that it shall be unlawful for

any person to take or catch fish from the waters of this State by the use of dynamite or other explosives."

DURANT.

On motion of Senator Hudson, Senate Bill No. 163, as amended, was advanced to engrossment and third reading.

Senator Brown of Love County, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 236 and 25 correctly engrossed.

On motion of Senator McPherren, Senate Bill No. 360 was recalled from the Committee on State and County Affairs, and ordered placed on the Calendar without recommendation.

Senate Bill No. 25 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell,

Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 25, and ordered the same transmitted to the Honorable House.

Senate Bill No. 236 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 236, and ordered the same transmitted to the Honorable House.

House Bill No. 508, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Gulager, Harvey, Monk, West. Total, 4.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 508, and ordered the same returned to the Honorable House.

At request of Senator Luttrell, Senate Bill No. 355 was by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 335 was taken up for consideration, and read by the Clerk.

Senator Langley offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 335, line 5, page 2, by adding after the word "assured" and before the word "all" the words "of a sum not more than Ten Thousand Dollars."

LANGLEY.

Senator McPherrren offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 335, line 4, page 2, by adding after the word "thereof" the following: "which have been in force for two years."

McPHERREN.

Senate Bill No. 335, as amended, was by unanimous consent advanced to engrossment and third reading.

Senator Gulager, with unanimous consent, reported as follows, on behalf of the Committee on State and County Affairs:



Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 360, by McPherren and Calvert of the Senate, and Tolbert and McBee of the House, entitled, An Act providing for the appointment of a temporary assistant to the State Reporter, prescribing qualifications, duties and salary, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER.

On motion of Senator Gulager the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Langley, with unanimous consent, reported as follows on behalf of the Committee on Soldiers' Relief and Memorials.

Mr. President:

We, your Committee on Soldiers' Relief and Memorials, to whom was referred Senate Bill No. 381, by Feuquay, Langley and Brown of Love County, entitled, An Act amending the fifth subdivision of Section 9575, providing tax exemptions for ex-Spanish War veterans and ex-world war veterans, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley the report was adopted and the bill ordered printed and placed on the Calendar.

Senate Bill No. 314 was taken up for consideration and read by the Clerk.

Senator Luttrell offered the following amendment which was accepted by the author of the bill and adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 314, line 13, page 5, by striking after the word "action" the balance of line 13, and all of lines 14, 15, 16, and line 17 to and including the word "it."

LUTTRELL.

On motion of Senator Hudson, Senate Bill No. 314, as amended, was advanced to engrossment and third reading.

Senator Bobo with unanimous consent, reported as follows on behalf of Committee on Commerce and Labor:

Mr. President:

We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 375, by Memminger, entitled, An Act amending Section 7464, Compiled Oklahoma Statutes 1921, relating to labor and materialman's liens, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

BOBO, Chairman.

On motion of Senator Bobo the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 316, by Mrs. Looney, entitled, An Act prohibiting discrimination in the payment of salaries and wages to men and women public employees, beg leave to report that we had the same under consideration and herewith return the same with the report that it be placed on the Calendar without recommendation.

BOBO, Chairman.

On motion of Senator Bobo the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Commerce and Labor, to whom was referred Senate Bill No. 374, by Memminger, entitled, An Act amending Section 7461, Compiled Oklahoma Statutes, 1921, relating to labor and materialman's lien, beg leave to report that we had the same under consideration and herewith return the same with the report that it be placed on the Calendar without recommendation.

BOBO, Chairman.

On motion of Senator Bobo the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard, with unanimous consent, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Senate Bill No. 392, by Anglin, entitled, An Act to prevent the mortgaging of future or growing crops, making same void and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard the report was adopted and the bill ordered printed and placed on the Calendar.

### HOUSE BILLS ON FIRST READING

Engrossed House Bill No. 385, by Thompson (Garvin) of the House, and Luttrell and Woods of the Senate—An Act making an appropriation for the purpose of paying up all back indebtedness and general support and maintenance of the State Training School for white boys, located at Pauls Valley, Oklahoma, for the fiscal year ending June 30, 1923, and declaring an emergency.

Engrossed House Bill No. 163, by Watson (Sequoyah), Lightner, Kidd, Long, Ferrell, Taylor (Lincoln), Brice, Johnson, Robertson, Anderson, Steward, Culp, Montgomery, Cunningham, Singletary and Dyer of the House, and Mrs. Looney of the Senate—An Act giving a list of officers and employees authorized in the State Health Department; dividing the State into four approximately equal sections; authorizing the appointment of one health supervisor for each of said four sections; readjusting and fixing the salaries.

Engrossed House Bill No. 26, by Watkins and Thornley—An Act refunding taxes paid under a so-called mill and one-half levy for State purposes for the fiscal year ending June 30, 1921, making an appropriation therefor and providing the procedure, and declaring an emergency.

On motion of Senator Hudson, the Senate adjourned until 10:30 o'clock a. m., Saturday.

## SIXTY-FIFTH LEGISLATIVE DAY.

Saturday, March 17, 1923.

## MORNING SESSION

The Senate convened at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

## FIRST READING.

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

Senate Bill No. 399, by Jones—An Act making it a crime for a person while intoxicated to drive or conduct any automobile or motor vehicles along any street, avenue or public high-



way in the State of Oklahoma, and fixing the penalty, and declaring an emergency.

Senate Joint Resolution No. 35, by Bobo and Memminger—A Resolution providing for the submission of a proposed amendment to Section 6 of Article 10 of the Constitution of Oklahoma, relating to the exemption of certain property from taxation.

Senate Joint Resolution No. 36, by Mrs. Looney—A Resolution providing for the submission of a proposed amendment to the Constitution of Oklahoma relating to the number, election and apportionment of senators and representatives amending Sections 9, 10, 11, 12, 13, 14, 15 and 16, and all sub-sections thereunder, of Article 5 of the Constitution, by repealing the same and applying new sections in lieu thereof.

Senate Joint Resolution No. 37, by Mrs. Looney—A Resolution providing for the submission of the proposed amendment to the Constitution of Oklahoma relating to the compensation of the members of the Legislature, and the length of regular session of such legislative body; amending Section 83 of Article 5 thereof.

## SECOND READING.

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

Senate Bill No. 397, to Committee on State and County Affairs.

Senate Bill No. 398, to Committee on State and County Affairs.

Engrossed House Bill No. 385, to Committee on Appropriations.

Engrossed House Bill No. 163, to Committee on State and County Affairs.

Engrossed House Bill No. 26, to Committee on Appropriations.

House Bill No. 197 was taken up for consideration and read by sections.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read by the Clerk.

Senator Gulager offered the following amendment:

Mr. President: I move to amend House Bill No. 197, page 4, by adding after the word "prices" and between the word "provided" the following: "provided that they be compelled to meet any price made on the same book or books at any other point or place in United States."

GULAGER.

On motion of Senator McPherran further consideration of House Bill No. 197 was postponed until the next legislative day.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your honorable body, that I have today signed enrolled copy of Senate Bill No. 34, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your honorable body, that I have today signed enrolled

copy of Senate Bill No. 90, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your honorable body, that I have today signed enrolled copy of Senate Bill No. 276, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your honorable body, that I have today signed enrolled copy of Senate Bill No. 290, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you the members of your honorable body, that I have today signed enrolled copy of Senate Bill No. 315, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

House Bill No. 212 was taken up for consideration, read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

House Concurrent Resolution No. 15 was read at length by the Clerk and upon motion of Senator Bobo was adopted as read.

The President Pro Tempore signed House Concurrent Resolution No. 15 and ordered same returned to the Honorable House.

House Bill No. 460 was taken up for consideration, read by the Clerk and by unanimous consent advanced to engrossment and third reading.

House Bill No. 491 was taken up for consideration, read by the Clerk and by unanimous consent advanced to engrossment and third reading.

House Bill No. 178, was taken up for consideration, read by the Clerk and by unanimous consent advanced to engrossment and third reading.

House Bill No. 287 was taken up for consideration and read by the Clerk, and upon motion of Senator Nichols further consideration of the Bill was indefinitely postponed.

House Bill No. 372 was taken up for consideration, read by the Clerk and advanced to engrossment and third reading.

House Bill No. 253 was taken up for consideration and read by sections:

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Senator Lillard was called to the Chair.

Section 5 was read and adopted by unanimous consent.

Section 6 was read by the Clerk.

Upon request of Senator Nichols, further consideration of the House Bill No. 253 was by unanimous consent temporarily postponed.

On motion of Senator Feuquay Senate Bill No. 398 was by unanimous consent withdrawn from the Committee on State and County Affairs, and referred direct to the Calendar.

Senator Feuquay moved that Senate Bill No. 398 be advanced to engrossment and third reading, which motion prevailed.

House Bill No. 416 was taken up for consideration, and read by the Clerk.

Senator Frye offered the following three amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 416, line 5, page 2, by adding after the word "office" in line 5 the following: "County attorneys in all counties having such population shall receive a salary of \$2,400.00 each year, payable monthly, and Provided further, that in all counties having such population, county assessors and deputy county assessors shall receive their actual expenses in addition to their present salary when away from the county seat assessing taxes."

FRYE.

Mr. President: I move to amend the title of House Bill No. 416, by inserting after the word "Commissioners" and before the word "in" the following "county attorneys, county assessors and deputy county assessors."

FRYE.

Mr. President: I move to amend House Bill No. 416, lines 4 and 5, of title, by striking in line 4 the figures "26,725" and insert "26,786" and in line 5 by striking the figures "26,745" and inserting "26,790."

FRYE.



On motion of Senator Frye, House Bill No. 416 as amended was advanced to engrossment and third reading.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills reported Senate Bills Nos. 337, 335, 270, 355, 331, 349, 52 and 53 and Senate Joint Resolutions Nos. 23 and 22 correctly engrossed.

On motion of Senator Nichols, House Bill No. 253, was advanced to engrossment and third reading.

Senator Looney (Pontotoc), with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations to whom was referred Senate Bill No. 286, by Holloway, Hudson, Anglin, Nichols and Johnson, entitled, An Act making an appropriation for the payment of expenses incurred in making the change of administration and in furnishing traffic guards and extra police protection for the people of the State attending the inaugural ceremonies, providing for method of filing and auditing said claims, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

J. C. LOONEY, Acting Chairman.

On motion of Senator Looney, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Holloway, Senate Bill No. 286 was advanced to engrossment and third reading.

The President Pro Tempore presiding.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 531, by Berry and Disney, entitled:

"An Act amending Section 1, Chapter 85, of the Session Laws, 1919, and declaring an emergency."

Engrossed House Bill No. 412, by Joint Committee on Education of the House and Senate, entitled:

"An Act providing equality of opportunity for education in rural school districts and for the levy and distribution of school funds; creating county boards of education for county school districts, and providing for the election of county superintendents of public instruction; creating school reserve funds and making an appropriation therefor; when a majority vote of the legal electors in any county, excepting the cities, authorizes the organization of the county school district."

Engrossed House Bill No. 28, by Lindsey and Watkins, entitled:

"An Act amending Section 9666, of the Compiled Oklahoma Statutes, 1921, relating to disposition of penalty accruing from failure to make assessments."

Engrossed House Bill No. 201, By Thompson (Garvin) and Street of the House, and Luttrell of the Senate, entitled:

"An Act amending Section 8572, Compiled Oklahoma Statutes, 1921, relating to the investment of sinking funds of the State or any county, city, town, township, school district or any municipality thereof, and declaring an emergency."

Engrossed House Bill No. 147, by Treadway and Finley, entitled:

"An Act providing for the regulation of stockyards and commission rooms and dealers in livestock."

Engrossed House Bill No. 292, by Otjen, entitled:

“An Act amending and re-enacting Section 8235, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to burial of soldiers, sailors and marines by counties, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 347, by Cunningham, McBee, Anderson, Hutson and Vernon, entitled:

“An Act authorizing the county treasurer of any county or the city treasurer of any city of the first class to maintain suits for the recovery of ad valorem taxes and special assessments, and for foreclosure of lien created thereby in certain cases, providing for sale of property liable therefor where amount of said tax exceeds value of property, providing the procedure therefor, disposition of the receipts from sale of said property.”

Engrossed House Bill No. 379, by Taylor (Lincoln) of the House, and Feuquay and Hill of the Senate, entitled:

“An Act amending Section 2247, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to trespass; providing it shall be unlawful to enter without permission a garden, yard, field, pecan grove of another, or so entering commit waste, shall be guilty of trespass; providing fixing of penalty for violation thereof, and declaring an emergency ”

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Engrossed House Joint Resolution No. 14, by Phillips and Gibbons of the House, and Woods and Luttrell of the Senate, entitled:

“A Joint Resolution authorizing the Commissioner of Highways to enter into contract with the Purcell-Lexington Company, to take over the toll bridge across the South Canadian River between Purcell and Lexington, Oklahoma, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith:

Enrolled Senate Bill No. 35, by McPherren, entitled:

“An Act providing for the appointment by the Governor of 15 Supreme Court Commissioners, same to be divided into five divisions, prescribing their qualifications, defining their powers and duties, fixing their salaries, providing for clerical assistance, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Yours respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 35 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 137, by Rossiter and Lewis, entitled:

“A Bill to be entitled, An Act repealing Section 436, of Article 2, of Chapter 10, of the Revised Laws of Oklahoma, Annotated, 1910, relating to biennial elections in cities of the first class having a population of more than 5,889 and not to exceed 5,895, according to the last regular Federal census; providing for the approval of all actions and procedure heretofore had and done by councils in all cities of the first class wherein one councilman was elected from each ward, instead of two councilmen from each ward, and declaring an emergency.”

Enrolled House Bill No. 286, by Watson (Lincoln), entitled:

“A Bill to be entitled, An Act describing boundary lines of road overseers' districts and for collecting poll tax in counties having a population of not less than 33,400 and not more than 33,500, according to 1920 Federal census, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed Enrolled House Bills Nos. 286 and 137 and ordered same returned to the Honorable House.



To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 140, by Watkins, et al., entitled:

“An Act providing aid for weak school districts, making appropriation for the year ending June 30, 1923.”

Enrolled House Bill No. 215, by Thornsborough, et al, entitled:

“An Act amending Sections 5598, 5599, 5600, 5601, 5602, 5603, 5604, 5605, 5606, 5607, 5608, 5609, 5610, 5611, 5612, 5613, 5614, 5615, 5616, 5617, 5618, 5619, 5620, 5621, of the Compiled Statutes of Oklahoma, 1921, relating to and providing for the formation of co-operative agricultural and horticultural associations instituted for the purpose of mutual help, and not having a capital stock or conducted for profit, and enumerating the activities and powers of such associations, prescribing the rights and privileges of membership; providing for articles of incorporation, declaring what they shall contain, manner of executing and filing, method of amending same; providing for by-laws and what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; division into election districts; appointment of executive committees and allotment of functions and power; providing for officers, qualifications, election and functions; regulating issuance of membership certificates; limiting personal liability of members for debts of association; regulating voting power of members; providing for removal of officers and directors; providing for a marketing contract; and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; providing for annual reports; limiting the use of the word “co-operative,” and prescribing a penalty for violating such inhibition; providing that no such

association shall be deemed a conspiracy or an illegal combination or monopoly; and providing that marketing contracts shall not be considered illegal; providing that if any section of this Act shall be declared unconstitutional, the remainder of the Act shall not be thereby affected; providing that the general corporation laws of this State shall apply to such an association, except where inconsistent with express provisions hereof; providing for annual license fees; providing fees for filing articles of incorporation and amendments thereto; validating all co-operative associations not having capital stock now existing in Oklahoma exercising corporate rights and powers, and granting them all rights and powers as provided in this Act; and for other purposes, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed enrolled House Bills Nos. 140 and 215 and ordered same returned to the Honorable House.

On motion of Senator Hudson, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION

The Senate was called to order at 1:30 o'clock p. m., by the President Pro Tempore.

House Bill No. 512 was taken up for consideration, and on motion of Senator Hudson, advanced to engrossment and third reading.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 343, by Ticer and Watson (Pottawatomie), entitled, An Act authorizing tax assessors in all counties in the State of Oklahoma having a population of not less than forty-six thousand and not more than forty-seven thousand, according to the Federal census of 1920, to appoint necessary deputies and clerks in his office, and fixing the amount to be allowed for such deputies and clerks, repealing all acts and parts of acts in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered placed on the Calendar, but not printed.

Senate Bill No. 377, at request of Senator Cornett, was, by unanimous consent, advanced to engrossment and third reading.

Senate Bill No. 391 was taken up for consideration.

Senator Brown (Blaine) offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 391 by striking out the figures "15,671," and inserting the figures "15,850."

H. BROWN.

By unanimous consent, Senate Bill No. 391, as amended, was advanced to engrossment and third reading.

Senator Johnson moved that the rules be suspended and Senate Bill No. 226 be withdrawn from the Committee on Constitution and Constitutional Amendments and placed upon the Calendar. Motion to suspend the rules was lost.

Senate Bill No. 153 was taken up for consideration, and at the request of Senator Darnell was, by unanimous consent, advanced to engrossment and third reading.

The President presiding.

Senator Looney (Pontotoc), with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 20, by Hudson, entitled, A Resolution authorizing the State Treasurer to refund to Lyons Petroleum Company Gross Production Tax paid on a restricted Indian lease, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

J. C. LOONEY, Acting Chairman.

On motion of Senator Looney, the report was adopted and the bill ordered printed and placed on the Calendar.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 503, by Committees on Roads and Highways, of the Senate and House, entitled:

“An Act levying an excise tax on gasoline, prescribing the amount and providing for the collection thereof, and fixing a penalty for a violation thereof.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 52 was read for the third time at length.

Senator McPherren moved that Senate Bill No. 52 be referred to a special committee of three for redrafting, retaining its place on the Calendar. Motion carried and the Chair appointed as such special committee, Senators Reed, Gulager and Horner.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 56 and 398 and House Bills Nos. 253, 372, 302 and 416 correctly engrossed.

Senate Bill No. 53 was read for the third time at length.

On motion of Senator McPherren, Senate Bill No. 53 was referred to the same Special Committee to whom Senate Bill No. 52 had been referred.

Senate Bill No. 56 was read for the third time at length.

The question being, “Shall the bill pass?” the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.



Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobic, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 56 and ordered the same transmitted to the Honorable House.

Senate Bill No. 337 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordeil, Cornett, Darnell, Durant, Fenquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Fenquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 337 and ordered the same transmitted to the Honorable House.

Senate Bill No. 331 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 331 and ordered the same transmitted to the Honorable House.

Senate Bill No. 355 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West  
Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West  
Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 355 and ordered the same transmitted to the Honorable House.

Senate Bill No. 335 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: Darnell. Total, 1.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:



Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: Darnell. Total, 1.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 335 and ordered the same transmitted to the Honorable House.

Senate Bill No. 349 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells. Total, 33.

Nays: Woods. Total, 1.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells. Total, 33.

Nays: Woods. Total, 1.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 349 and ordered the same transmitted to the Honorable House.

Senate Joint Resolution No. 23 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 23 and ordered the same transmitted to the Honorable House.

Senate Joint Resolution No. 22 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: Feuquay. Total, 1.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: Feuquay. Total, 1.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 22 and ordered the same transmitted to the Honorable House.

House Bill No. 373 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.

Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 34.



Nays: None.

Not voting: Barker, Frye. Total, 2.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 373 and ordered the same returned to the Honorable House.

House Bill No. 88 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 88 and ordered the same returned to the Honorable House.

House Bill No. 277 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 277 and ordered the same transmitted to the Honorable House.

House Bill No. 207 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: Feuquay. Total, 1.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: Feuquay. Total, 1.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 207 and ordered the same returned to the Honorable House.

House Bill No. 444 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard,

Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 444 and ordered the same returned to the Honorable House.

House Joint Resolution No. 6 was read for the third time at length.



The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Joint Resolution No. 6 and ordered the same returned to the Honorable House.

House Joint Resolution No. 19 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods.  
Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods.  
Total, 36

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Joint Resolution No. 19 and ordered the same returned to the Honorable House.

House Bill No. 482 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods.  
Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard,

Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods.  
Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 482 and ordered the same returned to the Honorable House.

House Bill No. 487 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods.  
Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 487 and ordered the same returned to the Honorable House.

House Bill No. 494 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.



Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 494 and ordered the same returned to the Honorable House.

House Bill No. 499 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren,

Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods.  
Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 499 and ordered the same returned to the Honorable House.

House Bill No. 302 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: Feuquay. Total, 1.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: Feuquay. Total, 1.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 302 and ordered the same returned to the Honorable House.

House Bill No. 382 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 382 and ordered the same returned to the Honorable House.

Senator Hudson with unanimous consent offered the following amendment to House Bill No. 512, which was adopted:

Mr. President: I move to amend House Bill No. 512, line 18, page 40, by adding a new section to be known as Section as follows:

"Section 31. It being immediately necessary 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 full force from and after its passage and approval."

HUDSON.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed Committee Substitute for House Bill No. 452, by Acton, Brice and Ferrell, of the House, and Golobie and Feuquay, of the Senate, entitled, A special Act dividing the municipal township of Cimarron, Logan County, Oklahoma, into two separate municipal townships, and creating therefrom the municipal township of South Cimarron and of North Cimarron, Logan County, Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager the report was adopted.

On motion of Senator Golobie House Bill No. 452 was advanced to engrossment and third reading.

Senator Looney (Pontotoc), acting Chairman of the Appropriations Committee called for the consideration of Senate Bill No. 187. Same was read by the Clerk and by unanimous consent advanced to engrossment and third reading.

Senator Looney (Pontotoc), acting Chairman of the Appropriations Committee called for the consideration of Senate Bill 241. Same was read by the Clerk and by unanimous consent advanced to engrossment and third reading.

Senator Looney (Pontotoc), acting Chairman of the Appropriations Committee, called for the consideration of Senate



Bill No. 395. Same was read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

The President Pro Tempore presiding.

Senate Bill No. 283 was taken up for consideration and read by sections.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

On motion of Senator Feuquay, the Bill as read was advanced to engrossment and third reading.

Senator Brown of Love County, on behalf of the Committee on Engrossed and Enrolled Bills reported Senate Bill No. 163 correctly engrossed.

Senate Bill No. 360 was taken up for consideration, read by the Clerk, and on motion of Senator McPherrren advanced to engrossment and third reading.

Senate Bill No. 164 was taken up for consideration, and read by the Clerk.

Senator Nichols offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 164, lines 13 to 18, page 2, by striking after the word "of" and before the word "per," the figures "\$2,000.00" and inserting the figures "\$1,800.00."

NICHOLS.

Senator Lillard offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 164, line 12, page 2, by inserting after the word "and" and before the word "eight" the words "the other" and by striking the last word "other."

LILLARD.

On motion of Senator Lillard, Senate Bill No. 164 as amended was advanced to engrossment and third reading.

Senator McPherrren was called to the Chair.

Senate Bill No. 264 was taken up for consideration and read by the Clerk.

Senator Anglin moved that further consideration of Senate Bill No. 264 be postponed until Monday.

Senator Bobo offered as a substitute, a motion to advance to engrossment and third reading.

The vote recurring upon the Bobo substitute motion, the same prevailed, and the bill was referred to the enrolling and engrossing department.

The President Pro Tempore presiding.

Senate Bill No. 125, was taken up for consideration and on motion of Senator Bobo, advanced to engrossment and third reading.

Senate Bill No. 163 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods.  
Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West.  
Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 163 and ordered the same transmitted to the Honorable House.

Senator Brown of Love, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 314 correctly engrossed.

Senate Bill No. 314 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Brown (Love), Cordell, Durant, Holloway, Hudson, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Wells. Total, 17.

Nays: Bobo, Cornett, Darnell, Feuquay, Golobie, Gula-ger, Hill, Horner, Hughes, Hughey, Johns, Jones, Land, Reed, Woods. Total 15.

Not voting: Barker, Brown (Blaine), Frye, Johnson. Total, 4.

Absent: Calvert, Carlock, Glasser, Harvey, West. Total, 5.

Excused: Cline, Leedy, Lewis. Total 3.

The bill having failed to receive the constitutional majority "the votes of all members elected to and constituting the Senate was declared to have failed of passage.

Senate Bill No. 287 was taken up for consideration, read by the Clerk, and upon motion of Senator Monk, was advanced to engrossment and third reading.

Senate Bill No. 300 was taken up for consideration and read at length by the Clerk.

Senator Holloway offered the following two amendments which were adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 300, line 12, page 7, by adding after the word "fund" the following words as Section 5: "The State Board of Optometry may in their discretion grant license to practice optometry in this State to persons who have been engaged in the practice of optometry for at least five years in another state."

HOLLOWAY.

Mr. President: I move to amend Senate Bill No. 300, line 13, page 7, by renumbering Section 5 as Section 6.

HOLLOWAY.

On motion of Senator Holloway, Senate Bill No. 300, as amended, was advanced to engrossment and third reading.

Senate Bill No. 371 was taken up for consideration, and on the request of Senator Wells, was by unanimous consent advanced to engrossment and third reading.

Senator Lillard with unanimous consent, reported as follows on behalf of Judiciary Committee No. 1:

Mr. President:

We, your Committee on Senate Judiciary No. 1, to whom was referred Engrossed House Bill No. 446, by Burleson, Robertson, Singletary, O'Brien, Street, Laskey, of the House, and Lillard, of the Senate, entitled, An Act fixing the number of justices of the peace courts in cities having a population of 90,000 and over as shown by the last Federal Decennial census; prescribing qualifications, fixing the time of election and term of office of such justice, fixing the salaries and compensation, duties and powers thereof; providing for the appointments of a clerk for such courts; fixing the duties of such clerk and prescribing the qualifications, compensations of such clerk and salaries thereof; providing for the election of constables for such courts, prescribing their duties and fixing their salaries and qualifications; providing for the collection and deposit and disbursal of fees by said court, and providing for security of costs in said courts; providing for the furnishing of court rooms for such courts and fixing the jurisdiction of cases filed therein and providing other purposes incidental and relating thereto, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted.

Senator Lillard moved that House Bill No. 446 be advanced to engrossment and third reading, which motion prevailed.



Senate Bill No. 133 was taken up for consideration, and on motion of Senator McPherrren advanced to engrossment and third reading.

On motion of Senator Holloway, Senate Bill No. 240 was stricken from the Calendar and re-referred to the Committee on Fees and Salaries.

On motion of Senator Durant, Senate Bill No. 186, by Durant, was stricken from the Calendar.

On motion of Senator Durant, Senate Bill No. 128, by Durant, was stricken from the Calendar.

Senator Looney of Pontotoc, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 184, as amended by the Committee on Appropriations of the Senate, by Committee on Fees and Salaries, entitled, An Act amending subdivision X in Section 111, of Article 11, of the Compiled Oklahoma Statutes, 1921, relating to officers and employees of the Department of Labor, creating additional factory and boiler inspectors and fixing their salaries and authorizing the Commissioner of Labor to fix schedules for fees and the inspection of factories and of boilers and promulgating rules and regulations governing the collection of same, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

J. C. LOONEY, Acting Chairman.

On motion of Senator Looney, the report was adopted and the bill ordered printed and placed on the Calendar.

House Bill No. 343 was taken up for consideration and on request of Senator Feuquay advanced to engrossment and third reading.

Senate Bill No. 329 was taken up for consideration.

Senator Feuquay offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 329, by substituting for Section 4, the following:

“In all such counties all orders and decrees made in any action or proceeding where the County Judge, Court Clerk, or any of his deputies have advised or prepared any paper or instrument, or have conducted any part of the proceeding directly or indirectly, and received any fee, salary, or benefit, or emolument, directly or indirectly of any kind for such services, shall be absolutely void and shall in all such action and proceedings had or promoted by such means or under such advice, be absolutely void and shall be vacated by the court on the motion of any person.”

By substituting for Section 5, the following: “All laws and parts of laws in conflict herewith are expressly repealed insofar as they conflict herewith.”

FEUQUAY.

#### HOUSE BILLS ON FIRST READING.

Engrossed House Joint Resolution No. 14, by Phillips and Gibbons of the House, and Woods and Luttrell of the Senate—A Joint Resolution authorizing the Commissioner of Highways to enter into contract with the Purcell-Lexington Bridge Company, to take over the toll bridge across the South Canadian River between Purcell and Lexington, Oklahoma, and declaring an emergency.

Engrossed House Bill No. 28, by Lindsey and Watkins—An Act amending Section 9666 of the Compiled Oklahoma Statutes, 1921, relating to disposition of penalty accruing from failure to make assessments.

Engrossed House Bill No. 157, by Treadway and Finley—An Act providing for the regulation of stockyards and com-

mission firms and dealers in livestock, and declaring an emergency.

Engrossed House Bill No. 201, by Thompson (Garvin), and Street of the House, and Luttrell of the Senate—An Act amending Section 8572, Compiled Oklahoma Statutes, 1921, relating to the investment of sinking funds of the State or of any county, city, town, township, school district or any municipality thereof, and declaring an emergency.

Engrossed House Bill No. 292, by Otjen—An Act amending and re-enacting Section 8235, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to burial of soldiers, sailors and marines by county, and furnishing headstones therefor, and declaring an emergency.

Engrossed House Bill No. 347, by Cunningham, McBee, Anderson, Hutson and Vernon—A Bill to be entitled, An Act authorizing the county treasurer of any county or the city treasurer of any city of the first class to maintain suits for the recovery of advalorem taxes and special assessments, and for foreclosure of lien created thereby in certain cases, providing for sale of property liable therefor where amount of said tax exceeds value of property, providing the procedure therefor, disposition of the receipts from sale of said property, and declaring an emergency.

Engrossed House Bill No. 379, by Taylor (Lincoln), of the House, and Fenquay and Hill of the Senate—An Act amending Section 2247 of the Compiled Oklahoma Statutes Annotated 1921, relating to trespass; providing it shall be unlawful to enter without permission a garden, yard, field, pecan grove of another or so entering commit waste, shall be guilty of trespass; providing fixing of penalty for violation thereof, and declaring an emergency.

Engrossed House Bill No. 412, by Joint Committee on Education, of the House and Senate—An Act providing equality of opportunity for education in rural school districts and for

the levy and distribution of school funds; creating county boards of education for county school districts and providing for the election of county superintendents of public instruction; creating school reserve funds and making an appropriation therefor; when a majority vote of the legal electors in any county, excepting the cities, authorizes the organization of the county school district.

Engrossed House Bill No. 531, by Berry and Disney—An Act amending Section 1, Chapter 85, of the Session Laws 1919, and declaring an emergency.

Engrossed House Bill No. 503, by Committees on Roads and Highways, of the Senate and House—An Act levying an excise tax on gasoline, prescribing the amount and providing for the collection thereof, and fixing a penalty for a violation thereof.

On motion of Senator Hudson, the Senate adjourned under the rules until Monday.

## SIXTY-SIXTH LEGISLATIVE DAY.

Monday, March 19, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Carlock reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 366, by Holloway, entitled, An Act creating a cotton grader and a deputy cotton grader to be appointed by the Board of Agriculture; defining their duties, fixing their salaries; providing for clerical help and expenses



connected therewith, adopting standards, providing for rules and regulations by the board, fixing penalties and making an appropriation, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended: By striking from line 3, Section 11, the following figures, "\$14,500.00" and inserting in lieu thereof the following figures: "\$10,000.00."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 26, by Feuquay, Looney (Pontotoc), McPherrren and Luttrell of the Senate, and Watkins and Thornley of the House, entitled, An Act appropriating two million one hundred fifty thousand dollars to repay one and a half mills illegally collected to the taxpayers of the State, providing rules and regulations for the payment of the same, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 141, by Lewis and Anderson, entitled, An Act establishing a separate ward building at the Central State Hospital at Norman, Oklahoma, for ex-service persons suffering from mental, neuro and nervous diseases or afflictions, making appropriations providing for

the erection and equipment of said building under the supervision of the Soldiers' Relief Commission, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended:

Amendment No. 1:

By adding at the end of Section 2, the following words: "Provided that (\$85,000.00) Eighty-five Thousand Dollars shall be available for building and Fifteen Thousand (\$15,000.00) Dollars shall be available for equipment."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

FIRST READING.

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

Senate Joint Resolution No. 38, by Cordell of the Senate and Wooten of the House—A Resolution proposing an amendment to the Constitution of the State of Oklahoma.

Senate Bill No. 400, by Ratliff (by request)—An Act creating the office of State Bank Attorney, providing for the manner of filling such office, prescribing the duties of such officer and fixing his salary; providing for the appointment of assistants, stenographers and clerical help, and fixing their salaries; providing for securing the attendance of witnesses and the manner in which they shall be served, and fixing their fees and mileage, and the fees and mileage of the officers, making an appropriation, and declaring an emergency.

SECOND READING.

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

Senate Bill No. 399, by Jones, to Judiciary Committee No. 1.

Senate Joint Resolution No. 35, by Bobo and Memminger, to Committee on Constitution and Constitutional Amendments.

Senate Joint Resolution No. 36, by Mrs. Looney, to Committee on Constitution and Constitutional Amendments.

Senate Joint Resolution No. 37, by Mrs. Looney, to Committee on Constitution and Constitutional Amendments.

House Joint Resolution No. 14 to Committee on Roads and Highways.

House Bill No. 28, by Lindsey and Watkins, to Committee on State and County Affairs.

House Bill No. 147, by Treadway and Finley, to Committee on Agriculture.

House Bill No. 201, by Thompson (Garvin) and Street of the House, and Luttrell of the Senate, to Committee on State and County Affairs.

House Bill No. 292, by Otjen, to Committee on Soldier Relief and Memorials.

House Bill No. 347, by Cunningham, McBee, Anderson, Hutson and Vernon, to Committee on State and County Affairs.

House Bill 379, by Taylor (Lincoln) of the House, and Feuquay and Hill of the Senate, to Judiciary Committee No. 2.

House Bill No. 412, by Joint Committee on Education, of the House and Senate, to the Committee on Education.

House Bill No. 531, by Berry and Disney, to Committee on Fees and Salaries.

House Bill No. 503 by Committees on Roads and Highways of both Houses, to Committee on Roads and Highways.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 512 and Senate Bills Nos. 133, 187, 391, 153, 264, 377, 241, 360, 288, 283, 395, 371 and 164 correctly engrossed.

A communication from the Chamber of Commerce was read inviting the members of the Legislature to a banquet. The matter was referred to Committee on Adjournment.

Senator Leedy and Senator Jones were excused on account of illness.

Senator Looney (Pontotoc), was called to the Chair.

Senate Bill No. 338 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gollobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Land, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Durant, Glasser. Total, 2.

Not voting: Anglin, Gulager, Johns, Johnson, Lillard. Total, 5.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Go-

lobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Land, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Durant, Glasser. Total, 2.

Not voting: Anglin, Gulager, Johns, Johnson, Lillard. Total, 5.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore presiding.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 338 and ordered the same transmitted to the Honorable House.

Senate Bill No. 270 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Brown (Blaine), Brown (Love), Calvert, Cordell, Darnell, Durant, Golobie, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 29.

Nays: Anglin, Carlock, Cline, Cornett, Feuquay, Frye, Glasser, Horner. Total, 8.

Not voting: Gulager, Johnson. Total, 2.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.



The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Holloway moved to reconsider the vote by which Senate Bill No. 270 passed, and that that motion lie on the table. Motion prevailed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 270 and ordered the same transmitted to the Honorable House.

Senate Bill No. 398 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner,

Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 398 and ordered the same transmitted to the Honorable House.

Senate Bill No. 377 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 377 and ordered the same transmitted to the Honorable House.

Senate Bill No. 391 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 391 and ordered the same transmitted to the Honorable House.

Senate Bill No. 286 was read for the third time at length.

Senator Feuquay was called to the Chair.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Calvert, Cline, Cordell, Darnell, Durant, Feuquay, Holloway, Hudson, Hughes, Hughey, Johns,

Johnson, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 27.

Nays: Brown (Blaine), Carlock, Cornett, Frye, Glasser, Golobie, Gulager, Hill, Horner, Land, Wells. Total, 11.

Not voting: Brown (Love). Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Holloway moved to reconsider the vote by which Senate Bill No. 286 passed, and that that motion lie on the table. Motion prevailed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Calvert, Carlock, Cline, Cordell, Darnell, Durant, Fenquay, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 33.

Nays: Brown (Blaine), Cornett, Frye, Glasser, Wells. Total, 5.

Not voting: Brown (Love). Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.



The President Pro Tempore presiding.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 286 and ordered the same transmitted to the Honorable House.

On motion of Senator Cline, the following report of the Sub-Committee on Senate Bill No. 286 was ordered printed in the Journal:

REPORT OF SUB-COMMITTEE TO COMMITTEE  
ON APPROPRIATIONS.

Expense for Inauguration by Military Department under orders:

Pay of officers and men on duty December 6, 1922, to January 4, 1923; subsistence of men, December 6, 1922, to January 4, 1923; transportation, railroad fare, gasoline, truck repair, etc., December 6, 1922, to January 4, 1923.....	\$ 3,000.00
Freight and carload army tent stores ordered from Ft. Sill and returned at expense of State.....	316.48
Civilian labor, renting and moving water pipes for camp .....	183.52
Subsistence, meats, groceries, etc., bought on contract from wholesale houses on submitted bids; bills on file.....	4,256.80
Transportation of troops and equipment estimated in part for reason that all railroads have not yet filed claims; may exceed estimate.....	6,519.83
Care of sick and injured while on duty, loss of time, etc. ....	500.00
Pay of officers and men ordered on duty coming to and returning from Oklahoma City and on duty during the entire Inaugural ceremonies, 8th, 9th, 10th, 11th and 12th of January. Q. M. C. detach-	

ment retained on duty to clean up camp and close accounts two days additional; officers on duty, 80; men on duty, 923; Q. M. C. detachment, 16. . . .	8,227.60
For troops brought overland, gasoline, motor repairs for trucks, oil and other supplies. Repair and gas and oil for trucks hauling supplies, subsistence, etc., for troops while on duty here in Oklahoma City. Trucks' owned by the National Guard, State of Oklahoma. . . . .	1,346.72
Incidental expense . . . . .	649.05
Total . . . . .	<u>\$25,000.00</u>

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 287, 300 and 125 and House Bill No. 446 correctly engrossed.

Senate Bill No. 153 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 153 and ordered the same transmitted to the Honorable House.

Senate Bill No. 187 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 187 and ordered the same transmitted to the Honorable House.

Senate Bill No. 241 was read for the third time at length.

Senator Feuquay was called to the Chair.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant,

Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 35.

Nays: Gulager, Lillard. Total, 2.

Not voting: Langley, Wells. Total, 2.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 34.

Nays: Glasser, Gulager, Lillard. Total, 3.

Not voting: Langley, Wells. Total, 2.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Johnson moved to reconsider the vote by which Senate Bill No. 241 was passed, and that that motion lie on the table. Motion prevailed



The Acting President signed the engrossed copy of Senate Bill No. 241 and ordered the same transmitted to the Honorable House.

Senate Bill No. 395 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37

Nays: Glasser. Total, 1.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Glasser. Total, 1.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the engrossed copy of Senate Bill No. 395 and ordered the same transmitted to the Honorable House.

Senate Bill No. 283 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Cordell, Darnell, Feuquay, Frye, Golobie, Holloway, Horner, Hudson, Hughey, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 30.

Nays: Carlock, Cline, Cornett, Durant, Glasser, Gulager, Hill, Hughes. Total, 8.

Not voting: Johns. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Calvert, Cordell, Darnell, Feuquay, Frye, Golobie, Holloway, Horner, Hudson, Hughey, Johnson, Land, Langley, Lillard, Looney (Harmon),

Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 29.

Nays: Brown (Love), Carlock, Cline, Cornett, Durant, Glasser, Gulager, Hill, Hughes. Total, 9.

Not voting: Johns. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared lost.

The Acting President signed the engrossed copy of Senate Bill No. 283 and ordered the same transmitted to the Honorable House.

Senate Bill No. 360 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Cordell, Cornett, Darnell, Durant, Feuquay, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 32.

Nays: Brown (Blaine), Carlock, Cline, Frye, Glasser. Total, 5.

Not voting: Gulager, Johnson. Total, 2.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the engrossed copy of Senate Bill No. 360 and ordered the same transmitted to the Honorable House.

Senate Bill No. 164 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Darnell, Durant, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Wells, West, Woods. Total, 27.

Nays: Brown (Blaine), Carlock, Cline, Cordell, Cornett, Feuquay, Frye, Glasser, Land, McPherrren, Reed. Total, 11.

Not voting: Golobie. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Darnell, Durant, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Wells, West, Woods. Total, 27.

Nays: Brown (Blaine), Carlock, Cline, Cordell, Cornett, Feuquay, Frye, Glasser, Land, McPherrren, Reed. Total, 11.

Not voting: Golobie. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared lost.

The Acting President signed the engrossed copy of Senate Bill No. 164 and ordered the same transmitted to the Honorable House.

Senate Bill No. 264 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Bobo, Calvert, Cline, Cordell, Cornett, Darnell, Frye, Glasser, Golobie, Gulager, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Wells, Woods. Total, 29.

Nays: Anglin, Brown (Blaine), Carlock, Durant, Feuguay, Hill, Reed. Total, 7.

Not voting: Brown (Love), Holloway, West. Total, 3.

Excused: Jones, Leedy, Lewis. Total, 3.

Absent: Barker, Harvey. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Memminger moved to reconsider the vote by which Senate Bill No. 264 was passed, and that that motion lie on the table. Motion prevailed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Bobo, Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Glasser, Golobie, Gulager, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard



Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Wells, Woods. Total, 30.

Nays: Anglin, Brown (Blaine), Durant, Feuquay, Hill, Reed. Total, 6.

Not voting: Brown (Love), Holloway, West. Total, 3.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Anglin gave notice that on the next legislative day he would move to reconsider the vote by which the emergency on Senate Bill No. 264 was passed.

Senate Bill No. 287 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed the engrossed copy of Senate Bill No. 287 and ordered the same transmitted to the Honorable House.

The President Pro Tempore presiding.

Senate Bill No. 300 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 300 and ordered the same transmitted to the Honorable House.

Senate Bill No. 371 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant,

Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 371 and ordered the same transmitted to the Honorable House.

Senate Bill No. 133 was read for the third time at length.

The President presiding.

On motion of Senator Hughes, Senate Bill No. 133 was referred to a Special Committee for further consideration.

The Chair appointed as such Special Committee, Senators Hughes, Looney (Pontotoc) and Cline.

The following message from the Governor was received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 35, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 230, by Varnum, Disney, Nance, Treadway, Stewart, Watson (Sequoyah), Mitchell and Anderson, entitled, An Act amending Sections 3860, 3861, 3862, Paragraph 1, Section 3863, of Article 16, Chapter 20, of the Compiled Oklahoma Statutes, 1921, defining terms, licensing dealers, providing penalties, creating positions and making appropriations therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.



On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 238, by Hughey, Reed, Cordell and Darnell of the Senate, and Lightner, Varnum, Treadway, Tolbert and Ray of the House, entitled, An Act creating a Grain Inspection Department, providing for a State Grain Inspector, an Assistant State Grain Inspector, local grain inspectors, sampling for inspection and grading of grain, operating under the direction of the State Board of Agriculture, adoption of Federal grades established by the United States Grain Standards Act, making an appropriation, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 143, by Darnell and Land of the Senate, and Bremer of the House, entitled, An Act authorizing and making appropriation to complete and equip the tuberculosis sanatorium near Clinton, Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 518, by Committee on Appropriations of the House and Committee on Appropriations of the Senate, entitled, An Act making appropriations to pay per diem of members of the House of Representatives and the Senate of the Ninth Legislature, salaries and wages of employees, and contingent expenses, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended:

Amendment No. 1. By adding a new section as follows:

“Section 2. The House of Representatives and Senate, respectively, by proper resolution, shall provide for the custody and care of their respective chambers, committee rooms and equipment, including furniture, typewriters and other articles, and for the proper care of their records, documents and papers, during the time the Legislature is in session, and for the period of time between sessions of the Legislature, and for the preparation and publication of the permanent Journals of the respective houses, and the Session Laws of the Ninth Legislature, and the State Auditor is hereby directed to segregate and set aside such sum from the money appropriated in Section 1 of this Act, as may be provided in such resolution, of each or either of the houses, for the purposes set forth in said resolution and to issue warrants against such fund so segregated in payment of properly itemized vouchers approved by the presiding officer of the house under whose resolution the same is presented.”

Amendment No. 2. Change Section 2 to Section 3.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Holloway, with unanimous consent, reported as follows on behalf of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred House Bill No. 262, by Moothart and Mabon of the House, and Durant of the Senate, entitled, An Act changing the name of the Miami School of Mines to the Northeastern Oklahoma Junior College, providing for a course of study, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 397, by Feuquay and Wells of the Senate, and Ticer and Watson of the House, entitled, An Act providing for deputy court clerks in counties having a population of not less than 46,000 and not more than 47,000 by the last preceding Federal decennial census, fixing their salaries, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred House Bill No. 233, by Lindsey, entitled, An Act repealing Sections 3307 to 3311, inclusive, of the Compiled Oklahoma Statutes, Annotated, 1921, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Bill No. 363, by Ratliff, entitled, An Act providing for a complete, full itemized report of all moneys expended by the State institutions and State departments, and providing for same to be filed with the Secretary of the Senate and Chief Clerk of the House of Representatives within the first week of its biennial session, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Carlock, House Bill No. 518 was advanced to engrossment and third reading.

House Bill No. 518 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant,

Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed, and House Bill No. 518 was referred to the enrolling and engrossing department for engrossment of the amendments.



On motion of Senator West, Senate Joint Resolution No. 27 was withdrawn from the Committee on Appropriations and ordered placed upon the Calendar.

Senator Ratliff, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 2:

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred House Bill No. 101, by Smith and Elam, entitled, An Act creating and establishing a County Superior Court and procedure; providing for a judge for said court, for the election, appointment, term of office and compensation of said judge; providing for a stenographer and fixing his compensation; providing places for the sitting of said court; providing for assistant county attorneys, deputy court clerks and deputy sheriff at Fairfax and Hominy, Oklahoma, and fixing their salaries, and abolishing county court at Hominy and Fairfax, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted.

Mr. President:

We, your Committee on Judiciary No. 2, to whom was referred Senate Bill No. 389, by Horner, entitled, An Act amending Section 206, Chapter 3, Article IV, of the Compiled Oklahoma Statutes, annotated, 1921, relating to the venue of actions for divorce and annulment of marriage, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted.

On motion of Senator Feuquay, Senate Bill No. 397, by Feuquay, was ordered stricken from the Calendar.

On motion of Senator Feuquay, Senate Bill No. 381 was advanced to engrossment and third reading.

Senator Glasser, with unanimous consent, offered the following amendment to House Bill No. 491, which was adopted:

Mr. President: I move to amend House Bill No. 491, line 4 of the caption, and also line 4 of Section 1, as follows: By adding after the word "population" and before the word "to," in line 4, of the caption, the following language: "and in counties of not less than 37,500 population and not more than 37,550 population." And also amending line 4, Section 1, by adding before the word "acording," the following language: "and in counties of not less than 37,500 population and not more than 37,550 population."

GLASSER.

On motion of Senator Durant, Senate Bill No. 109 was ordered stricken from the Calendar.

House Bill No. 416 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Gulager. Total, 1.

Absent: Barker, Harvey. Total, 2.

Excused: Jones, Leedy, Lewis. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 416 and ordered the same returned to the Honorable House.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 518 correctly engrossed.

The President signed House Bill No. 518, as amended, and ordered the same returned to the Honorable House.

Senator Hughes, with unanimous consent, reported as follows on behalf of the Committee on Revenue and Taxation:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 85, by Vernon, entitled, An Act amending Section 9719, of the Compiled Oklahoma Statutes, 1921, General Laws of the State of Oklahoma, reducing the penalty on delinquent taxes from 18% to 15% per annum, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Engrossed Committee Substitute for House Bill No. 20, by Otjen, entitled, An Act relating to the platting for assessment and other purposes of tracts owned by two or more persons in severalty in counties having a population of not less than 37,500 and not over 37,600, and with an assessed valuation of not less than \$48,969,532.00, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Horner, Senate Bill No. 372 was advanced to engrossment and third reading.

On motion of Senator Anglin, Senate Bill No. 351 was advanced to engrossment and third reading.

Senator Luttrell, with unanimous consent, reported as follows on behalf of the Committee on Legislative and Judicial Apportionment:

Mr. President:

We, your Committee on Legislative and Judicial Apportionment, to whom was referred Senate Bill No. 394, by Gulager, entitled, A Bill entitled, An Act repealing Section 3079, of Compiled Oklahoma Statutes, Annotated, 1921, fixing the number of judges in Judicial District No. 3, providing which of the present judges in judicial district shall continue to serve as such, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LUTTRELL, Chairman.

On motion of Senator Luttrell, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Hudson, the Senate adjourned under the rules.



## SIXTY-SEVENTH LEGISLATIVE DAY

Tuesday, March 20, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Brown (Love) reported on behalf of the Committee on Engrossed and Enrolled Bills, Senate Bills Nos. 372, 256, 381 and 351 and House Bill No. 491 correctly engrossed.

Senator Glasser announced that Secretary of Agriculture Wallace would be in Oklahoma City tomorrow, and moved that a committee of three be appointed from the Senate to confer with a like committee from the House to arrange for a joint session of the Legislature at which Mr. Wallace would be invited to speak.

Motion prevailed, and the Chair appointed as such committee, Senators Glasser, Brown (Blaine) and Frye.

Senator Calvert, on behalf of the Committee on Constitution and Constitutional Amendments, reported as follows:

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 36, by Mrs. Looney, entitled, A Resolution providing for the submission of a proposed amendment to the Constitution of Oklahoma relating to the number, election and apportionment of Senators and Representatives, amending Sections 9, 10, 11, 12, 13, 14, 15 and 16 and all sub-sections thereunder, of Article 5, of said Constitution, by repealing the same and supplying new sections in lieu thereof, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CALVERT, Chairman.

On motion of Senator Calvert, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 37, by Mrs. Looney, entitled, A Resolution providing for the submission of the proposed amendment to the Constitution of Oklahoma relating to the compensation of the members of the Legislature, and the length of regular session of such Legislative Body; amending Section 83, of Article 5, thereof, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CALVERT, Chairman.

On motion of Senator Calvert, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 18, by Lillard and Feuquay, entitled, A Resolution authorizing the State Auditor to audit and approve certain cancelled warrants drawn against the State Printer's Fund, Number Fifteen (15), of the State of Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same as amended, without recommendation.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

A Committee from the Honorable House was received for the purpose of meeting with the Senate Committee to arrange for a joint session of the Assembly Wednesday at 11:30 o'clock a. m.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Engrossed House Bill No. 147, by Treadway and Finley, entitled, An Act providing for the regulation of stockyards and commission firms and dealers in livestock, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same, recommending that it be placed on Calendar without recommendation.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 526, by Cunningham, Anderson and Hutson, entitled, An Act authorizing the sheriff in every county in the state having a population of not less than 62,000 and not more than 65,000, according to the last preceding Federal or any census ordered or authorized by the Board of County Commissioners of any county, fixing salaries thereof, repealing all laws or parts of laws in conflict therewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Committee Substitute for House Bill No. 163, by Watson (Sequoyah), Lightner, Kidd, Long, Ferrell, Taylor (Lincoln), Brice, Johnson, Robertson, Anderson, Culp, Montgomery, Cunningham, Singletary and Dyer of the House, and Mrs. Looney of the Senate, entitled, An Act giving a list of officers and employees authorized in the State Health Department; dividing the State into four approximately equal sections; authorizing the appointment of one Health Supervisor for each of said four sections; readjusting and fixing salaries, beg leave to report that we had the same under con-

sideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

### FIRST READING.

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

Senate Bill No. 401, by Committee on Appropriations,—An Act making an appropriation to pay deficiencies as per vouchers and claims on file with the State Auditor, and declaring an emergency.

Senate Bill No. 402, by Darnell—An Act providing for the registration of qualified electors of the State of Oklahoma; providing for changes in said registration certificates and repealing conflicting laws.

Senate Bill No. 403, by Reed—An Act to provide compensation for farm laborers injured while working at farm pursuits.

Senate Bill No. 404, by Reed—An Act making it a felony to withdraw collateral pledged to a bank or a trust, or other form of receipt, and when so withdrawn, to use, sell, repledge or otherwise dispose of same for any other purpose than that of paying for the indebtedness, etc.

### SECOND READING.

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

Senate Joint Resolution No. 38, by Cordell of the Senate and Wooten of the House, to Committee on Constitution and Constitutional Amendments.



Senate Bill No. 400, by Ratliff, to Committee on State and County Affairs.

Senator West, Chairman of the Committee on Fees and Salaries, moved that Senate Bill No. 184, by the Committee on Fees and Salaries, be stricken from the Calendar. Motion carried.

Senator Glasser, on behalf of the Special Committee, reported that Secretary of Agriculture Wallace will address the Joint Assembly in the House Chamber at 11:30 o'clock a. m., Wednesday.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 332, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 288, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you and, through you, the members of your Honorable body, that I have today signed enrolled copy

of Senate Bill No. 173, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

This is to advise you and, through you, the members of your Honorable body, that on the 19th day of March I disapproved Senate Bill No. 295, the same being an act relating to the appointment of an additional court bailiff in all counties of the State of Oklahoma having a population of not less than 55,000 nor more than 56,000, as shown by the last preceding decennial census, describing their duties, fixing their salaries, and declaring an emergency.

It occurs to me that the allowance made in this bill for the salary of the court bailiff, to-wit, \$150.00 per month, is out of line with the salaries paid other public officials, and constitutes an extravagance which the people can ill-afford in these times of economic distress.

Very respectfully,

J. C. WALTON,  
Governor.

Senate Bill No. 125 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Not voting: Carlock, Darnell, Durant, Golobie, Lillard.  
Total, 5.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: None.

Not voting: Carlock, Darnell, Durant, Golobie, Lillard.  
Total, 5.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 125 and ordered the same transmitted to the Honorable House.

Senate Bill No. 381 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 381 and ordered the same transmitted to the Honorable House.

Senate Bill No. 256 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 256 and ordered the same transmitted to the Honorable House.

Senate Bill No. 372 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren,



Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Glasser. Total, 1.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Glasser. Total, 1.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 372 and ordered the same transmitted to the Honorable House

Senate Bill No. 351 was read for the third time at length, and on motion of Senator Golobie further consideration of the bill was indefinitely postponed.

Senator Hughes, on behalf of the Special Committee on Senate Bill No. 133, reported as Follows:

Mr. President:

We, your Special Committee, to whom was referred Engrossed Senate Bill No. 133, by Hughes, entitled, An Act providing for physical education in the State and common schools, and a system of certification of teachers of physical education, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

HUGHES,  
LOONEY, J. C.,  
CLINE,  
Committee.

On Motion of Senator Hughes, the report was adopted.

The amendments offered by the Committee were read by the Clerk, as follows:

Amendment No. 1:

Amend Senate Bill No. 133 as follows: By adding Section 5, which shall read as follows:

“Section 5. This Act shall not authorize or direct any school board to purchase any athletic equipment, nor playground apparatus, for the purpose of carrying out the provisions of this Act, and neither is it meant to discriminate against any teacher of this State who does not come under its provisions.”

Amendment No. 2:

Amend Senate Bill No. 133 by striking after the word “Education,” in line 7, Section 3, page 3, the remainder of Section 3.

## Amendment No. 3:

Amend Senate Bill No. 133, line 17, page 3, as follows:  
By adding after the word "teach" and before the word "in,"  
the words "physical education."

HUGHES,  
LOONEY, J. C.,  
CLINE.

Senator Hughes moved that the amendments be adopted,  
which motion prevailed.

The question being, "Shall the bill pass?" the roll was  
called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown  
(Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay,  
Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hud-  
son, Hughes, Hughey, Johns, Johnson, Jones, Land, Looney  
(Harmon), Looney (Pontotoc), Luttrell, McPherren, Mem-  
minger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods.  
Total, 37.

Nays: Langley. Total, 1.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of  
the votes of all members elected to and constituting the Senate  
was declared passed.

The question being, "Shall the bill become an emergency  
measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown  
(Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay,  
Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hud-  
son, Hughes, Hughey, Johns, Johnson, Jones, Land, Looney

(Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Langley. Total, 1.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and Senate Bill No. 133 was referred to the enrolling and engrossing department for re-engrossment.

Senator Darnell was, by unanimous consent, excused from the next day's session.

House Bill No. 230 was taken up for consideration and read by sections.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Senator Looney of Harmon was called to the chair.

Section 3 was read and adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read by the Clerk.

Senator Woods offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 230, line 17, page 7, by striking after the words \$2,400.00, the word "each."

WOODS.

Section 7, as amended, was adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Section 11 was read by the Clerk.

Senator Langley offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 230, line 15, page 11, by striking after the word "this" and before the word "shall," the word "section," and substituting in lieu thereof the word "act."

LANGLEY.

Senator Woods offered the following amendment:

Mr. President: I move to amend House Bill No. 230, line 14, page 9, by adding after the word "corporations" the words "operated on commission."

WOODS.

Senator Looney (Pontotoc) offered the following substitute amendment, which was accepted by Senator Woods and adopted:

Mr. President: I move to amend House Bill No. 230, lines 13 and 14, page 9, by striking after the word "the," in line 13, the following words: "above described," and inserting the word "corporations." In line 14, by striking the word "above described" and inserting "in this section."

J. C. LOONEY.



Senator Looney (Pontotoc) offered the following amendment, which was adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 230, line 11, page 9, by striking after the word "producer" and before the word "a" the word "on," and inserting a comma (,) after the word "producer" in said line 11.

J. C. LOONEY.

Section 11, as amended, was adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read by the Clerk.

Senator Gulager offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 230, line 11, page 19, by adding after the word "dollars," the following: "Provided, that no city or incorporated town or county shall ever compel any producer of any farm, dairy or poultry product to pay a license fee to sell products raised by him."

GULAGER.

Senator Cordell moved to reconsider the vote by which Senator Gulager's amendment was adopted. Motion lost.

Section 13, as amended, was adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read by the Clerk.

Senator Langley offered the following amendment, which was tabled on motion of Senator Cordell:

Mr. President: I move to amend House Bill No. 230, line 15, page 19, by striking Section 15, being the emergency clause, and substituting as Section 15, the following:

“Section 15. All laws and parts of laws in conflict herewith are hereby repealed.”

LANGLEY.

On motion of Senator Carlock, House Bill No. 230 was advanced to engrossment and third reading.

Senator Carlock reported as follows on behalf of the Committee on adjournment.

To the President of the Senate and the Speaker of the House of Representatives:

We, the Joint Committee of the Senate and House of Representatives, appointed to investigate the condition of the Calendars of the two houses and to recommend the date for sine die adjournment, beg leave to report that we have had under consideration the condition of the Calendars of both houses, and suggest that the Legislature can complete its work by noon Thursday, March 29, 1923, and recommend that it do adjourn sine die at that time.

CARLOCK,  
WEST,

Senate Committee.

ROSSITER,  
NANCE,  
DISNEY,

House Committee.

On motion of Senator Carlock, the report was adopted.

Senator McPherren moved that House Bill No. 197 be passed until the next House day.

On motion of Senator Holloway, the McPherren motion was tabled.

Senator Looney (Pontotoc), moved to refer back to Bills on Third Reading for the purpose of considering Senate Bill No. 261. Motion prevailed.

Senator Looney moved that the vote by which Senate Bill No. 261 failed of final passage be now reconsidered.

The roll call was requested, and resulted as follows:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Feuquay, Frye, Gulager, Holloway, Hudson, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Woods. Total, 23.

Nays: Brown (Blaine), Cordell, Cornett, Darnell, Durant, Glasser, Golobie, Hill, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Reed, Wells. Total, 17.

Not voting: West. Total, 1.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The motion was declared carried.

Senate Bill No. 261 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cornett, Feuquay, Frye, Gulager, Holloway, Hudson, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Woods. Total, 24.

Nays: Brown (Blaine), Cordell, Darnell, Glasser, Golobie, Hill, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Reed, Wells, West. Total, 16.

Not voting: Durant. Total, 1.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Looney (Pontotoc) moved that the vote by which Senate Bill No. 261 passed be reconsidered, and that that motion lie on the table. Motion prevailed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Feuquay, Frye, Gulager, Holloway, Hudson, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Woods. Total, 23.

Nays: Brown (Blaine), Cordell, Cornett, Darnell, Durant, Glasser, Golobie, Hill, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Reed, Wells, West. Total, 18.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared lost.

Senator Looney (Pontotoc) moved that the vote by which the emergency failed of passage be reconsidered, and that that motion lie on the table. Motion prevailed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 261 and ordered the same transmitted to the Honorable House.

House Bill 197 was taken up for further consideration.

Section 3 was read by the Clerk.

Senator Holloway offered the four following amendments which were adopted.

Mr. President: I move to amend House Bill No. 197, line 15, page 4, by striking after the first word "books" and be-

fore the second word "books" the word "basis," and inserting in lieu thereof the word "basic."

HOLLOWAY.

Mr. President: I move to amend House Bill No. 197, line 12, page 5, by inserting after the word "pounds" and before the word "may," the following language: "and the cost of carriage above the established freight charges, whether one hundred pounds or more."

HOLLOWAY.

Mr. President: I move to amend House Bill No. 197, line 18, page 5, by striking after the word "by" and before the word "provided" the word "carrier," and inserting in lieu thereof the word "consignee."

HOLLOWAY.

Mr. President: I move to amend House Bill No. 197, line 18, page 6, by adding after the word "fund," the following language: "provided this penalty shall not apply for thirty (30) days where said delay is the result of an act of Providence."

HOLLOWAY.

Section 3, as amended, was adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read by the Clerk.

Senator Brown (Love) offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill 197, line 12, page 9, by striking after the word "obtain" and before the



word "books" the word "free," and substituting therefor the word "State."

EARL BROWN.

Senator Holloway offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 197, line 3, page 10, after the word "needed" by striking the word "basis" and inserting the word "basic"

HOLLOWAY.

Section 7, as amended, was adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read by the Clerk.

Senator Brown (Love) offered the following amendment which was tabled on motion of Senator Holloway:

Mr. President: I move to amend House Bill No. 197 by striking all of Section 9.

EARL BROWN.

Section 9 was adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Section 11 was read by the Clerk.

Senator Holloway offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 197, line 12, page 13, by adding after the word "the" the following language: "state in the."

HOLLOWAY.

Section 11, as amended, was adopted by unanimous consent.

Section 12 was read by the Clerk.

Senator Golobie offered the following amendment:

Mr. President: I move to amend House Bill No. 197, page 14, by striking after the word "inspectors," at the end of line 14, all of lines 15, 16, 17 and 18, the remainder of Section 12.

GOLOBIE.

The President presiding.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the House of Representatives refuses to concur in Senate amendments to:

Engrossed House Bill No. 302, by Committee on Appropriations, entitled:

"An Act making an appropriation for maintenance for the remainder of the year ending June 30, 1923, and for paving, repairs and improving grounds for the Central State Normal, at Edmond, Oklahoma, and declaring an emergency,"

and requests a conference thereon, and that Representatives Nance, Windle and Stovall have been appointed as Representative Conferees thereon.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Carlock moved that the Senate grant the request of the Honorable House for a conference, and that a Committee be appointed.

Motion prevailed, and the Chair appointed as Senate Conferees on House Bill No. 302, Senators Langley, McPherran and Looney (Pontotoc).

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the House of Representatives refuses to concur in Senate amendments to:

Engrossed House Bill No. 518, by Committee on Appropriations of the House and Committee on Appropriations of the Senate, entitled:

“An Act making appropriations to pay per diem of members of the House of Representatives and the Senate of the Ninth Legislature, salaries and wages of employees and contingent expenses, and declaring an emergency,”

and requests a conference thereon, and that Representatives Nance, Stewart and Stovall have been appointed as Representative Conferees thereon.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Carlock moved that the Senate grant the request of the Honorable House for a conference, and that a Committee be appointed.

Motion prevailed, and the Chair appointed Senators Hudson, Holloway and Carlock as Senate Conferees on House Bill No. 518.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 309, by Miller, et al, entitled:

“An Act authorizing municipal corporations to purchase or condemn and hold lots and lands, in fee simple, for municipal water works, and the protection thereof from contamination and pollution, and prescribing the manner in which such land shall be designated and condemned, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 13-A, by Committee on Banking, entitled:

“A Bill to be entitled, An Act amending Section 4127 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to loans of money to bank officers and changing and fixing the penalty for violation thereof; amending Section 4144 of said Statutes relating to the right of banks to borrow money and limiting the pledging of collateral for rediscounts and bills payable of State Banks, and fixing the penalty for violation thereof; amending Section 4166 of said Statutes relating to the payment of the depositors and other creditors of insolvent State Banks, and providing for the liquidation of said banks and the manner thereof and for the appointment of liquidating agents, attorneys and other employees and fixing their compensation; amending Section 4189 of said Statutes relating to the right of surety companies to participate in the assets of failed banks and providing for the participation of surety companies paying depository bonds, securing public funds on deposits in State Banks in pro rata division of the assets of

said banks with the depositors of said banks and providing for the administration of such assets by the Bank Commissioner; amending Section 4150 of said Statutes relating to the right of State Banks to hold real estate and providing when real estate may be held by said banks and the conveyance thereof; amending Section 4161 of said Statutes ~~relating~~ to the State Banking Board and providing for the appointment of said board, and fixing the compensation of its members; amending Section 4169 of said Statutes providing that the stockholders may repair the loss of a bank and providing for the manner of reopening such bank; amending Section 4174 of said Statutes relating to the certificate of authority for bank to do business, and providing for the issuance of such certificate of authority; amending Section 4175 of said Statutes relating to the rate of interest allowed on deposits, and providing that no greater rate of interest shall be allowed or paid than is permitted by the rules of the Bank Commissioner; repealing Section 4162 of said Statutes relating to the depositors' guaranty fund and issue of guaranty fund warrants; repealing Section 4163 of said Statutes relating to emergency assessments for the depositors' guaranty fund; repealing Section 4164 of said Statutes relating to certain payments into the depositors' guaranty fund for newly organized banks; repealing Section 4168 of said Statutes relating to certificates of guaranty and the display and advertisement of the same, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that they have



reconsidered the motion by which they refused to concur in Senate amendments to:

House Bill No. 225, by Committee on Appropriations, entitled:

“An Act making an appropriation to pay claims against deficiency certificates numbered twenty-three to twenty-seven (23-27), inclusive, for the fiscal year ending June 30, 1921, and one to thirty-four (1-34), both inclusive, for the fiscal year ending June 30, 1922, and one to twenty-three (1-23), both inclusive, for the fiscal year ending June 30, 1923, as approved and certified to by the Governor under authority of Chapter 231 of the Session Laws of Oklahoma, 1915, as amended by Chapter 229, of the Session Laws of Oklahoma, 1919, and declaring an emergency.”

And have now decided to concur.

Yours very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the House of Representatives has concurred in Senate amendments to

House Bill No. 444, by King ((by request), entitled:

“An Act regulating and fixing the salaries, per diem and mileage of the county commissioners in all counties in the State of Oklahoma having a population of not less than 19,150 inhabitants and not to exceed 19,160 inhabitants, based on the 1920 Federal census; also in all counties in the State of Oklahoma having a population of not less than 22,440 and not to exceed 22,450 inhabitants, based on the 1920 Federal census, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.”

House Bill No. 277, by Nance, Dyer, Kidd, Coover, Moot hart, et al, entitled:

“An Act providing for a bookkeeper in the office of the State Game and Fish Warden of the State, defining his duties and fixing his salary; also creating thirteen Game and Fish Rangers in the State, defining their duties, fixing their salaries, and declaring an emergency.”

House Bill No. 416, by Watson (Sequoyah), entitled:

“An Act fixing the salaries of members of the board of county commissioners in counties in the State having a population of not less than 26,725 and not more than 26,745, and declaring an emergency.”

House Bill No. 207, by Moothart and Mabon of the House, and Durant of the Senate, entitled:

“An Act to provide sufficient revenue to maintain public schools in town or city school districts in the State of Oklahoma wherein lead and zinc minerals are mined from Indian lands exempt from taxation, for other purposes, and declaring an emergency.”

House Joint Resolution No. 6, by Anderson and Cunningham, entitled:

“A Resolution providing for the refunding of Gross Production Tax to Rushton Oil Company, a corporation.”

Yours very respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Joint Resolution No. 19, by Looney, et al, entitled:

“A Resolution authorizing the Soldiers’ Relief Commission to landscape and grade the grounds of the Soldiers’ Tubercular Sanatorium, located at Sulphur, Oklahoma, to plant trees thereon, to pave oval and road, making an appropriation therefor, and declaring an emergency.”

Enrolled House Concurrent Resolution No. 15, by Harper and Brice, entitled:

“A Resolution memorializing Congress as to the repeal of the Esch-Cummins Act.”

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Joint Resolution No. 19 and House Concurrent Resolution No. 15 and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body.

Enrolled House Bill No. 508, by Sigler and Pollock of the House, and Carlock of the Senate, entitled:

“An Act legalizing the incorporation of cities having a population of over 2,100 and less than 2,500, as shown by any census taken, as provided by law, and legalizing the elections held, voting such cities to be cities; and legalizing the proceedings and acts done by the mayor and councilmen of said cities, and declaring an emergency.”

Enrolled House Bill No. 373, by Committee on Appropriations, entitled:

“An Act making an appropriation for repair of the spur track leading from the main line of the Santa Fe Railroad to the power house on the Capitol grounds, and declaring an emergency.”

Enrolled House Bill No. 487, by Ticer, et al, entitled:

“An Act fixing the number of deputy court clerks in all counties in the State of Oklahoma having a population of not less than 46,000 and not more than 47,000, according to the 1920 Federal census, and having a superior court sitting therein, at a place other than at the county seat; fixing the salaries of such deputies, and declaring an emergency.”

Enrolled House Bill No. 88, by Sigler, entitled:

“An Act to regulate the appointment of deputy court clerks in counties having a population of over 40,240 and less than 40,250 fixing their salaries, and declaring an emergency.”

Enrolled House Bill No. 382, by Thompson (Canadian) of the House and Lillard of the Senate, entitled:

“An Act fixing the salaries of county attorneys and authorizing the employment of assistant county attorneys and stenographers in counties having a population of not less than 22,238 inhabitants and not more than 22,300 inhabitants, fixing the salaries of such officers and assistants and stenographers and repealing all laws in conflict herewith, and declaring an emergency.”

Enrolled House Bill No. 494, by Gibson, entitled:

“An Act fixing the salaries of county judges and county attorneys in counties having a population of not less than 13,868 and not more than 13,900.”

Enrolled House Bill No. 499, by Thompson (Garvin) and Singletary, entitled:

“An Act designating certain roads as State highways in all counties having a population of not less than 19,326 and not to exceed 19,330 inhabitants, and all counties having a population of 32,445 inhabitants and not to exceed 32,450 inhabitants, according to the 1920 Federal census, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bills Nos. 508, 373, 487, 88, 382, 494 and 499 and ordered the same returned to the Honorable House of Representatives.

At the request of the Chairman of the Appropriations Committee, House Bill No. 26 was taken up for consideration and, by unanimous consent, advanced to engrossment and third reading

House Bill No. 26 was read for the third time at length

The question being, “Shall the bill pass?” the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.



Excused: Leedy, Lewis. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuguay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Carlock, Durant, Lillard. Total, 3.

Absent: Harvey. Total, 1.

Excused: Leedy, Lewis. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed, and House Bill No. 26 was referred to the enrolling and engrossing department for engrossment of the amendments.

House Bill No. 197 was taken up for further consideration.

The vote recurring upon the Golobie amendment, the same was lost.

Senator Anglin offered the following amendment, which was tabled on motion of Senator Nichols.

Mr. President: I move to amend House Bill No. 197, line 16, page 14, by inserting after the word "teaches" and before the word "the" the words "as true."

ANGLIN.

Senator Langley offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 197, by striking the word "free" throughout the Act and title, and where it appears before the word "text," and inserting in lieu thereof the word "State."

LANGLEY.

Senator Darnell offered the following amendment, which was tabled on motion of Senator Holloway:

Mr. President: I move to amend House Bill No. 197, line 11, page 14, by adding after the word "education" and before the word "provided," in line 12, the following: "providing that no copyright shall be purchased for readers adopted for the four lower grades which contain fiction or fairy tales.

DARNELL.

Senator Reed offered the following amendment, which was tabled on motion of Senator Holloway:

Mr. President: I move to amend House Bill No. 197, line 18, page 14, by inserting after the word "creation," the following: "No school in the State of Oklahoma shall receive any State aid that teaches the Darwinian theory of creation."

REED.

On motion of Senator Holloway, Section 12 was adopted.

Section 13 was read by the Clerk.

Senator Langley offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 197, line 2, page 15, by adding after the word "books" and before the word "including," the words "other than basic," and by

adding after the word "books," in line 4, and before the word "must" the words "other than basis."

LANGLEY.

Senator Brown (Love) offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 197 by striking all of Section 13.

EARL A. BROWN.

Section 13 was, by unanimous consent, adopted as amended.

Senator Looney (Pontotoc) moved that the Senate adjourn under the rules.

Senator Hudson offered a substitute motion that the Senate adjourn until 11 o'clock a. m., Wednesday.

Senator Langley, with unanimous consent, reported as follows on behalf of the Committee on Hospitals and Charities:

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Senate Bill No. 136, by Johnson, entitled, An Act making an appropriation for the care and medical treatment of drug addicts who are indigent and unable to pay for such care and treatment, and providing for the transfer of such patients; taking over certain property for a home for drug addicts, and fixing the maximum amount that shall be expended in the care and treatment of any one patient, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do not pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted.

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Engrossed House Bill No. 314, by Van Dall, entitled, An Act amending Section 5668, of Compiled Oklahoma Statutes, Annotated, 1921, relating to powers and duties of boards of control of county hospitals in counties having population of not less than 27,002 and not more than 27,100, according to the last Federal census, providing ways and means for support and maintenance of such hospitals, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Langley with unanimous consent, reported as follows on behalf of the Committee on Soldier Relief and Memorials:

Mr. President:

We, your Committee on Soldiers Relief and Memorials, to whom was referred Engrossed House Bill No. 292, by Otjen, entitled, An Act amending and re-enacting Section 8235, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to burial of soldiers, sailors and marines by counties, and furnishing headstones therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman.

On motion of Senator Langley, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 201, by Thompson (Garvin) and Street of the House, and Luttrell of the Senate, entitled, An Act amending Section 8572, Compiled Oklahoma Statutes, 1921, relating to the investment of sinking funds of the State or of any county, city, town, township, school district or any municipality thereof, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 344, by Thompson (Garvin), entitled, A Bill to be entitled, An Act providing for an additional deputy in the office of the sheriff in all counties having a population of not less than thirty-two thousand four hundred forty (32,440) inhabitants and not exceeding thirty-two thousand four hundred forty-five (32,445) inhabitants, according to the last Federal census of 1920, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.



Senator Nichols, with unanimous consent, reported as follows on behalf of the Committee on Roads and Highways:

Mr. President:

We, your Committee on Roads and Highways, to whom was referred Engrossed House Joint Resolution No. 14, by Phillips and Gibbons of the House, and Woods and Luttrell of the Senate, entitled, A Joint Resolution authorizing the Commissioner of Highways to enter into contract with the Purell-Lexington Bridge Company, to take over the toll bridge across the South Canadian River between Purcell and Lexington, Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

NICHOLS, Chairman.

On motion of Senator Nichols, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Brown (Love), House Bill No. 141 was advanced to engrossment and third reading.

Senator Johnson moved that Senate Bill No. 330 be withdrawn from the Committee on Appropriations and placed on the Calendar.

Motion carried, and the bill was ordered printed.

On request of Senator Langley, House Bill No. 233 was, by unanimous consent, advanced to engrossment and third reading.

On request of Senator Brown (Love), Senate Bill No. 388 was, by unanimous consent, advanced to engrossment and third reading.

## HOUSE BILLS ON FIRST READING

Engrossed House Bill No. 13-A, by Committee on Banking—An Act amending Section 4127 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to loans of money to bank officers and changing and fixing the penalty for violation thereof; amending Section 4144 of said Statutes relating to the rights of banks, etc.

Engrossed House Bill No. 309, by Miller, Simpson, Long, Boyer and Ferrill of the House, and Langley and Hudson of the Senate—An Act authorizing municipal corporations to purchase or condemn and hold lots and lands, in fee simple, for municipal and pollution, and describing the manner in which such land shall be designated and condemned, and declaring an emergency.

On motion of Senator Hudson, the Senate adjourned until 11 o'clock, a. m., Wednesday.

SIXTY-EIGHTH LEGISLATIVE DAY.

Wednesday, March 21, 1923.

MORNING SESSION.

The Senate convened at 11:00 o'clock a. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 42.

Absent: Harvey. Total, 1.

Excused: Lewis. Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

Information was received from the House of Representatives that that body was ready to receive the Senate at once, in joint assembly, and the Chair directed the Senate to proceed in order to the hall of the House of Representatives.

JOINT SESSION.

The Assembly was called to order by the President Pro Tempore of the Senate.

As no official Acts were contemplated, the roll call of the Joint Assembly was by unanimous consent dispensed with.

Representative Nance moved that the Chair appoint a Committee of three from the Senate and three from the House to escort the Honorable Mr. Wallace, Secretary of Agriculture, to the rostrum. Motion carried.

The Chair appointed Senators Glasser, Hill and Golobie and Representatives Mabon, Nance and Everhardt.

Mr. Wallace accompanied by the Governor was received. The Governor introduced Mr. Wallace, who addressed the Joint Assembly on the subject of agricultural legislation, and the work of the Department under his direction.

Senator Harreld was called upon by the President Pro Tempore and spoke briefly to the Joint Assembly.

On motion of Representative Rossiter the Joint Assembly was dissolved.

#### AFTERNOON SESSION.

The Senate was called to order at 1:30 o'clock p. m., by the President Pro Tempore.

#### FIRST READING

The following resolution was introduced and read for the first time:

Senate Joint Resolution No. 39, by Mrs. Lamar Looney, of the Senate, and Mrs. Mitchell, of the House—A Joint Resolution authorizing the appointment of a Commission to arrange for an International Exposition to be held in Philadelphia in the year one Thousand Nine Hundred Twenty-six, in celebration of the One Hundred and Fiftieth Anniversary of American Independence.

At the request of Senator Glasser, House Bill No. 20, was by unanimous consent advanced to engrossment and third reading.

At the request of Senator Cornett, House Bill No. 314, was by unanimous consent advanced to engrossment and third reading.

At the request of Senator Glasser, House Bill No. 292, was by unanimous consent advanced to engrossment and third reading.

At the request of Senator Looney (Harmon), House Bill No. 526, was advanced to engrossment and third reading.

At the request of Senator Woods, House Bill No. 496, was by unanimous consent advanced to engrossment and third reading.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 388 and 133 and House Bills Nos. 230, 141 and 26 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 133, and order same transmitted to the Honorable House.

The President Pro Tempore signed House Bill No. 26, as amended, and ordered the same returned to the Honorable House.

Senator Reed, on behalf of the Special Committee, on Senate Bill No. 53, reported as follows:

Mr. President:

We, your Special Committee to whom was referred Engrossed Senate Bill No. 53, by Reed, entitled, An Act to amend Section No. 7177, Revised Laws of 1910, and providing for the forfeiture of preference right, and right of renewal leases for failure to renew lease and execute notes, and providing for the sale of improvements giving to the former lessee and pro-



ceeds received therefrom after deducting any amounts owing to the State, and providing that the procedure therefor shall be the same as in forfeiting leases for non-payment of rentals, repealing all conflicting laws, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

REED, Chairman.

On motion of Senator Reed the report was adopted and Senate Bill No. 53 was referred to the enrolling and engrossing department for engrossment.

Senator Golobie, on behalf of the Committee on Public Buildings, reported as follows:

Mr. President:

We, your Committee on Public Buildings, to whom was referred Senate Bill No. 115, by Lillard, entitled, An Act authorizing the Governor to cause to be built under his direction and supervision a Governor's Mansion acquiring a site and making an appropriation therefor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

GOLOBIE, Chairman.

On motion of Senator Golobie, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Lillard reported on behalf of the Committee appointed to confer with the Chamber of Commerce, relative to a banquet for the Legislators to be given by the Chamber of Commerce that the dinner would be given on Friday evening, March 23rd.

On motion of Senator Lillard, the Senate voted to accept the invitation of the Chamber of Commerce.

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House Bill No. 197 was taken up for further consideration.

Section 14 was read by the Clerk.

Senator Holloway offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 197, line 5, page 18, by adding after the word "June" the following language: "of each year after this Act becomes effective."

HOLLOWAY.

Senator Brown (Love) offered the following amendment:

Mr. President: I move to amend House Bill No. 197, line 9, page 19, by adding after the word "fumigation" and before Section 15 the following: "Provided, further that any pupil may keep any book issued to him, and such text book shall be the property of the pupil to whom it was issued, provided, that he shall not receive more than one text book for any one grade in any one subject."

EARL BROWN.

Senator Langley made a point of order against the amendment that it was the same question which had been voted upon and rejected on the previous day.

The Chair held the point of order well taken.

Section 14, as amended, was adopted by unanimous consent.

Section 15 was read by the Clerk.

Senator Glasser offered the following two amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 197, line 13, page 19, by adding after the word "board" and before the word "in" "and said bond shall be conditioned."

GLASSER.

Mr. President: I move to amend House Bill No. 197, line 12, page 19, by striking the words "cost of" and substituting "the premium upon."

GLASSER.

Section 15, as amended, was adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

Section 17 was read and adopted by unanimous consent.

Senator Holloway offered the following two amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 197, line 18, page 20 by adding after the word "language" the following words, to be designated as Section 18: "All high school books, charts, maps, etc., used in Oklahoma, in grades nine (9) to twelve (12) inclusive, as approved by the State Text Book Commission, shall be sold to the consumer at the price fixed by the State Commission, and such books, charts, maps, etc., shall be furnished and delivered by such publisher through the book depository at Oklahoma City or through the local depository in the State upon the condition that the State of Oklahoma shall not be liable therefor."

HOLLOWAY.

Mr. President: I move to amend House Bill No. 197, page 21, by renumbering Section 18 as Section 19; Section 19 as Section 20; Section 20 as Section 21.

HOLLOWAY.

Section 17, as amended, was adopted by unanimous consent.

Section 18 was read, and by unanimous consent was adopted as amended.

Section 19 was read and by unanimous consent was adopted as amended.

Senator Carlock, with unanimous consent, offered the following amendment to Section 1:

Mr. President: I move to amend House Bill No. 197, Section 1, line 6, page 3 by striking the words "and from moneys not otherwise appropriated."

CARLOCK.

On motion of Senator Holloway the Carlock amendment was tabled.

Senator McPherrren offered the following amendment:

Mr. President: I move to amend House Bill No. 197, line 12, page 3, by inserting after the word "for" the following language: "No money shall be expended under this Act, until funds required to meet all other appropriations made by the Ninth Legislature are available."

McPHERREN.

Senator McPherrren, by unanimous consent withdrew his amendment, and offered the following as a substitute therefor:

Mr. President: I move to amend House Bill No. 197, line 6, page 2, by striking after the word "act" the balance of the section and substituting the following "the sum of Six Hundred Thousand (\$600,000) Dollars is appropriated for the fiscal year ending June 30, 1924 and Three Hundred Fifty Thousand (\$350,000) Dollars for the fiscal year ending June 30, 1925, from any money in the treasury not otherwise appropriated."

McPHERREN.

The President presiding.

On motion of Senator Holloway, the McPherrren amendment was tabled.

Senator Holloway offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 197 by adding after the last named House authors, the following: "of the house, and Mrs. Looney, Calvert, Anglin, Luttrell, Monk, J. C. Looney, Langley, Menninger, Lillard, Woods, Golobie, Leedy, Durant and Holloway of the Senate."

HOLLOWAY.

Senator Nichols offered the following amendment, which was tabled on motion of Senator Bobo:

Mr. President: I move to amend House Bill No. 197, line 1, page 7, by striking after the figure "4" all of said section and adding in lieu thereof the following: "That no books shall be used by any pupil in any public school provided for in this Act, except those books issued through the school authorities in any public school."

NICHOLS.

Senator Brown (Love) offered the following amendment, which was tabled on motion of Senator Holloway:

Mr. President: I move to amend House Bill No. 197, line 8, page 13, by adding after the word "required" and before the words "Section 10," the following: "Provided, that any pupil may purchase any text book that he has used if he offers to do so, at the close of the school year, in any school district, at fifty (50%) per cent of the price which the State Text Book Commission paid for said text book."

E. A. BROWN.

On motion of Senator Holloway, House Bill No. 197, as amended, was advanced to engrossment and third reading.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:



Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 289, by Ticer and Watson, entitled, A Bill to be entitled, An Act authorizing the construction of a standard steel water tower at the State Industrial School for Girls, located at Tecumseh, Oklahoma, and for the proper equipping of the same, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 385, by Thompson (Garvin) of the House and Lattrell of the Senate, entitled, An Act making an appropriation for general support and maintenance of the State Training School for White Boys, located at Pauls Valley, Oklahoma, for the fiscal year ending June 30, 1923, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 27, by West, Reed, Darnell and Brown (Blaine), entitled, A Joint Resolution providing for the purchase of the Keys bridge across the South

Canadian River, between the towns of Bridgeport and Geary, on the Postal Highway, in the event same can be purchased at the price provided by this resolution; otherwise providing for the construction, under the supervision of the State Highway Commissioner, of a bridge across said Postal Highway, not exceeding the distance of one hundred and fifty yards east and south of the Rock Island Railway bridge across the said South Canadian River, between the points above designated; making an appropriation therefor, and declaring an emergency, beg leave to report, and herewith return the same as ordered reported out and placed on the Calendar by action of the Senate.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 330, by Johns and Barker of the Senate, and Gray, Davis, Price and Thompson, of the House entitled, An Act providing Federal aid for the finishing of construction of certain Federal projects in the State of Oklahoma, and declaring an emergency, beg leave to report, and herewith return the same as ordered reported out and placed on the Calendar by action of the Senate.

CARLOCK, Chairman.

On motion of Senator Carlock, the bill was ordered printed and placed on the Calendar.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Joint Resolution No. 6, by Anderson and Cunningham, entitled:

“A Resolution providing for the refunding of Gross Production Tax to the Rushton Oil Company, making appropriation therefor, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Joint Resolution No. 6 and ordered same returned to the Honorable House.

House Bill No. 503 was taken up for consideration and read by sections:

Section 1 was read by the Clerk.

Senator Hughes offered the following amendment.

Mr. President: I move to amend House Bill No. 503, line 2, page 1, by striking the word and figure “two (2)” and insert in lieu thereof the word and figure “one (1).”

HUGHES.

The roll call was requested and resulted as follows:

Ayes: Anglin, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Durant, Glasser, Golobie, Hill, Horner, Hudson, Hughes, Hughey, Jones, Land, Looney (Pontotoc), Reed, Wells, West. Total, 21.

Nays: Bobo, Feuquay, Frye, Gulager, Johns, Johnson, Langley, Lillard, Looney (Harmon), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Woods. Total, 16

Not voting: Barker, Carlock, Cornett, Holloway, Leedy.  
Total, 5.

Absent: Harvey. Total, 1.

Excused: Lewis. Total, 1.

The amendment having received a majority of all votes cast, was declared adopted.

Section 1, as amended, was adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Section 5 was read by the Clerk.

Senator Calvert offered the following amendment, which was tabled on motion of Senator Feuquay:

Mr. President: I move to amend House Bill No. 503, lines 13 to 16, page 3, by striking after the word "State," in line 13, all the balance of line 13 and all of lines 14 and 15, and all of line 16 to the word "provided," and insert in lieu thereof the words: "no taxes shall be collected on such gasoline."

CALVERT.

Section 5, as read, was adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read by the Clerk.

Senator Glasser offered the following two amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 503, lines 3 and 4, page 6, by striking after the word "highways," in line 3, and before the word "and," in line 4, and substitut-

ing the following language: "in each county in the State in that percentage which the present approved highway mileage within such county bears to the present approved State highway mileage within the State."

GLASSER.

Mr. President: I move to amend House Bill No. 503, line 13, page 6, by adding after the word "county" and before the word "any," the following language: "provided that the funds herein created, when apportioned to the respective counties, as herein provided, shall not thereafter be diverted to any other county in the State, but shall only be expended in the county to which same was apportioned."

GLASSER.

Senator West offered the following amendment, which was tabled on motion of Senator McPherren:

Mr. President: I move to amend House Bill No. 503, line 10, page 6, by striking after the word "bridges" the following language: "under the direction of the State Commissioner of Highways."

WEST.

Senator Gulager offered the following amendment, which was tabled on motion of Senator Brown (Love):

Mr. President: I move to amend House Bill No. 503, line 18, page 6, by adding after the word "diverted" the words "provided that highways now designated shall be the State highways, as shown by the records of the Highway Department."

GULAGER.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 503 by striking after the word "any," in line 13, page 6, the balance



of line 13 and all of line 14 and line 15 to the word "if," and by substituting therefor the words "person violating the provisions of this Act shall be deemed guilty of misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$50.00 nor more than \$500.00, or by imprisonment in the county jail for not less than 30 days nor more than 90 days, or by both such fine and imprisonment."

HUGHES.

Senator Gulager offered the following amendment:

Mr. President: I move to amend House Bill No. 503, line 18, page 6, by adding "that no State highway now designated shall be changed until approved by the Board of County Commissioners through any county such highways now run."

GULAGER

Senator Langley made a point of order that the amendment was not germane to the bill.

The Chair held the amendment germane to the subject matter of the bill, though possibly the title would need to be changed.

Senator Durant offered the following as a substitute for the Gulager amendment:

Mr. President: I move to amend House Bill No. 503, line 18, page 6, by adding after the word "diverted," the following: "provided that State highways now designated as such shall not be changed without approval of both county commissioners and State Highway Commissioner. Nothing in this Act shall prevent the designation of other State highways in addition to those now established."

DURANT.

Senator McPherrren moved to table both the substitute and original amendment. Motion prevailed.

On motion of Senator McPherren, House Bill No. 502 was advanced to engrossment and third reading.

Senator Memminger moved that the vote by which the emergency clause on Senate Bill No. 264 was passed be reconsidered, and that the motion lie on the table. Motion prevailed.

The President signed the engrossed copy of Senate Bill No. 264, and ordered the same transmitted to the Honorable House.

## SECOND READING.

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

Senate Bill No. 401, by Committee on Appropriations, to Committee on Appropriations.

Senate Bill No. 402, by Darnell, to Committee on Privileges and Elections.

Senate Bill No. 403, by Reed, to Committee on Agriculture.

Senate Bill No. 404, by Reed, to Committee on Banks and Banking.

House Bill No. 13-A, by Committee on Banking, to Committee on Banks and Banking.

House Bill No. 309, by Miller, Simpson, Long, Boyer and Ferrell of the House, and Langley and Hudson of the Senate, ordered printed and placed on the Calendar without reference to Committee.

On motion of Senator McPherren, House Bill No. 147 was stricken from the Calendar and referred to Judiciary Committee No. 1.

At request of Senator Carlock, House Bill No. 163 was, by unanimous consent, stricken from the Calendar and referred to the Committee on Appropriations.

At request of Senator Glasser, Senate Bill No. 127, by Glasser, was stricken from the Calendar.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 444, by King, entitled:

“An Act regulating and fixing the salaries, per diem and mileage of the county commissioners in all counties in the State of Oklahoma having a population of not less than 19,150 inhabitants and not to exceed 19,158 inhabitants, based on the 1920 Federal census; also in all counties in the State of Oklahoma having a population of not less than 22,440 and not to exceed 22,450 inhabitants, based on the 1920 Federal census, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.”

Enrolled House Bill No. 416, by Watson (Sequoyah), entitled:

“An Act fixing the salaries of members of the board of county commissioners, county attorneys, county assessors and deputy county assessors in counties in the State having a population of not less than 26,786 and not more than 26,790, and declaring an emergency.”

Enrolled House Bill No. 207, by Moothart and Mabon of the House, and Durant of the Senate, entitled:

“An Act to provide sufficient revenue to maintain public schools in town or city school districts in the State of Oklahoma wherein lead and zinc minerals are mined from Indian lands exempt from taxation, for other purposes, and declaring an emergency.”

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Enrolled House Bill No. 277, by Nance, Dyer, et al, entitled:

"An Act providing for a bookkeeper in the office of the State Game and Fish Warden of the State, defining his duties and fixing his salary, also creating thirteen Game and Fish Rangers in the State, defining their duties, fixing their salaries, repealing all conflicting laws, and declaring an emergency."

Enrolled House Bill No. 189, by Street and Van Dall of the House, and Luttrell of the Senate, entitled:

"An Act to provide for the establishment and change of the grade, permanent improvement, repair and maintenance of any street, avenue, land, alley, or other public place, in any city or incorporated town in the State of Oklahoma by grading, regrading, paving, repaving, constructing, reconstructing, macadamizing, remacadamizing, chatting, rechatting, graveling, regraveling, curbing, recurbing, guttering, reguttering, draining, redraining and otherwise improving the same; to provide for the installation of water, gas and sewer connections; to provide for the levy and collection of special assessments and the issuance and payment of bonds to pay for said improvements; to provide for the levy of a general tax to repair and maintain permanently improved streets and ways; defining certain terms used in this Act; to provide for the repeal of part of Article 12, Chapter 29, Compiled Oklahoma Statutes, Annotated, 1921, and all other laws or parts of laws in conflict herewith, and declaring an emergency."

And to inform you and, through you, the Honorable Senate that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copies of House Bills

Nos. 444, 416, 207, 277 and 189, and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 340, by Committee on Roads and Highways of the Senate and House, entitled:

“An Act repealing Sections 10110, 10111, 10112, 10113, 10114, 10123, of Compiled Oklahoma Statutes, 1921, pertaining to the Commissioner of Highways, his powers, provinces and duties, and substituting therefor this Act, creating certain offices, prescribing their duties, etc.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendments to Senate Bill No. 340.

Senator Nichols moved that the Senate refuse to concur in House amendments to Senate Bill No. 340, and ask the Honorable House for a conference. Motion prevailed.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 320, by Disney and Gibbons, entitled:

“An Act to regulate the storage, grading and marketing



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of cotton and other non-perishable farm products, repealing all laws in conflict herewith, and declaring an emergency."

Engrossed House Bill No. 485, by Committee on Appropriations, entitled:

"An Act making an appropriation from the General Revenue Fund of the State for all State educational, charitable, eleemosynary and penal institutions and distributions of the new college fund in accordance with Section 10242, Revised Laws of Oklahoma, 1921, to the institutions entitled to the same."

Engrossed House Bill No. 477, by Pullen, entitled:

"A Bill to be entitled, An Act making an appropriation to pay the additional judges salary and court reporters of the Fourteenth Judicial District."

And to advise you and, through you, the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable body,

Engrossed Senate Bill No. 37, by Cordell, entitled:

"An Act providing for the incorporation, organization and operation of a warehouse system for the State of Oklahoma, making an appropriation therefor, and declaring an emergency."

And to advise you, and through you, that same has been passed by the House of Representatives and signed by the Speaker in open session.

Very respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Bill No. 37 was referred to the enrolling and engrossing department for enrollment.

Senator Reed, on behalf of the Special Committee to whom was referred Senate Bill No. 52, reported as follows:

Mr. President:

We, your Special Committee, to whom was referred Senate Bill No. 52, by Reed, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass, with the following amendments:

REED, Chairman.

Committee amendments to Senate Bill No. 52:

Amendment No. 1—

By re-writing the title as follows: "An Act providing for the forfeiture of all rights obtained upon a sale or under a certificate of purchase issued thereon, of any of the State school or other State land, for cancellation of the certificate of purchase issued therefor for failure to pay any deferred payments when due, providing a procedure therefor, and declaring an emergency."

Amendment No. 2—

By striking after the word "be" in line 13, page 2 and before the word "Notice" in line 15, page 2, and adding the in lieu thereof, the following language: "Be given by registered letter addressed to the record address of the holder of said certificate of purchase. Said."

Amendment No. 3—

Line 2, page 3, after the word "Purchase" and before the word "if," by striking the following language: "Provided that" and spell the word "If" with a capital letter.

Amendment No. 4—

By striking all the language after the word “Unclaimed” and before the word “the” and at the end of line 7, page 3, add the following: “Said Commissioners of the Land Office shall cause said notice to be posted for thirty (30) days, upon a bulletin board provided for that purpose, or upon the front door at the court house in the county where such land is located. At any time before”

Amendment No. 5—

Line 12, page 3, after the word “five” and before the word “holders” insert the word “free.”

Amendment No. 6—

Line 7, page 4, after the word “thereof” and before the word “said,” by striking the word “that.”

Amendment No. 7—

After the word “in” and before the word “and” in line 9, strike all language, and insert in lieu thereof, the following language: “In the same manner as the holder of the certificate of purchase.”

Amendment No. 8—

Line 4, page 5, by striking after the words “occupation of” and insert the word “occupy.”

Amendment No. 9—

Line 3, page 6, by striking after the word “lands” and before the word “is” and add the following language: “effected by said order.”

On motion of Senator Reed, the Committee amendments were adopted and Senate Bill No. 52 was referred to the enrolling and engrossing department for engrossment.

At the request of Senator McPherren Senate Bill No. 123, was taken up for consideration, read by the Clerk and by unanimous consent advanced to engrossment and third reading.

Senator Hudson on behalf of Senator Holloway, submitted the following report of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred House Bill No. 246, by Ferrell, entitled, An Act amending Section 10,652, Compiled Statutes of 1921, relating to various Colleges and Universities to grant academic and professional degrees, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

Amendment No. 1. Amend Section 10,652, Compiled Statutes, 1921, to read as follows:

Section 10,652, Compiled Statutes, 1921, be and the same is hereby amended to read as follows:

“Authority is hereby granted to the respective Boards of Control of the:

Oklahoma University,

Oklahoma Agricultural and Mechanical College,

Oklahoma College for Women,

University of Tulsa,

Kendall College,

Phillips University,

Oklahoma Baptist University,

Oklahoma City College,

Oklahoma Catholic University,

upon recommendation of their respective faculties to grant

the academic and professional degrees, usually and customarily granted to graduates of institutions of collegiate rank."

HOLLOWAY, Chairman.

On motion of Senator Hudson, the report was adopted and the bill ordered printed and placed on the Calendar.

On request of Senator Cline, Senate Joint Resolution No. 15 was stricken from the Calendar.

At request of Senator Cline, Senate Bill No. 157 was taken up for consideration, and by unanimous consent advanced to engrossment and third reading.

Senator Durant asked that Senate Bill No. 109, which had been stricken from the Calendar at his request, be reinstated. The bill was reinstated by unanimous consent.

On motion of Senator Durant, Senate Bill No. 109, was advanced to engrossment and third reading.

The President appointed Senator West as President Pro Tempore for the next legislative day.

#### HOUSE BILLS ON FIRST READING

Engrossed House Bill No. 320, by Disney and Gibbons—An Act to regulate the storage, grading and marketing of cotton and other non-perishable farm products, repealing all laws in conflict herewith, and declaring an emergency.

Engrossed House Bill No. 485, by Committee on Appropriations—An Act making an appropriation from the general revenue fund of the State for all State educational, charitable, eleemosynary and penal institutions and distributions of the new College Fund in accordance with Section 10,242, Revised Laws of Oklahoma, 1921, to the institutions entitled to the same, and providing for the appropriations and distributions of the Section 13 funds as provided in Section 10,239, Revised Laws of Oklahoma, 1921, to the institutions, entitled to the same.



Engrossed House Bill No. 477, by Pullen—A Bill to be entitled, An Act making an appropriation to pay the additional judges salary and court reporters of the 14th Judicial District.

On motion of Senator Hudson, the Senate adjourned until 10:00 o'clock a. m., Thursday morning.

SIXTY-NINTH LEGISLATIVE DAY.

Thursday, March 22, 1923.

MORNING SESSION

The Senate convened at 10 o'clock a. m., pursuant to adjournment and was called to order by Senator West, Acting President Pro Tempore for the day.

Upon roll call, the following Senators were present:

Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West. Total, 39.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 503 correctly engrossed.

FIRST READING.

The following bill was introduced and read for the first time:

Senate Bill No. 405, by Darnell—An Act providing for election contests, and declaring an emergency

## SECOND READING.

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

Senate Joint Resolution No. 39, by Mrs. Lamar Looney of the Senate and Mrs. Mitchell of the House, to Committee on State and County Affairs.

House Bill No. 477, by Pullen, to Committee on Appropriations.

House Bill No. 320, by Disney and Gibbons, to Committee on Agriculture.

House Bill No. 485, by Committee on Appropriations, to Committee on Appropriations.

Senate Bill No. 388 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Monk, Nichols, Ratliff, Reed, West. Total, 31.

Nays: None.

Not voting: Carlock, Durant, Golobie, Hughey, Langley. Leedy, Memminger, Wells. Total, 8.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of Senate Bill No. 388 and ordered the same transmitted to the Honorable House.

House Bill No. 372 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 372 and ordered the same returned to the Honorable House.

House Bill No. 460 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 460, and ordered the same returned to the Honorable House.



Senator Hughes was called to the Chair.

House Bill No. 491 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President signed House Bill No. 491 as amended and ordered the same returned to the Honorable House.

The Acting President Pro Tempore presiding.

Senator McPharren moved to reconsider the vote by which House Bill No. 503 was advanced to engrossment and third reading, for the purpose of submitting an amendment. Motion prevailed.

Senator McPharren offered the following amendment:

Mr. President: I move to amend House Bill No. 503, page 6, as follows: By adding after Section 8 the following, to be numbered Section 9 and Section 10:

Section 9. That there is hereby created in the Department of the State Auditor, for the purpose of collecting the said excise tax herein levied, the following offices and salaries named:

Four Auditors at \$1,800.00 per year.

One Chief Clerk at \$1,800.00 per year.

One Bookkeeper at \$1,800.00 per year.

One Filing Clerk and Stenographer at \$1,200.00 per year.

One Stenographer at \$1,200.00 per year.

Section 10. For the purposes of paying the salaries of the offices created, in Section 9 hereof and for equipment, communications, supplies and printing there is appropriated out of any monies in the State Treasury for the fiscal year

ending June 30, 1924, and June 30, 1925, the following sums:

	1924.	1925.
Office supplies, desk, chair, typewriters, table and filing cabinets for 1924.....\$	500.00	.....
Communications, postage, telephone and telegraph .....	1,000.00	\$ 1,000.00
Office supplies .....	750 00	750.00
Printing—Blanks, record books, etc.....	1,500.00	1,500.00
Traveling expenses .....	7,500.00	7,500.00
Salaries .....	13,200.00	13,200.00

McPHERREN.

Senator Gulager offered the following amendment to Senator McPherrren's amendment, which was lost:

Mr. President: I move to amend Senator McPherrren's amendment by adding the following: "provided that the salary of said employees shall be made payable out of said moneys collected as a tax on gasoline."

GULAGER.

The vote recurring upon Senator McPherrren's amendment, the same was adopted.

Senator Lillard moved that House Bill No. 503 be advanced to engrossment and third reading. Motion prevailed.

House Bill No. 253 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pon-totoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, West. Total, 31.

Nays: Gulager. Total, 1.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 253, and ordered the same returned to the Honorable House.

House Bill No. 512 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Gollobie, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Monk, Nichols, Ratliff, Reed, West. Total, 31.

Nays: Gulager. Total, 1.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 31.

Nays: Gulager. Total, 1.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 512, as amended, and ordered the same returned to the Honorable House.

House Bill No. 178 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.



The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 178 and ordered the same returned to the Honorable House.

House Bill No. 452 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: None.

Not voting: Carlock, Durant, Hughey, Langley, Leedy, Memminger, Wells. Total, 7.

Absent: Cornett, Harvey. Total, 2.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 452 and ordered the same returned to the Honorable House.

House Bill No. 446 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: Memminger. Total, 1.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed engrossed House Bill No. 446 as amended, and ordered the same returned to the Honorable House.

House Bill No. 343 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: None.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: None.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 343 and ordered the same returned to the Honorable House.

House Bill No. 233 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: None.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Wood. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: None.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Wood. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 233 and ordered the same returned to the Honorable House.

House Bill No. 141 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Go-



lobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon). Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: None.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love). Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon). Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: None.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed engrossed House Bill No. 141 as amended, and ordered the same returned to the Honorable House.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body.

Enrolled House Bill No. 225, by Committee on Appropriations, entitled:

“An Act making an appropriation to pay claims against deficiency certificates numbered twenty-three to twenty-seven (23-27), both inclusive, for the fiscal year ending June 30, 1921, and one to thirty-four (1-34), both inclusive, for the fiscal year ending June 30, 1922, and one to twenty-three (1-23), both inclusive, for the fiscal year ending June 30, 1923, as approved and certified to by the Governor under authority of Chapter 231, of the Session Laws of Oklahoma, 1915, as amended by Chapter 229, of the Session Laws of Oklahoma, 1919, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Yours respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President Pro Tempore signed the enrolled copy of House Bill No. 225 and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the House of Representatives has concurred in Senate amendments to:

Engrossed House Bill No. 26, by Watkins and Thornley, entitled:

“An Act refunding taxes paid under a so-called mill and one-half levy for State purposes for the fiscal year ending June 30, 1921, making an appropriation therefor and providing for the procedure, and declaring an emergency.”

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 242, by Tolbert, entitled:

“An Act amending Sections 9947, 9949, 9950 and 9951, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to corporations' annual license fees, defining corporations, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

“Engrossed House Bill No. 313, by Miller (Tulsa), et al., entitled:

“A Bill to be entitled, An Act creating a State Real Estate Commission, providing for the appointment of commissioners, defining their powers and duties, fixing their compensa-

tion and term of office, providing for the creation of a general fund for said commission, providing for the issuance of licenses by said commission, and prohibiting any person, firm, co-partnership, association or corporation to act as real estate broker or salesman without first complying with the provisions of this Act; assessing penalties for violations of this Act, and for other purposes."

Engrossed House Bill No. 354, by Anderson, entitled:

"An Act repealing Article XVII, the same being Sections 9308 to 9316, both inclusive, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the appointment of a board of manager for eleemosynary institutions, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 341, by Committee on Roads and Highways, entitled:

"A Bill to be entitled, An Act providing for the supervision, regulation and conduct of the transportation of persons, freight and property for compensation over the public highways of the State of Oklahoma by motor vehicles; conferring jurisdiction upon the Corporation Commission; providing for the enforcement of the provisions of this Act and for the repealing of all acts inconsistent with the provisions of this Act, and declaring an emergency."

And to advise you and, through you, the Honorable Senate, that same has been passed, as amended, by the House of Representatives and signed by the Speaker in open session.

Yours respectfully,

C. J. KENDLE, Chief Clerk.

On motion of Senator Hudson, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION

The Senate was called to order at 1:30 o'clock p. m. by the Acting President Pro Tempore.

Senator Leedy, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 197 and 503 and Senate Bills Nos. 123, 157, 53 and 52 correctly engrossed.

House Bill No. 230 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Gullager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: Glasser. Total, 1.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.



The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 32.

Nays: Glasser. Total, 1.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed engrossed House Bill No. 230 as amended, and ordered the same returned to the Honorable House.

The House amendments to Senate Bill No. 341 were read at length by the Clerk.

Senator Nichols moved that the Senate refuse to concur in the House amendments to Senate Bill No. 341, and ask the Honorable House for a conference. Motion prevailed.

House Bill No. 20 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: None.

Not voting: Carlock, Cornett, Durant, Hughey, Langley, Leedy, Wells. Total, 7.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 20 and ordered the same returned to the Honorable House.

House Bill No. 503 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: Gulager, Horner. Total, 2.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: Gulager, Horner. Total, 2.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed engrossed House Bill No. 503, as amended, and ordered the same returned to the Honorable House.

Senator Calvert, with unanimous consent, reported as follows on behalf of the Committee on Constitution and Constitutional Amendments:

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Bill No. 226, by Johnson, Woods, Looney, Holloway and Nichols, entitled, An Act to provide for submitting to the people of the State of Oklahoma the question: "Shall there be a convention with

power to propose alterations, revisions or amendments to the Constitution of this State or to propose a new Constitution?" and to provide for such convention and the election of delegates thereto, if a majority of the electors voting thereon shall decide that such a convention be held, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do not pass.

CALVERT, Chairman.

House Bill No. 292 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hud-

son, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherreu, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 292 and ordered the same returned to the Honorable House.

Senator Calvert moved that Committee report on Senate Bill No. 226 be adopted.

Senator Johnson moved, as a substitute, that Senate Bill No. 226 be printed and placed on the Calendar, which motion was lost.

The vote recurring upon the motion to adopt the Committee report, motion prevailed.

House Bill No. 314 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Mc-



Pherren, Memminger, Monk, Nichols, Ratliff, Reed, West.  
Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West.  
Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 314 and ordered the same returned to the Honorable House.

House Bill No. 526 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 526 and ordered the same returned to the Honorable House.

House Bill No. 496 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West.  
Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hud-

son, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 496 and ordered the same returned to the Honorable House.

House Bill No. 197 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Calvert, Darnell, Durant, Glasser, Golobie, Gulager, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, West. Total, 29.

Nays: Brown (Love), Cline, Cordell, Cornett, Hill, Horner, Leedy. Total, 7.

Not voting: Carlock, Fenquay, Frye, Nichols. Total, 4

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Holloway moved to reconsider the vote by which House Bill No. 197 was passed, and that that motion lie on the table. Motion prevailed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Calvert, Cline, Cornett, Darnell, Durant, Glasser, Golobie, Gulager, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West. Total, 32.

Nays: Brown (Love), Cordell, Hill, Horner. Total, 4.

Not voting: Carlock, Feuquay, Frye, Nichols. Total, 4.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The Acting President Pro Tempore signed engrossed House Bill No. 197, as amended, and ordered the same returned to the Honorable House.

Senator Cline offered the following explanation of his vote on House Bill No. 197:

Mr. President: I voted "no" on Engrossed House Bill No. 197 for the reason no provision is made for the publication of text books by the state and for the further reason that the appropriations necessary for the administration of the State Government and the various institutions and schools



far exceed the State's revenue, and the law already provides for the furnishing of text books to those unable to purchase them.

CLINE.

Senator Brown (Love) offered the following explanation of his vote on House Bill No. 197:

Mr. President: I wish to explain my vote on House Bill No. 197, the State Text Book Bill. I voted against that bill because it did not provide for free text books, but for red tape-bound, State-owned text books.

EARL A. BROWN.

Senator Leedy, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 109 correctly engrossed.

Senator Glasser moved that the call of the House be raised, which motion was lost.

The President presiding.

Senate Bill No. 52 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: Glasser, Johnson. Total, 2.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Fenquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed,\* West. Total, 33.

Nays: Glasser, Johnson. Total, 2.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 52 and ordered the same transmitted to the Honorable House.

Senator Hudson announced the presence in the Senate Chamber of Edgar Bronson, and moved that he be invited to address the Senate for a few moments. Senator Golobie conducted Mr. Bronson to the rostrum, and he was presented by the President.

Mr. Bronson spoke briefly on the subject of the school of journalism of the State University at Norman.

Senate Bill No. 53 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gobble, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: Glasser, Johnson. Total, 2.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gobble, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 33.

Nays: Glasser, Johnson. Total, 2.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-

thirds majority of the votes of all members elected to and constituting the Senate was declared passed

The President signed the engrossed copy of Senate Bill No. 53, and ordered the same transmitted to the Honorable House.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 204, by Singletary, et al., entitled:

“An Act relating to the powers of cities, with respect to buildings, sites, areas, trades and industries; authorizing the creation of zoning districts, and declaring an emergency.”

Engrossed House Bill No. 250, by O'Brien, et al, entitled:

“An Act amending Sections 93, 98, 100 and 104, Chapter 1, Article 9, Compiled Statutes of Oklahoma, 1921, pertaining to the office of the State Fire Marshal, authorizing the appointment of his assistants and deputies, to prescribe their several powers; describing procedure in certain cases; providing penalties for violation of the provision thereof; providing funds to carry out the provisions of this Act, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate, that the Speaker of the House of Representatives has appointed Representatives Phillips, Singletary and Williams as Representative Conferees on:

Engrossed Senate Bill No. 340, by Senate and House Committee on Roads and Highways, entitled:

“An Act repealing Sections 10110, 10111, 10112, 10113, 10114, 10123, of Compiled Oklahoma Statutes, 1921, pertaining to the Commissioner of Highways, his powers, provinces and duties, and substituting therefor this Act, creating certain offices, prescribing their duties, etc.”

Respectfully,

C. J. KENDLE, Chief Clerk.

The Chair appointed as Senate conferees on Senate Bill No. 340, Senators Nichols, Bobo and Ratliff.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate that the Speaker of the House of Representatives has appointed Representatives Phillips, Singletary and Williams as Representative Conferees and:

Engrossed Senate Bill No. 341, by Committee on Roads and Highways, entitled:

“An Act providing for the supervision, regulation and conduct of the transportation of persons, freight and property for compensation over the public highways of the State of Oklahoma by motor vehicles; conferring jurisdiction upon the Corporation Commission; providing for the enforcement of the provisions of this Act and for the repealing of all acts



inconsistent with the provisions of this Act, and declaring an emergency."

Respectfully,

C. J. KENDLE, Chief Clerk.

The Chair appointed as Senate conferees on Senate Bill No. 341, Senators Monk, Reed and Hill.

Senate Bill No. 109 was read for the third time at length.

Senator Durant, with unanimous consent, offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 109, line 4, page 3, by adding after the word "into" the following: "Provided, further, that the adoption of this system by any county prior to the passage of this Act and the records heretofore made by such system are hereby validated."

DURANT.

Senate Bill No. 109 was referred to the enrolling and engrossing department for engrossment of amendment.

Senate Bill No. 157 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West.  
Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 157 and ordered the same transmitted to the Honorable House.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 374, by Committee on Appropriations, entitled, *An Act amending Section 9689, of the*

Compiled Statutes of 1921, relating to the duties of the State Board of equalization, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 485, by Committee on Appropriations, entitled, An Act making appropriations from the general revenue fund of the State for all State educational, charitable, eleemosynary and penal institutions, providing for the appropriation and distribution of the new college funds in accordance with Section 7225, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and providing for the apportionment and distribution of the fund as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and as amended by Chapter 295, Session Laws, 1917, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 109 correctly engrossed.

Senate Bill No. 109 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 109 and ordered the same transmitted to the Honorable House.

Senator Johns, with unanimous consent, reported as follows on behalf of the Committee on Banks and Banking:

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Senate Bill No. 404, by Reed, entitled, An Act making it a felony to withdraw collateral pledged to a bank or a trust, or other form of receipt, and when so withdrawn, to use, sell, repledge or otherwise dispose of same for any other purpose than that of paying the indebtedness; or to fail or refuse to return collateral so withdrawn on a trust, or other form of receipt, on demand, or in lieu thereof, to make to the pledgee a cash payment equivalent to the full value of said collateral; or should said collateral exceed in value the indebtedness it secures, to fail or refuse to make a cash payment, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

JOHNS, Chairman.

On motion of Senator Johns, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Glasser, with unanimous consent, offered the following amendments to Senate Bill No. 123, which were adopted:

Mr. President: I move to amend Senate Bill No. 123, lines 1 and 2, page 2, as follows: By striking the word "material," and inserting in lieu thereof, "building, improvement, or structure thereon; or who shall furnish material."

GLASSER.



Mr. President: I move to amend Senate Bill No. 123, line 4, page 2, as follows: By striking after the word "upon" and before the word "land," the word "said" and substituting therefor the word "such."

GLASSER.

Mr. President: I move to amend Senate Bill No. 123, line 8, page 3, as follows: By striking after the word "and" and before the word "of" the word "encumbrances," and substituting therefor the word "encumbrancers."

GLASSER.

Senate Bill No. 123 was referred to the Committee on Enrolled and Engrossed Bills for the engrossment of the amendments.

On request of Senator Langley, Senate Bill No. 296 was ordered stricken from the Calendar.

On motion of Senator Darnell, Senate Bill No. 143 was advanced to engrossment and third reading.

House Bill No. 85 was taken up for consideration and read by the Clerk.

Senator Wells offered the following amendment:

Mr. President: I move to amend House Bill No. 85, line 7, page 2, by striking after the word "of" and before the word "per" the word "fifteen," and inserting in lieu thereof the word "eighteen."

WELLS.

The Acting President Pro Tempore presiding.

Senator Wells withdrew his amendment and moved that further consideration of House Bill No. 85 be indefinitely postponed, which motion was lost.

Senator Leedy, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 212 correctly engrossed.

Senator Gulager offered the following amendment to House Bill No. 85:

Mr. President: I move to amend House Bill No. 85 by striking Section 1 and inserting in lieu thereof, as Section 1, the following:

“Section 1. That all ad valorem taxes under Section 9719, Compiled Oklahoma Statutes, Annotated, 1921, shall be due and payable March 1, in each year, and that for the remainder of that calendar a penalty of one per cent (1%) per month and that after January 1 of the next year the penalty shall be eighteen per cent (18%) per annum.”

GULAGER.

Senator Glasser moved as a substitute for all pending motions, that the bill be referred to a Special Committee of Three friendly to the bill for the purpose of amendment, said Committee be directed to report within 24 hours.

Motion prevailed, and the Chair appointed as such Special Committee, Senators Glasser, Feuquay and Looney (Harmon).

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to return, herewith:

Engrossed House Bill No. 518, by Committee on Appropriations of the House and Committee on Appropriations of the Senate, entitled:

“An Act making appropriation to pay per diem of members of the House of Representatives and the Senate of the Ninth Legislature, salaries and wages of employees and contingent expenses, and declaring an emergency.”

And to advise you and, through you, the Honorable Senate, that the Committee Report thereon has been adopted by the House of Representatives.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Conference Report was read by the Clerk, as follows:

To the President of the Senate and Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed House Bill No. 518, by Committee on Appropriations of the House and Committee on Appropriations of the Senate, entitled, An Act making appropriations to pay per diem of members of the House of Representatives and the Senate of the Ninth Legislature, salaries and wages of employees and contingent expenses, and declaring an emergency, beg leave to report that we have had the same under consideration, and beg to recommend the following report:

That we agree to accept Senate Amendment Number “One” and to fix the appropriations as mentioned in Section 1 of this bill by striking the figures “100,000.00” and inserting in lieu thereof the figures “115,000.00.”

NANCE,  
STOVALL,  
STEWART,  
House Committee.

CARLOCK,  
HUDSON,  
HOLLOWAY,  
Senate Committee.

On motion of Senator Carlock the conference report was adopted.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-

thirds majority of the votes of all members elected to and constituting the senate was declared passed.

The Acting President Pro Tempore signed the engrossed copy of House Bill No. 518 and ordered the same returned to the Honorable House.

House Bill No. 123 was taken up for consideration and read by sections.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read by the Clerk.

Senator Brown (Love) offered the following amendment:

Mr. President: I move to amend House Bill No. 123, line 13, page 3, by inserting after the word "shall" and before the word "make," the following: "bid in any real estate in the name of his county and shall."

E. A. BROWN.

Senator Hudson moved that House Bill No. 123 be referred to a Special Committee, with instructions to report back to the Senate on the next legislative day.

Motion prevailed, and the Chair appointed as such Committee, Senators McPherren, Lillard and Horner.

Senator Langley moved that the Special Committee be instructed to consider also Senate Bill No. 101, which motion prevailed.

House Bill No. 262 was taken up for consideration, and read by the Clerk.

The President presiding.

Senator Looney (Pontotoc) moved that House Bill No. 262 be referred to a Special Committee of three.



Motion prevailed, and the Chair appointed as such committee, Senators Durant, Memminger and Langley.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed to inform you and, through you, the Honorable Senate, that the House of Representatives refuses to concur in Senate amendments to:

Engrossed House Bill No. 230, by Varnum, Disney, et al., entitled,

"An Act amending Sections 3860, 3862, Paragraph 1, Section 3863, Section 3866, of Article 16, Chapter 20, Compiled Statutes of Oklahoma, 1921, defining terms, licensing dealers, providing penalties, creating positions and making an appropriation therefor, and declaring an emergency,"

And request a conference thereon, the Speaker of the House having appointed Representatives Rossiter, Varnum and Disney as Representative conferees.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Cordell moved that the Senate grant the request of the Honorable House for a conference, and that the Chair appoint a Conference Committee.

Motion prevailed, and the Chair appointed Senators Cordell, West and Nichols as Senate conferees on House Bill No. 230.

To the President of the Senate:

I am directed to inform you and, through you, the Honorable Senate, that the House of Representatives refuses to concur in Senate amendments to:

Engrossed House Bill No. 503, by Committees on Roads and Highways of the Senate and House, entitled:

“An Act levying an excise tax on gasoline, prescribing the amount and providing for the collection thereof, and fixing a penalty for a violation thereof.”

And request a conference thereon, the Speaker of the House having appointed Representatives Singletary, Long and McBee as Representative conferees.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Hudson moved that the Senate accede to the request of the Honorable House for a conference, and that the Chair appoint a Conference Committee.

Motion prevailed, and the Chair appointed Senators Nichols, Hughes and Jones as Senate conferees on House Bill No. 503.

Senator Monk submitted the following Conference Report on Senate Bill No. 341:

Mr. President:

We, your Conference Committee appointed on Senate Bill No. 341, by Committee on Roads and Highways, entitled, An Act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobile, jitney busses, auto trucks, stages and auto stages, and other motor vehicles; defining transportation companies and providing for the supervision and regulation thereof by the Corporation Commission of the State of Oklahoma, etc., beg leave to report that we had the same under consideration and herewith return the same with

the recommendation that the Senate concur in the House amendment.

Respectfully submitted,

MONK,  
REED,  
HILL,  
Senate Conferees.

PHILLIPS,  
SINGLETARY,  
WILLIAMS,  
House Conferees.

On motion of Senator Monk, the Conference Report was adopted.

The Clerk read the House amendments at length, as follows:

ENGROSSED HOUSE AMENDMENTS TO SENATE  
BILL No. 341.

By COMMITTEE ON ROADS AND HIGHWAYS.

*Be It Enacted By the People of the State of Oklahoma:*

Section 1. (a) The term "motor vehicle" when used in this Act means any automobile, automobile truck, motor bus, or any other self propelled vehicle not operated or driven upon fixed rails or track.

(b) The term "motor carrier" when used in this act means any person, firm, business trust or corporation, lessee, trustee or receiver, operating any motor vehicle with or without trailer or trailers attached, upon any public highway for the transportation of passengers or property for compensation between fixed termini or over a regular route even though there may be periodic or irregular departures from said termini or route,

(c) The term "public highway" when used in this Act means every public street, road or highway, or thoroughfare of any kind in this State, used by the public, whether actually dedicated to the public and accepted by the proper authorities or otherwise,

Section 2. The Corporation Commission of the State of Oklahoma is hereby vested with power and authority, and it shall be their duty to supervise and regulate every motor carrier doing an inter-city business or operating between fixed termini or over a regular route and not operating exclusively within the limits of an incorporated city or town in this State; to fix or approve the maximum or minimum or maximum and minimum rates, fares, charges, classifications and rules and regulations pertaining thereto, of each motor carrier; to regulate and supervise the accounts, schedules, service and safety of operation of each such motor carrier; to prescribe a uniform system and classification of accounts to be used, which among other things shall set up adequate depreciation charges, and after such accounting system shall have been promulgated, motor carriers shall use no other; to require the filing of monthly, annual and other reports, and any other data; and to supervise and regulate motor carriers in all other matters effecting the relationship between such common carriers and the traveling and shipping public. The Corporation Commission shall have power and authority by general order or otherwise to prescribe rules and regulations applicable to any and all motor carriers. All control, power and authority over railroads and railroad companies now vested in the Corporation Commission is hereby specifically extended to include such motor carriers.

Section 3. All charges made by any motor carrier for any service rendered or to be rendered in the transportation of passengers or property, or in connection therewith, shall be just and reasonable and every unjust and unreasonable charge for such service or any part thereof is prohibited and declared unlawful.

Section 4. It is hereby declared unlawful for any motor carrier to operate or furnish service within this State without first having obtained from the Corporation Commission a certificate declaring that public convenience and necessity require such operation. The Corporation Commission shall

have power, and it shall be their duty after public hearing, to issue said certificate as prayed for, or to refuse to issue the same, or to issue it for the partial exercise only of said privilege sought, and may attach to the exercise of the rights granted by such certificate such terms and conditions as in its judgment the public convenience and necessity may require. The Corporation Commission may at any time after a hearing and for good cause suspend, alter, amend or revoke any such certificate. Motor carriers must operate and furnish service in strict conformity with the current existing terms and provisions of their respective certificate of convenience and necessity.

The Corporation Commission shall adopt rules prescribing the manner and form in which motor carriers shall apply for certificates requires by this Section. Among other rules adopted the application shall be in writing and shall set forth the following facts:

(a) It shall contain the name and address of the applicant and the names and addresses of its officers, if any, and shall give full information concening the financial condition and physical properties of the applicant.

(b) The complete route over which the applicant desires to operate and the kind of transportation whether passenger, or freight, or both, in which applicant intends to engage, together with a brief description of each vehicle, which applicant intends to use, including the seating capacity thereof, if for passenger traffic, or the tonnage if for freight traffic.

(c) A proposed time schedule.

(d) A schedule or tariff showing the passenger fares or freight rates to be charged between the several points or localities to be served.

Upon the filing of said application, the Corporation Commission shall in its discretion, fix a time and place for the hearing of the same, which time shall not be less than five



days nor more than ten days after the filing of said application.

Section 5. No motor vehicle weighing more than fifteen thousand pounds, including its load, shall be permitted to operate over the public highways of this State, without special authority or permission of the Corporation Commission.

Section 6. In addition to the regular taxes imposed upon motor vehicles in this State, every motor carrier shall pay the following taxes for the maintenance and upkeep of the public highways:

Each motor vehicle shall pay one-fifth of one cent per mile on the distance traveled while engaged in the carriage of passengers or freight as herein provided; the mileage to be determined on the basis of the number of trips scheduled per day and computed on the basis of thirty days per calendar month regardless of whether the vehicle carries out its schedule.

The certificate granted by the Corporation Commission as herein provided shall give to the motor carrier obtaining the same, the right to operate trailers and extra cars on the same schedule in case occasion and necessity require, provided, only; that the carrier shall make report of the time and number of trips and pay the mileage tax as herein provided on each of said trailers or extra cars so operated.

This report shall be filed with the Corporation Commission on or before the fifth of each month for the trips made by trailers and extra cars for the preceding month.

Regularly each month on or before the fifteenth day of the month, the Corporation Commission shall certify to the Highway Commission of the State of Oklahoma, the total amount of the special taxes as herein provided from each motor carrier for operation over the public highways for the preceding month. This tax shall be payable to the State Highway Commission on or before the 15th day of each month

for operation by said carriers during the preceding month. All taxes assessed in this manner shall become a first lien upon all of the property of the motor carriers until paid. In addition to the remedy upon the bond for the collection of this tax, any or all property of the motor carrier may be advertised and sold for the non-payment of any such taxes in the same manner and at the same time and under the same general rules and condition as apply to all property in this State. Upon failure of any motor carrier to pay any tax when due, the State Highway Commission shall at once notify the Corporation Commission and the Corporation Commission may in its discretion revoke the carrier's certificate.

The money so collected by the State Highway Department from this source shall be pro rated among the counties of the State in proportion to the number of miles of public highway used by the taxed motor carrier in each county. Such funds to be used by each respective county receiving the same for the construction, maintenance, repair and upkeep of the highways or streets over which said carrier operates.

Section 7. No certificate of convenience and necessity shall be issued by the Corporation Commission to any motor carrier until and after such motor carrier shall have filed with the Corporation Commission of this State a liability insurance bond in some company authorized to do business in this State in such a penal sum as the Corporation Commission may deem necessary to adequately protect the interest of the public with due regard to the number of persons and amount of property involved, which liability insurance shall bind the obligors thereunder to make compensation for injuries to persons and loss of or damage to property resulting from the operation of such motor carrier. Such Corporation Commission shall also require a satisfactory bond in such penal sum and conditioned on the payment of all fees, taxes or charges which may be due the State or any county in the State under any permit of operation and for the faithful carrying out of any permit granted by said Corporation Commission. No

other or additional bonds than as herein described shall be required of any motor carrier by any city or town or other agency of the State.

Section 8. The Corporation Commission in the exercise of the authority by this Act vested in it to supervise and regulate all motor carriers shall promulgate such safety rules and regulations as it may deem necessary to govern and control the operation of motor carriers over and along the public highways of this State, and to enforce the same by such penalties and forfeitures as it may prescribe, including the revocation of the permit granted under the provisions of this Act. Any such safety rules promulgated in addition to any others deemed necessary by the Corporation Commission shall include the following:

(a) Every motor carrier unit and all parts thereof shall be maintained in a safe and sanitary condition at all times, and shall be at all times subject to the inspection of the commission and its duly authorized representatives.

(b) Every driver employed by a motor carrier shall be at least twenty-one years of age, of good moral character, shall be fully competent to operate the motor vehicle under his charge and shall hold a regular chauffeur's license.

(c) On passenger-carrying motor carrier units, passengers will not be allowed to ride on the running boards, fenders, or any part of the outside of the vehicle.

(d) On freight carrying motor carrier units, no part of the load shall be allowed to project more than six inches beyond the running board of said motor vehicle, or measure more than eight feet wide over all.

(e) All motor carrier units before passing over any steam or electric railroad track at grade shall be brought to a complete stop at such point within fifty feet of the steam or electric railroad track as will clear the steam or electric railroad track and still allow the driver of the motor carrier to ob-

tain a view of the track in both directions. Then before proceeding to cross said stream or electric railroad track, the driver of such motor carrier shall look in both directions and ascertain if the way is clear.

(f) No passenger-carrying motor carrier unit shall be driven over and along the public highways of this State at a greater rate of speed than thirty-five miles an hour. No freight-carrying motor carrier unit shall be driven over and along the public highways of this State at a greater rate of speed than twenty miles per hour.

(g) Accidents arising from or in connection with the operation of motor carriers shall be reported to the Corporation Commission in such detail and in such manner as the Corporation Commission may require.

(h) The Corporation Commission shall require and every motor carrier shall have attached to each unit or vehicle such distinctive markings or tags as shall be adopted by the Corporation Commission.

Section 9. All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed.

Section 10. Every owner, officer, agent or employee of any motor carrier, and every other person who violates or fails to comply with, or who procures, aids or abets in the violation of any provision of this Act, or who fails to obey, observe or comply with any order, decision, rule or regulation, direction, demand or requirement, or any part or provision thereof, of the Corporation Commission, or who procures, aids or abets any corporation or person in his failure to obey, observe or comply with any such order, decision, rule, direction, demand or regulation or any part or provision thereof is guilty of a misdemeanor and is punishable by fine not exceeding one thousand dollars or by imprisonment in the county jail not exceeding one year, or by both such fine and imprisonment

Section 11. It being immediately necessary for the preservation of the puble peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.



Nays: None.

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed, and Senate Bill No. 341 referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, that the House of Representatives has concurred in Senate amendments to:

Engrossed House Bill No. 141, by Lewis and Anderson, entitled:

“An Act establishing a separate ward building at the Central Oklahoma State Hospital at Norman, Oklahoma, for ex-service persons suffering from mental, neuro and nervous diseases or afflictions, making appropriations, providing for the erection and equipment of said building under the supervision of the Soldiers’ Relief Commission, and declaring an emergency.”

Engrossed House Bill No. 372, by Committee on Appropriations, entitled:

“An Act making appropriation for the repair of boilers now in use, or for the purchase of new boilers for the benefit of the Oklahoma Reformatory, located at Granite, Oklahoma, and declaring an emergency.”

Engrossed House Bill No. 491, by Miller, et al, entitled:

“An Act authorizing county commissioners in counties of not less than 105,000 population and not more than 110,000 population to erect buildings for the purpose of county free fair associations, providing for the levy of a tax therefor, and declaring an emergency.”

Engrossed House Bill No. 512, by Long, et al, entitled:

“An Act providing for the creation and organization of water improvement district to supply water for domestic use to the habitants of such district; providing for elections therein; providing for the construction of district waterworks system therein, and the expenses thereof; providing for the issuance of bonds and for special assessment for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers; providing for the conferring of certain powers, duties and privileges on the officers of such improvement district.”

Engrossed House Bill No. 253, by Committee on Insurance, entitled:

“An Act amending Sections 6949, 6950, 6951, 6953, 6957, and 6958, of the Compiled Oklahoma Statutes of 1921, relating to insurance indemnity contracts.”

Engrossed House Bill No. 197, by Bremer, et al, entitled:

“An Act providing for a system of free text books in the public schools of Oklahoma; appropriating and setting aside the net proceeds of money collected from all foreign insurance companies doing business in the State of Oklahoma (foreign fire insurance companies excepted), and establishing a fund to be known as the Free Text Book Fund; directing the State Insurance Commissioner to deposit said money with the State Treasurer, who shall designate said deposit as the Free Text Book Fund; providing a method of distributing and otherwise putting into use free text books in all the public schools of the State, beginning August 1, 1924; amending and repealing certain existing text book laws; making an appropriation to

carry out the purposes of this Act, and declaring an emergency."

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, that the House of Representatives has concurred in Senate amendment to:

Engrossed House Bill No. 446, by Burleson, et al, entitled:

"An Act fixing the number of justice courts in cities having a population of 90,000 and over as shown by last Federal decennial census; prescribing qualifications, fixing the time of election and term of office of such justices; fixing the salaries and compensation, duties and powers thereof; providing for the appointment of a clerk for such courts; fixing the duties of such clerk and prescribing the qualifications, compensations of such clerk and salaries thereof; providing for the election of constables for such courts, prescribing their duties and fixing their salaries and qualifications; providing for the collection and deposit and disbursal of fees by said court, and providing for security of costs in said court and payment of the costs in said court and payment of the costs and expenses of said court; providing for the furnishing of court rooms for such courts and fixing the jurisdiction of cases filed therein and providing other purposes incidental and relating thereto."

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Lillard, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 1:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 379, by Taylor (Lincoln) of the House, and Feuquay and Hill of the Senate, "An Act amending Section 2247 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to trespass; providing it shall be unlawful to enter without permission a garden, yard, field, pecan grove of another or so entering commit waste, shall be guilty of trespass; providing fixing of penalty for violation thereof, and declaring an emergency," beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Leedy, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 123 and 143 correctly engrossed.

Senate Bill No. 123 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West.  
Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells.  
Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill No. 123 and ordered the same transmitted to the Honorable House.

Senate Bill No. 173 was read for the third time at length

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hud-



son, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of Senate Bill

No. 173 and ordered the same transmitted to the Honorable House.

Senator Holloway, with unanimous consent, reported as follows on behalf of the Committee on Education.

Mr. President:

We, your Committee on Education, to whom was referred Engrossed House Bill No. 412, by Joint Committee on Education of the House and Senate, entitled, An Act providing equality of opportunity for education in rural school districts, and for the levy and distribution of school funds; creating County boards of education for County school districts and providing for the election of County superintendents of public instruction; creating school reserve funds and making an appropriation therefor; when a majority vote of the legal electors in any County, excepting the cities authorizes the organization of the County school district, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

Amendment No. 1: In Section Five, after the words "the county, a" line four, page two, insert "a member of the."

Amendment No. 2: In line two, Section six, strike the word "commissioners" and insert in lieu thereof, the words "county school."

Amendment No. 3. In Section fifteen, part five, line one, change the word "and" to the word "to."

Amendment No. 4. Section 15, part eight, line two, change the word "school" to "schools" and in line three, part eight, change the word "districts" to "district."

Amendment No. 5. Amend Section sixteen, part D, page eight, after the word "fund" in line eight, insert the following: "the provisions of Section 9696, Compiled Oklahoma Statutes 1921, relating to voting excess school levy at annual

meetings shall apply for voting excess levy in the county school district. The county board of education shall make such regulations as are necessary for providing ballots to be used at the annual school meeting, and shall certify to the county excise board the results of the election, the additional levy so voted along with the estimate for the county school district.

Amendment No. 6: Section sixteen, part B, page eight, lines ten and eleven, strike the words "county board of education may" and insert in lieu thereof "county excise board shall." In line twelve, after the words "Article 10" and before the comma, insert "chapter 84."

HOLLOWAY, Chairman.

On motion of Senator Holloway the report was adopted and the bill ordered printed and placed on the Calendar.

House Bill No. 212, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total. 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The bill having received the constitutional majority of

the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed Engrossed House Bill No. 212, as amended, and ordered the same returned to the Honorable House.

Senator Luttrell moved that House Bill No. 344 be advanced to engrossment and third reading. Motion carried.

House Bill No. 344 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley,

Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, West. Total, 35.

Nays: None.

Absent: Harvey. Total, 1.

Excused: Anglin, Lewis, Woods. Total, 3.

Not voting: Carlock, Durant, Hughey, Leedy, Wells. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed copy of House Bill No. 344 and ordered the same returned to the Honorable House



On motion of Senator Holloway, House Bill No. 289, was taken up for consideration, and advanced to engrossment and third reading.

### HOUSE BILLS ON FIRST READING.

Engrossed House Bill No. 242, by Tolbert—An Act amending Sections 9947, 9949, 9950 and 9951, of the Compiled Oklahoma Statutes Annotated, 1921, relating to corporations' annual license fees, defining corporations, and declaring an emergency.

Engrossed House Bill No. 354, by Anderson, Thorns-brough, O'Brien, Watkins, T. D., Taylor and Lowery—An Act repealing Article XVII, the same being Sections 9308 to 9316, both inclusive, of the Compiled Statutes Annotated, 1921, relating to the appointment of a board of managers for eleemosynary institutions, and declaring an emergency.

House Bill No. 313, by Miller (Tulsa), Brice, Goodrich, Ferrell, Robertson, Brydia, Otjen, Davis and Simpson, of the House, and Darnell, Lillard, Hughey, Brown, Cline and Gollobie of the Senate—An Act creating a State Real Estate Commission, providing for the appointment of commissioners, defining their powers and duties, fixing their compensation and term of office, providing for the creation of a general fund for said Commission, providing for the issuance of licenses by said Commission, and prohibiting any person, firm, co-partnership, association or corporation to act as real estate broker or salesman without first complying with the provisions of this Act, and for other purposes.

House Bill No. 204, by Singletary, Van Dall, Ferrell, Long, Simpson and Miller (Tulsa)—An Act relating to the powers of cities, with respect to buildings, sites, areas, trades and industries; authorizing the creation of zoning districts, and declaring an emergency.

Engrossed House Bill No. 250, by O'Brien, Bryce, Nance and Disney—An Act amending Sections 93, 98, 100 and 104,

Article 9, Compiled Statutes of Oklahoma, 1921, pertaining to the office of the State Fire Marshal, authorizing the appointment of his assistants and deputies, to prescribe their several powers; describing procedure in certain cases; providing penalties for violation of the provisions thereof; providing funds to carry out the provisions of this Act, and declaring an emergency.

On motion of Senator Hudson, the Senate adjourned until 10:30 o'clock a. m., Friday.

SEVENTIETH LEGISLATIVE DAY.

Friday, March 23, 1923.

MORNING SESSION

The Senate convened at 10:30 o'clock a. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 43.

Absent: Harvey. Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

FIRST READING.

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

Senate Bill No. 406, by Bobo of the Senate and Moothart of the House—A Bill entitled, An Act to amend Section 7542, Compiled Oklahoma Statutes, 1921, relating to certificates of competency of certain employees of mines, and declaring an emergency.

Senate Bill No. 407, by Woods—An Act providing for the discontinuance and abandonment of State institutions and disposal of the property of such institutions and directing how the funds obtained for such properties may be applied.

### BILLS ON SECOND READING

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

Senate Bill No. 405, by Darnell, to Committee on Privileges and Elections.

House Bill No. 242, by Tolbert, to Committee on Private Corporations.

House Bill No. 354, by Anderson, Thornsborough, O'Brien, Watkins, T. D. Taylor and Lowry, to Committee on Hospitals and Charities

House Bill No. 313, by Miller (Tulsa), Brice, Goodrich, Ferrell, Robertson, Brydia, Otjen, Davis and Simpson of the House, and Darnell, Lillard, Hughey, Brown, Cline and Golobie of the Senate, to Committee on Judiciary No. 1.

House Bill No. 204, by Singletary, Van Dall, Ferrell, Long, Simpson and Miller (Tulsa), to Committee on Municipal Corporations.

House Bill No. 250, by O'Brien, Brice, Nance and Disney, to Committee on State and County Affairs.

Senator Looney (Harmon) moved that the vote by which Senate Bill No. 314 failed of final passage be reconsidered, which motion was lost.

House Bill No. 289 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant,

Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 289 and ordered the same returned to the Honorable House.

Senate Bill No. 110 was taken up for consideration, read



by the Clerk, and on motion of Senator Johnson, advanced to engrossment and third reading.

Senate Bill No. 266 was taken up for consideration and read by the Clerk.

On motion of Senator Hudson, the Senate recessed until 1 o'clock p. m.

### AFTERNOON SESSION

The Senate reconvened at 1 o'clock p. m. and was called to order by the President Pro Tempore.

Senator Lillard, on behalf of the Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred House Bill No. 448, by Lewis (by request), entitled, An Act amending Section 3546, of Chapter 17, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to holidays, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

The following messages were received from the Honorable House and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 118, by Woods, entitled:

“An Act amending Section 6482, Compiled Oklahoma Statutes, 1921, authorizing the Corporation Commission to fix, charge and collect a fee or fees for copies or records furnished and supplied from the Oil and Gas Conservation Department of said Commission, and declaring an emergency.”

Engrossed Senate Bill No. 138, by Lillard, entitled:

“An Act allowing two additional judges for the Thirteenth Judicial District of the State of Oklahoma, and providing for the appointment and election of such additional judges, and declaring an emergency.”

Engrossed Senate Bill No. 209, by Calvert of the Senate and Bayless of the House, entitled:

“An Act providing for the manner of appointment of cadets to the Oklahoma Military Academy and adding to the curriculum of said institution, and declaring an emergency.”

Engrossed Senate Bill No. 198, by Nichols, et al, of the Senate, and Salter, et al, of the House, entitled:

“An Act making an appropriation to pay the tuition of orphan children, according to the provisions of Section 10703, Article 32, Compiled Oklahoma Statutes, 1921, and declaring an emergency.”

Engrossed Senate Bill No. 12, by Harvey, entitled:

“An Act to prevent architects and civil engineers in the service of the State, county, city, township or school district from overestimating the construction cost of public improvements, providing a penalty therefor, and declaring an emergency.”

Engrossed Senate Bill No. 21, by Durant, entitled:

“An Act amending Section 9002 of the Compiled Statutes of Oklahoma, 1921, relating to vital statistics, providing for registration districts and registrars of births, deaths and marriages, prescribing the duties of registrars and health officers,

providing penalties for violation thereof, and declaring an emergency.”

Engrossed Senate Bill No. 49, by Darnell, et al, entitled:

“An Act amending Section 9334, of the Compiled Oklahoma Statutes of 1921, repealing conflicting laws, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 118, 138, 209, 198, 12, 21 and 49 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 5, by Cordell, entitled:

“An Act making an appropriation for the purpose of aiding union graded and consolidated school districts, providing for the distribution of such money, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 5 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 292, by Otjen, entitled:

“An Act amending and re-enacting Section 8235, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to burial of soldiers, sailors and marines by county, and declaring an emergency.”

Enrolled House Bill No. 343, by Ticer and Watson (Pottawatomie), entitled:

“An Act authorizing tax assessors in all counties in the State of Oklahoma having a population of not less than 46,000 and not more than 47,000, according to the Federal census of 1920, to appoint necessary deputies and clerks in his office, and fixing the amount to be allowed for such deputies and clerks; repealing all acts and parts of acts in conflict herewith, and declaring an emergency.”

Enrolled House Bill No. 526, by Cunningham, Anderson and Hutson, entitled:

“An Act authorizing the sheriff in every county in the State of Oklahoma having a population of not less than 62,000 and not more than 65,000, according to the last preceding Federal or any census ordered or authorized by the board of county commissioners of any county, fixing the salaries thereof, repealing all laws or parts of laws in conflict herewith, and declaring an emergency.”

Enrolled House Bill No. 178, by Miller (Tulsa) and Long, entitled:

“A Bill to be entitled, An Act amending Section 4266, of the Revised Laws of Oklahoma, 1910, as amended by Section

1, of Chapter 144, Session Laws of Oklahoma, 1919; also Section 7886, Revised Laws of 1921, relating to cemeteries and burial grounds, and declaring an emergency.”

Enrolled House Bill No. 233, by Lindsey, entitled:

“An Act repealing Sections 3307 to 3311, inclusive, of the Compiled Oklahoma Statutes, Annotated, 1921.”

Enrolled House Bill No. 460, by Harpen of the House, and Anglin and Nichols of the Senate, entitled:

“An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimate and report.”

And to advise you and, through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Yours respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 292, 343, 526, 178, 233 and 460 were referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 155, by the Committee on Commerce and Labor, entitled:

“An Act to amend Sections 7283, 7284, 7285, 7287, 7288, 7290, 7294, 7300, 7311 and 7325, of the Compiled Oklahoma Statutes, 1921, relating to the compensation of injured employees in certain industries.”

Engrossed Senate Bill No. 148, by Committee on Public Health, entitled:



“An Act creating a State Board of Medical Examiners, prescribing its duties, regulating the practice of medicine and surgery and the vending of medicines in the State of Oklahoma, repealing Sections 8797, 8798, 8799, 8800, 8801, 8802, 8803, 8804, 8805, 8806, 8807, 8808, 8809, 8810, 8811, 8812, 8813, 8814, 8815, 8816, 8817, 8818, 8819, 8821, 8822, 8823, of the Compiled Oklahoma Statutes, 1921, and all other laws and parts of laws in conflict herewith, except Sections 8701 to 8729, inclusive, and Section 8820 and Sections 8898 to 8923-4, inclusive, of Compiled Oklahoma Statutes, 1921, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives, as amended, and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendments to Senate Bill No. 155, as follows:

ENGROSSED HOUSE AMENDMENTS TO  
ENGROSSED SENATE BILL No. 155

By Committee on Commerce and Labor.

Engrossed House Amendment No. 1—

That Engrossed Senate Bill No. 155 be amended so as to show that Section 7307 of the Compiled Oklahoma Statutes, 1921, is amended to read as follows:

“Section 7307. The right of compensation granted by this Act, and any claim for unpaid compensation insurance premium, shall have the same preference or lien, without limit of amount against the assets of the employer as is now or

hereafter may be allowed by law for a claim for unpaid wages for labor."

Engrossed House Amendment No. 2—

That the title of Engrossed Senate Bill No. 155 be amended by inserting the figures "7307" between the figures "7300" and "7311," found in the third line of said title.

On motion of Senator Bobo, the amendments were adopted as read.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed House amendments to Senate Bill No. 155 and ordered the same referred to the enrolling and engrossing department for enrollment.

The Clerk read the House amendment to Senate Bill No. 148.

Senator Leedy moved that the Senate refuse to concur in

House amendments to Senate Bill No. 148, and ask the Honorable House for a conference. Motion prevailed.

The President presiding.

Senate Bill No. 366 was taken up for consideration and read by the Clerk.

Senator Woods offered the following amendment, which was adopted:

Mr. President: I move to amend Senate Bill No. 366 by adding a new section, as follows:

“Section 12. It shall be unlawful for any person to conspire or collude with any other person to transfer any cotton at a false class or to lower the price of cotton, or prevent or try to prevent for any period of time any cotton buyer from buying cotton or from paying the full market price for cotton, or to use any means whatsoever to prevent full, fair and free competition in any transaction, or series of transactions, in connection with the marketing of cotton.

Any person who shall intentionally falsely grade or class any cotton shall be guilty of a misdemeanor, and in addition to the punishment prescribed by law, shall be liable to the party whose cotton has been misgraded, for five times the amount of loss sustained by reason of such misgrading.”

WOODS.

Senator Woods offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 366 by adding Section 13, as follows:

“Section 13. In the event any of the provisions of this Act shall be held unconstitutional, the same shall not affect the enforcement of the other provisions.”

WOODS.

Senator Holloway offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 366 by adding the name of "Woods" as joint author.

HOLLOWAY.

On motion of Senator Holloway, Senate Bill No. 366, as amended, was advanced to engrossment and third reading.

Senate Bill No. 238 was taken up for consideration, read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

Senate Bill No. 116 was taken up for consideration and read by the Clerk.

Senator Brown (Love) offered the following amendment:

Mr. President: I move to amend Senate Bill No. 116, line 13, page 5, by adding after the word "provided" and before the word and figure "Section 6," line 14, the following: "Provided, further, that any person who shall violate any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than One Hundred (\$100.00) Dollars, or by imprisonment in the county jail for not more than thirty (30) days, or both such fine and imprisonment, and in addition to the foregoing criminal liability, any officer violating any of the provisions of this section shall be liable upon his official bond to any party injured by such violation."

E. A. BROWN.

Senator Nichols moved that further consideration of this bill be indefinitely postponed, and roll call was requested, which resulted as follows:

Ayes: Anglin, Cline, Cornett, Fenquay, Frye, Hughes, Leedy, Lillard, Looney (Harmon), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells. Total, 17.

Nays: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cordell, Darnell, Durant, Glasser, Golobie, Gulager, Hill, Horner, Hudson, Hughey, Johnson, Jones, Land, Langley, Lewis, Woods. Total, 22.

Not voting: Holloway, Johns, Looney (Pontotoc), West. Total, 4.

Absent: Harvey. Total, 1.

The motion to indefinitely postpone was declared lost.

The vote recurring upon the Brown amendment, the same was adopted.

Senator Durant offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 116, line 2, page 1, by inserting after the word "is" and before the word "made," the following: "in excess of one hundred (100) as required and."

DURANT.

Senator Darnell offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 116, line 2, page 1, by adding after the word "Oklahoma" and before the word "therein," the following: "wherein conviction has been had" and after the word "wherein," line 2, page 1, and before the word "bail," the word "supersedes."

DARNELL.

Senator Hughes offered the following amendment, which was accepted by the author, and adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 116, line 1, page 1, by striking the word "criminal" and substituting the word "felony."

HUGHES.



On motion of Senator Brown (Love), Senate Bill No. 116, as amended, was advanced to engrossment and third reading.

The following messages were received from the Honorable House and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 518, by Committee on Appropriations of the House and Committee on Appropriations of the Senate, entitled:

“An Act making appropriations to pay per diem of members of the House of Representatives and the Senate of the Ninth Legislature, salaries and wages of employees and contingent expenses, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 518 and ordered the same returned to the Honorable House of Representatives.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 344, by Thompson (Garvin), entitled:

“An Act providing for an additional deputy in the office of the sheriff in all counties having a population of not less

than thirty-two thousand four hundred forty (32,440) inhabitants and not exceeding thirty-two thousand four hundred forty-five (32,445) inhabitants, according to the last Federal census of 1920, and declaring an emergency."

Enrolled House Bill No. 20, by Otjen, entitled:

"An Act relating to the platting for assessment and other purposes of tracts owned by two or more persons in severalty in counties having a population of not less than 37,500 and not over 37,600, and with an assessed valuation of not less than \$48,868,532.00."

Enrolled House Bill No. 460, by Harper of the House, and Anglin and Nichols of the Senate, entitled:

"An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimate and reports."

Enrolled House Bill No. 496, by Gibbons, entitled:

"An Act providing for county commissioners of all counties having a population of not less than 19,326 or more than 19,350, according to the 1920 Federal census; to use surplus funds in the sinking fund for the purpose of acquiring county fair site and buildings, and declaring an emergency."

And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 482, by Brice and Taylor of the House, and Monk of the Senate, entitled:

“An Act amending Section 6413, of Volume 2, Compiled Oklahoma Statutes, Annotated, 1921, relating to salaries of deputy county treasurers in all counties of this State having a population of not less than 51,000 and not more than 53,000 people, as shown by the last federal census or any Federal census hereafter in which there is located a city having a population of more than 10,000 people, as shown by the last Federal census or any Federal census hereafter, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 344, 20, 460, 496 and 482 were referred to the Committee on Enrolled Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 26, by Lillard, entitled:

“An Act regulating the driving and operating of motor vehicles, providing punishment therefor and repealing all laws in conflict therewith, and declaring an emergency.”

Engrossed Senate Bill No. 103, by Anglin, entitled:

“An Act creating the office of budget officer and assistants thereto, and fixing their salaries, and declaring an emergency.”

Engrossed Senate Bill No. 200, by Lillard and Luttrell, entitled:

“An Act amending Sections 1854 and 1856, Chapter 32, of the Compiled Oklahoma Statutes, 1921, referring to the desertion and abandonment of a wife or children, and providing for parole by the Governor upon recommendation of the district judge, providing for bond, repealing all acts in conflict herewith, and declaring an emergency.”

Engrossed Senate Joint Resolution No. 8, by Reed of the Senate and Adams of the House, entitled:

“A Resolution authorizing the transfer and payment out of moneys appropriated by Senate Bill No. 1, of the Eighth Legislature of the State of Oklahoma, to reimburse cattle owners of Oklahoma for tubercular cattle slaughtered by order of the State Board of Agriculture during the fiscal year ending June 30, 1923, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives, as amended, and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 26, with House amendments, was referred to Senator Lillard.

Senate Bill No. 103, with House amendments, was referred to Senator Anglin.

Senate Bill No. 200, with House amendments, was referred to Senator Lillard.

Senate Joint Resolution No. 8, with House amendments, was referred to Senator Reed.

Senator Feuguay submitted the following report of Special Committee:

Mr. President:

We, your Special Committee, to whom was referred House Bill No. 85, by Vernon, entitled, *An Act amending Section 9719, of Compiled Oklahoma Statutes, Annotated, 1921, General Laws of the State of Oklahoma, reducing the penalty on delinquent taxes from 18% to 15% per annum*, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

“One-half of all taxes levied upon ad valorem basis, for the fiscal year ending June 30, 1916, and for each fiscal year thereafter, shall become due on the first day of November, and unless said one-half of the taxes as levied shall be paid on or before the first day of January, the entire tax levied for such fiscal year shall become delinquent on said date. If the first half of the taxes, levied upon an ad valorem basis for any such fiscal year, shall have been paid on or before the first day of January, the second half shall become delinquent on the fifteenth day of June thereafter. All delinquent taxes shall, as a penalty, bear interest at the rate of . . . . . per annum. Provided that the county treasurer shall stamp the date of receipt on each letter containing funds in payment of taxes, and no penalty shall attach after the receipt of the amount due, at said date, by reason of the inability of the county treasurer to enter the same of record on the date received. No demand of taxes shall be necessary, but it shall be the duty of every person subject to taxation under the law to attend the treasurer's office and pay his taxes; and if any person neglects so to attend and pay his taxes until after they have become delinquent, the treasurer is directed and required to collect the same in the manner provided by law. Provided, however, that the first half of the taxes due in any fiscal year shall not become delinquent until sixty days after the tax rolls have been completed and filed by the county assessor with the county treasurer, and provided, further, that if the first half of the taxes in any fiscal year shall be paid



as required by the provisions of this Act, the second half shall not become delinquent until the fifteenth day of June thereafter; but should the first half of the taxes be not paid as herein provided, the entire tax levied for such fiscal year shall become delinquent at the time herein specified."

FEUQUAY, Chairman.

Senator Feuquay moved that the Committee Report be adopted. Motion carried.

The House amendments to Senate Joint Resolution No. 8 were read by the Clerk.

Senator Reed moved that the Senate refuse to concur in House amendments to Senate Joint Resolution No. 8, and ask the Honorable House for a conference. Motion prevailed.

House amendments to Senate Bill No. 103 were read by the Clerk as follows:

ENGROSSED HOUSE AMENDMENTS TO  
ENGROSSED SENATE BILL No. 103.

Engrossed House Amendment No. 1—

That Section 1, of Engrossed Senate Bill No. 103 be amended by striking the words "one expert accountant to be used the last six months of each second year thereafter at a monthly salary of Two Hundred (\$200.00) Dollars" beginning after the word "assistants" in line 14, page 1, and before the word "and" in line 17, page 1.

Senator Anglin moved that the Senate concur in the House amendments to Senate Bill No. 103. Motion prevailed.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant,

Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols Total, 3.

Absent: Harvey. Total, 1.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed House amendments to Senate Bill No. 103 and ordered the bill referred to the enrolling and engrossing department for enrollment.

The Clerk read the House amendments to Senate Bill No. 26, as follows:

ENGROSSED HOUSE AMENDMENTS TO  
ENGROSSED SENATE BILL No. 26.

House Amendment No. 1—

That Engrossed Senate Bill No. 26 be amended by striking the word “misdemeanor” found in line 9, of Section 3, of Engrossed Senate Bill No. 26, and substituting therefor the word “felony.”

House Amendment No. 2—

That Engrossed Senate Bill No. 26 be further amended by striking all of Section 3, after the word “and” found in line 9, of said section and substituting therefor the following: “shall be punished by imprisonment in the penitentiary not more than one year, or by fine of not more than Two Thousand (\$2,000.00) Dollars, or both.”

Senator Lillard moved that the Senate concur in House amendments to Senate Bill No. 26. Motion carried.

The question being, “Shall the bill pass as amended?” the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed House amendments to Senate Bill No. 26 and ordered the bill referred to the enrolling and engrossing department for enrollment.

The House amendments to Senate Bill No. 200 were read at length, as follows:

ENGROSSED HOUSE AMENDMENTS TO  
SENATE BILL No. 200.

House Amendment No. 1—

That Engrossed Senate Bill No. 200 be amended by adding the following: "Anderson, Mitchell and Ticer, of the House" as joint authors of the bill.

Senator Lillard moved that the Senate concur in House amendment to Senate Bill No. 200, which amendment added the names of three House members as joint authors of the bill.

The Chair held that the addition of the names of joint authors does not constitute an amendment, and the bill was referred to the enrolling and engrossing department, with instructions to include the House members as joint authors.

Senate Bill No. 7 was taken up for consideration and read by the Clerk

Senator Feuquay offered the following two amendments, both of which were adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 7, line 5, page 1, by inserting after the word "dollars," the following: "for the fiscal years 1923-1924 and 1924-1925 "

FEUQUAY.

Mr. President: I move to amend Senate Bill No. 7, line 8, page 2, by inserting after the word "dollars," the following: "for the fiscal years 1923-1924 and 1924-1925."

FEUQUAY.

Senate Bill No. 7, as amended, was, by unanimous consent, advanced to engrossment and third reading.

Senator Durant moved that the rules be suspended for the purpose of further consideration of Senate Bill No. 314.

Roll call was requested and resulted as follows:

Ayes: Anglin, Bobo, Brown (Love), Cline, Cordell, Durant, Frye, Holloway, Hudson, Johns, Johnson, Jones, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Wells, Woods. Total, 23.



Nays: Brown (Blaine), Carlock, Cornett, Darnell, Feuquay, Golobie, Gulager, Hill, Horner, Hughes, Hughey, Land, Langley, Memminger, Reed, West. Total, 16.

Not voting: Barker, Calvert, Glasser, Leedy. Total, 4.

Absent: Harvey. Total, 1.

The motion having received the votes of the majority of all members elected to and constituting the Senate, the rules were suspended.

Senator Looney (Harmon) moved that the vote by which Senate Bill No. 314 failed of final passage be reconsidered. Motion prevailed.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Cline, Cordell, Durant, Frye, Holloway, Hudson, Johns, Johnson, Jones, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Wells, Woods. Total, 25.

Nays: Brown (Blaine), Carlock, Cornett, Feuquay, Golobie, Gulager, Hill, Horner, Hughes, Hughey, Land, Langley, Memminger, Reed, West. Total, 15.

Not voting: Calvert, Darnell, Glasser. Total, 3.

Absent: Harvey. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

Senator Looney (Harmon) moved to reconsider the vote by which Senate Bill No. 314 passed, and that that motion lie on the table.

Senator Feuquay made a point of order that he was entitled to the recognition of the Chair by reason of having addressed the Chair first.

The Chair held the point of order not well taken for the reason that it is the custom of the Chair to recognize first a friend of the bill.

Senator Feunquay appealed from the decision of the Chair.

The question being, "Shall the Chair be sustained?" a division of the House was called for, in which 23 members voted "aye" and four members voted "nay."

The decision of the Chair was declared sustained.

The vote recurring upon the motion of Senator Looney (Harmon), the same prevailed.

Senator Langley moved that the rules be suspended for the purpose of considering Senate Bill No. 299. Motion prevailed.

Senate Bill No. 299 was read by sections.

Section 1 was read by the Clerk.

Senator Lillard offered the following amendment, which was tabled on motion of Senator Bobo:

Mr. President: I move to amend Senate Bill No. 299, line 2, page 1, by inserting after the word "factories," the following: "lumber yards, brick yards, oil wells and gasoline stations."

LILLARD.

The following message from the House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to return, herewith,

Engrossed House Bill No. 503, by Committee on Roads and Highways of the Senate and House, entitled:

“An Act levying an excise tax on gasoline, prescribing the amount of the tax, providing for the collection thereof, fixing the penalty for violation thereof, creating the necessary offices and positions, fixing the salaries and making an appropriation to pay same and for equipment, supplies, communications, and traveling expenses for the fiscal years 1924 and 1925.”

And to advise you and, through you, the Honorable Senate, that the Committee Report thereon has been adopted and the bill passed as amended.

Yours very truly,

C. J. KENDLE, Chief Clerk.

The Conference Committee report was read by the Clerk, as follows:

REPORT OF CONFERENCE COMMITTEE ON EN-  
GROSSED HOUSE BILL No. 503.

To the Speaker of the House of Representatives and President of the Senate:

We, your Conference Committee, appointed to confer on Senate amendment to Engrossed House Bill No. 503, beg leave to report that we have had the same under consideration and report as follows:

We recommend the following amendments to be adopted to Engrossed House Bill No. 503:

Engrossed Senate Amendment No. 1:

That Section 1 of Engrossed House Bill No. 503 be amended by striking the word “two” in line 1 of Section 1 of the Engrossed House Bill and inserting in lieu thereof the word “one.” and that the figure “2” in line 2 of Section 1 of the Engrossed House Bill be stricken and that the figure “1” be substituted in lieu thereof

Engrossed Senate Amendment No. 2:

That Section 4 of Engrossed House Bill No. 503 be amended by correcting the spelling of the word after the word "so" and before the word "or" in line 2 of Section 4 of the Engrossed House Bill, from "manufacturered" to "manufactured."

Engrossed Senate Amendment No. 3:

That Section 8 of Engrossed House Bill No. 503 be amended by striking after the word "Highways," in line 3 of Section 8 of the Engrossed House Bill, the following language: "according to the State Highway mileage in each county," and inserting in lieu thereof the following language: "in each county in the State in that percentage which the present approved State Highway mileage within such county bears to the present approved State Highway mileage within the State."

Engrossed Senate Amendment No. 4:

That Section 8 of Engrossed House Bill No. 503 be amended by adding after the word "county," in line 12 of Section 8 of the Engrossed House Bill the following language: "Provided that the fund herein created, when apportioned to the respective counties as herein provided shall not thereafter be diverted to any other county in the State, but shall only be expended in the county to which same was appropriated."

Engrossed Senate Amendment No. 5:

That Section 8 of Engrossed House Bill No. 503 be further amended by striking after the word "county," in line 12 of Section 8, and before the word "if" in line 13 of Section 8, the following language: "Any violation of the provisions of this Act shall be deemed a misdemeanor and punishable as such," and substituting in lieu thereof the following: "Any person violating the provisions of this Act shall be

deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than Fifty (\$50.00) Dollars nor more than Five Hundred (\$500.00) Dollars or by imprisonment in the county jail for not less than thirty (30) days nor more than ninety (90) days, or by both such fine and imprisonment."

Engrossed Senate Amendment No. 6:

That Engrossed House Bill No. 503 be amended by adding a new section to the bill, same to be numbered as "Section 9," as follows:

Section 9. That there is hereby created in the department of the State Auditor, for the purpose of collecting the said excise tax herein levied, the following officers and salaries named:

One Auditor at.....	\$2,400.00 per year
One Bookkeeper at.....	1,800.00 per year
One Filing Clerk and Stenographer at .....	1,500.00 per year

Engrossed Senate Amendment No. 7:

That Engrossed House Bill No. 503 be amended by adding a new section to the bill, same to be numbered as "Section 10," as follows:

Section 10. For the purpose of paying the salaries of the offices created in Section 9 hereof and for equipment, communications, supplies and printing, there is appropriated out of any moneys in the State Treasury for the fiscal years ending June 30, 1924, and June 30, 1925, the following sums:

	1924.	1925.
Office supplies, desk, chair, typewriters, table and filing cabinets for 1924.....	\$ 500.00	.....
Printing—Blanks, record books, etc.....	1,500.00	1,500.00
Salaries .....	5,700.00	5,700.00
Office supplies and furniture.....	2,000.00	2,000.00



Engrossed Senate Amendment No. 8:

That the title of Engrossed House Bill No. 503 be amended to read as follows:

"An Act levying an excise tax on gasoline, prescribing the amount of the tax, providing for the collection thereof, fixing the penalty for violation thereof, creating the necessary offices and positions, fixing the salaries and making an appropriation to pay same, and for equipment, supplies, communications and traveling expenses for the fiscal years 1924 and 1925."

NICHOLS,  
JONES,  
HUGHES,  
Senate Conferees.

SINGLETARY,  
LONG,  
M'BEE,  
House Conferees.

On motion of Senator Nichols, the Conference Report was adopted as read.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feunquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

The President signed the engrossed Conference amendments to House Bill No. 503 and ordered the same returned to the Honorable House.

The President Pro Tempore presiding.

House Bill No. 299 was taken up for further consideration.

Senator Lillard offered the following amendment:

Mr. President: I move to amend Senate Bill No. 299, line 1, page 1, by inserting after the word "factories" the words "located or doing business in the State of Oklahoma."

LILLARD.

Senator Looney (Pontotoc) offered the following substitute amendment, which was accepted by Senator Lillard:

Mr. President: I move to amend Senate Bill No. 299, lines 2 to 4, page 1, by striking before the word "or" in line

2, the following: "in the State of Oklahoma," and by inserting in line 4, after the word "manufacturing" and before the word "cement" the words "or selling."

J. C. LOONEY.

On motion of Senator Lewis, the Looney amendment was tabled.

Section 1 as read was adopted by unanimous consent.

Section 2 was read by the Clerk.

Senator Lillard offered the following amendment, which was tabled on motion of Senator Calvert:

Mr. President: I move to amend Senate Bill No. 299, line 6, page 1, by inserting after the word "State" and before the word "shall," the following: "or outside the State of Oklahoma, doing business in the State."

LILLARD.

Senator Lillard offered the following amendment:

Mr. President: I move that we amend Senate Bill No. 299, line 2, page 2, by inserting after the word "cement" and before the word "without," the following: "or dealing in cement."

LILLARD.

Senator Cline was called to the Chair.

On motion of Senator Luttrell, the Lillard amendment was tabled.

Section 2, as read, was adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

The President Pro Tempore presiding.

Section 4 was read and adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Senator Looney (Pontotoc) offered the following amendment:

Mr. President: I move to amend Senate Bill No. 299, page 4, by inserting the following as Section 6, and by renumbering Section 6 as Section 7:

“Section 6. That the Corporation Commission shall have power and authority to inspect and is hereby charged with the duty of inspecting all cement shipped into this State and to make all rules and requirements necessary for said inspection purposes, said Corporation Commission is authorized to levy for inspection purposes a tax upon cement shipped into this State of not more than 50 cents per barrel.”

J. C. LOONEY.

On motion of Senator Lewis, the Looney amendment was tabled.

Senator Calvert moved to advance Senate Bill No. 299 to engrossment and third reading, which motion prevailed.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 452, by Acton, Brice and Ferrell of the House, and Golobie and Feuguay of the Senate, entitled:

“A Special Act dividing the Municipal Township of Cimarron, Logan County, Oklahoma, into two separate municipal townships, and creating therefrom the Municipal Township of South Cimarron and of North Cimarron, Logan County, Oklahoma, and declaring an emergency.”

Enrolled House Bill No. 372, by Committee on Appropriations, entitled:

"An Act making appropriation for repairs of the boilers now in use, or for the purchase of new boilers for the benefit of the Oklahoma Reformatory, located at Granite, Oklahoma, and an appropriation for the purpose of buying army shoes for various institutions, and declaring an emergency."

Enrolled House Bill No. 314, by Van Dall, entitled:

"An Act amending Section 5668, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the powers and duties of the board of control of county hospitals, in counties having a population of not less than 27,002 and not more than 27,100, according to the last Federal census; providing for ways and means for the support and maintenance of such hospitals, and declaring an emergency."

Enrolled House Bill No. 491, by Miller (Tulsa), Simpson, Ferrell, Long and Boyer, entitled:

"An Act authorizing county commissioners in counties of not less than 105,000 population and not more than 110,000 population, and in counties of not less than 37,500 population and not more than 37,550 population, to erect buildings for the purpose of county free fair associations, providing for the levy of a tax therefor, and declaring an emergency."

Enrolled House Bill No. 289, by Ticer and Watson (Pottawatomie), entitled:

"An Act authorizing the construction of a standard steel water tower at the State Industrial School for Girls, located at Tecumseh, Oklahoma, and for the proper equipping of the same, making an appropriation for the same, and declaring an emergency."

And to inform you and, through you, the Honorable Sen-



ate that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 452, 372, 314, 491 and 289 were referred to the Committee on Engrossed and Enrolled Bills.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 292, 343, 178, 233 and 526 correctly enrolled.

The President Pro Tempore signed the enrolled copies of House Bills Nos. 292, 343, 178, 233 and 526 and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 7, 116, 238 and 366 correctly engrossed.

Senator Holloway, with unanimous consent, reported as follows on behalf of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred Engrossed House Bill No. 346, by Holloway, entitled, An Act relating to the payment of certain indebtedness in school districts in cities of the first class, having a scholastic population of not less than 1,345 and not more than 1,400 for the year of 1921, which indebtedness was created during the school term of 1920 and 1921, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Memminger moved that the rules be suspended for the purpose of recalling Senate Joint Resolution No. 35 from the Committee on Constitution and Constitutional Amendments.

The motion to suspend the rules was lost.

Senator Hudson moved that the rules be suspended for the purpose of advancing Senate Bill No. 392 to engrossment and third reading.

Motion to suspend the rules was lost.

Senator Feuquay was called to the Chair.

Senator Calvert, with unanimous consent, reported as follows on behalf of the Committee on Constitution and Constitutional Amendments:

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 38, by Cordell of the Senate and Wooten of the House, entitled, A Resolution proposing an amendment to the Constitution of the State of Oklahoma (known as the Soldiers' Bonus Bill), beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CALVERT, Chairman.

On motion of Senator Calvert, the report was adopted and the bill ordered printed and placed on the Calendar.

Senate Bill No. 392 was, by unanimous consent, taken up for immediate consideration.

Senator Langley offered the following amendment:

Mr. President: I move to amend Senate Bill No. 392, line 2, page 1, by adding after the word "mortgage" and

before the word "given," "for a sum in excess of One Thousand (\$1,000.00) Dollars."

LANGLEY.

Senator Johnson moved that further consideration of Senate Bill No. 392 be indefinitely postponed.

Senator Anglin moved to table the Johnson motion, the motion to table being lost.

The vote recurring upon the motion to indefinitely postpone, the same prevailed.

On motion of Senator Woods, Senate Bill No. 370 was ordered stricken from the Calendar.

Senator Johnson moved that Senate Bill No. 362 be stricken from the Calendar.

Senator Nichols moved as a substitute motion that Senate Bill No. 362 be re-referred to the Committee on Education.

Substitute motion prevailed.

The following messages were received from the Honorable House and read at length.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 309, by Anglin and Nichols of the Senate, and Harper of the House, entitled:

"An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimates and reports."

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Repre-

sentatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 309 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 451, by Tolbert, Stewart and Stovall, entitled:

“An Act making a deficiency appropriation for the payment of Confederate pensions for the fiscal year ending June 30, 1923, and for extra help in office of commissioner, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to return, herewith,

Engrossed House Bill No. 203, by Miller (Tulsa), et al., entitled:

“A Bill to be entitled, An Act to provide for city planning commissions in cities and towns of this State; providing

funds for same and defining the powers of such commissions; providing for approval of all plans, plats or replats of land in cities and towns; fixing a penalty for violation thereof, and declaring an emergency."

Engrossed House Bill No. 302 by Committee on Appropriations, entitled:

"An Act making appropriation for maintenance for the remainder of the year ending June 30th, 1923, and for paving, repairing and improving grounds for the Central State Normal at Edmond, Oklahoma, and declaring an emergency."

And to advise you and, through you, the Honorable Senate that the Committee reports thereon have been adopted and the bill passed, as amended.

Yours very truly,

C. J. KENDLE, Chief Clerk.

The Conference Committee Report on House Bill No. 203 was read by the Clerk, as follows:

To the Senate and the House of Representatives of the State of Oklahoma:

We, the Conference Committees of the Senate and the House of Representatives of the State of Oklahoma, duly appointed to confer on the differences between the two Houses, relating to said House Bill No. 203, by Miller (Tulsa), Long, Boyer, Singletary, Ferrell, Simpson and Phillips, beg leave to report that we have had the same under consideration and have agreed to the following amendment:

"Provided that the within does not apply to counties with a population of 61,700 and not more than 62,000; with a population of 26,400 and not more than 26,500; with a population



of 19,397 and not more than 20,000, according to the last preceding Federal decennial census."

Respectfully submitted,

LILLARD,  
HUDSON,  
GULAGER,  
Senate Conferees.

MILLER,  
SINGLETARY,  
DISNEY,  
House Conferees.

The President presiding.

Senator Lillard moved that the Senate adopt the Conference Committee Report on Senate Bill No. 203, which motion prevailed.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant,

Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 40.

Nays: None.

Not voting: Calvert, Glasser, Nichols. Total, 3.

Absent: Harvey. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and House Bill No. 203 was ordered returned to the Honorable House.

The Conference Committee Report on House Bill No. 302 was read by the Clerk, as follows:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred House Bill No. 302, by Committee on Appropriations, entitled:

“An Act making an appropriation for maintenance for the remainder of the year ending June 30, 1923, and for paving, repairing and improving grounds for the Central State Normal, at Edmond, Oklahoma, and declaring an emergency.”  
beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the House agree to the Senate amendments.

NANCE,  
WENDLE,  
STOVALL,

House Conference.

LANGLEY,  
J. C. LOONEY,  
McPHERREN,

Senate Conferees.

House Bill No. 302 was ordered returned to the Honorable House.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 503, by Committee on Roads and Highways of the Senate and House, entitled:

“An Act levying an excise tax on gasoline, prescribing the amount and providing for the collection thereof, and fixing a penalty for a violation thereof.”

And to advise you and, through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 503 and ordered the same returned to the Honorable House.

#### HOUSE BILLS ON FIRST READING

Engrossed House Bill No. 451, by Tolbert, Stewart and Stovall—An Act making a deficiency appropriation for the payment of Confederate pensions for the fiscal year ending June 30, 1923, and for extra help in office of commissioner, and declaring an emergency.

On motion of Senator Hudson, the Senate adjourned until 10 o'clock a. m., Saturday.

## SEVENTY-FIRST LEGISLATIVE DAY.

Saturday, March 24, 1923.

## MORNING SESSION

The Senate convened at 10 o'clock a. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call, the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobic, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 40.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The Chair announced a quorum present.

Prayer by Rev. S. H. Babcock, Presiding Elder of the M. E. Church, South, Oklahoma City.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:

Mr. President:

We, your Committee on Agriculture, to whom was referred Engrossed House Bill No. 320, by Disney and Gibbons, entitled, An Act to regulate the storage, grading and marketing of cotton and other non-perishable farm products, repeal-

ing all laws in conflict herewith, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same amended with the recommendation that it be placed upon the Calendar without recommendation.

The amendment, as submitted by the Agricultural Committee, strikes Section 25 of Engrossed House Bill No. 320, which reads as follows:

“All acts or parts of acts in conflict herewith, are hereby repealed.”

CORDELL, Chairman.

On motion of Senator Cordell, the bill was referred to the Committee on Appropriations.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Senate Bill No. 401, by Committee on Appropriations, entitled, An Act making an appropriation to pay deficiencies as per vouchers and claims on file with the State Auditor, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Brown (Love), on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 37 correctly enrolled.

Senator Brown (Love), on behalf of the Committee on



Enrolled and Engrossed Bills, reported Senate Bill No. 299 correctly engrossed.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bills Nos. 20, 344, 460, 482, 496, 452, 372, 314, 289 and 491 correctly enrolled.

The President Pro Tempore signed enrolled House Bills Nos. 20, 344, 460, 482, 496, 452, 372, 314, 289 and 491 and ordered same returned to the Honorable House.

#### FIRST READING.

The following resolution was introduced and read for the first time:

Senate Joint Resolution No. 40, by Carlock of the Senate and Tolbert of the House, A Resolution declaring the educational policy of this State.

#### SECOND READING.

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

Senate Bill No. 406, by Bobo of the Senate and Moothart of the House, to Committee on Mines and Manufacturing.

Senate Bill No. 407, by Woods, placed on the Calendar without reference to Committee.

House Bill No. 451, by Tolbert, Stewart and Stovall, to Committee on Appropriations.

The President Pro Tempore signed the enrolled copy of Senate Bill No. 37 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senate Bill No. 366 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: Anglin. Total, 1.

Not voting: Calvert, Carlock, Glasser, Golobie, Horner, Nichols, West, Woods. Total, 8.

Absent: Harvey. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Holloway moved that the vote by which Senate Bill No. 366 was passed be reconsidered and that the motion lie on the table. Motion prevailed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 366 and ordered the same transmitted to the Honorable House.

Senate Bill No. 238 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Carlock, Golobie, Nichols. Total, 4.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: None.

Not voting: Calvert, Carlock, Golobie, Nichols. Total, 4.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 238 and ordered the same transmitted to the Honorable House.

Senate Bill No. 116 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Hudson, Hughey, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Reed, Woods. Total, 26.

Nays: Anglin, Frye, Hughes, Johns, Leedy, Lillard, Luttrell, McPherren, Memminger, Monk, Ratliff, Wells. Total, 12.

Not voting: Golobie, Nichols. Total, 2.

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Absent: Glasser, Harvey, Horner, West. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Brown (Love) moved that the vote by which Senate Bill No. 116 was passed be reconsidered and that the motion lie on the table. Motion prevailed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Gulager, Hill, Holloway, Hudson, Hughey, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Reed, Woods. Total, 25.

Nays: Anglin, Cornett, Frye, Hughes, Johns, Leedy, Lillard, Luttrell, McPherren, Memminger, Monk, Ratliff, Wells. Total, 13.

Not voting: Golobie, Nichols. Total, 2.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared to have failed of passage.

Senator Brown (Love), moved that the vote by which the emergency failed of passage be reconsidered, and that that motion lie on the table. Motion was lost.

Senate Bill No. 116 was referred to the enrolling and engrossing department for re-engrossment.

Senate Bill No. 7 was read for the third time at length.

The President presiding

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Carlock, Golobie, Nichols. Total, 4.

Absent: Glasser, Harvey, Horner, West. Total, 4

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Carlock, Golobie, Nichols. Total, 4.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 7 and ordered the same transmitted to the Honorable House.



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Senate Bill No. 299 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Calvert, Cline, Cordell, Darnell, Feuquay, Golobie, Hill, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Reed, Wells, Woods. Total, 28.

Nays: Cornett, Durant, Holloway, Leedy, Lillard. Total, 5.

Not voting: Brown (Blaine), Brown (Love), Carlock, Frye, Gulager, Nichols, Ratliff. Total, 7.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

Senator Bobo moved that the vote by which Senate Bill No. 299 was passed be reconsidered and that that motion lie on the table, which motion prevailed.

The President signed the engrossed copy of Senate Bill No. 299 and ordered the same transmitted to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 103, 138 and 309 correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 103, 138 and 309, and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 116 correctly engrossed.

The President signed the engrossed copy of Senate Bill No. 116 and ordered same transmitted to the Honorable House for consideration.

On motion of Senator Hudson, the Senate recessed until 1 o'clock p. m.

### AFTERNOON SESSION

The Senate convened at 1 o'clock p. m., and was called to order by the President.

Senator Lillard, with unanimous consent, reported as follows on behalf of Senate Judiciary Committee No. 1:

Mr. President:

We, your Committee on Senate Judiciary Committee No. 1, to whom was referred House Bill No. 313, by Miller (Tulsa), Brice, Goodrich, Ferrell, Robertson, Brydia, Otjen, Davis and Simpson of the House, and Darnell, Lillard, Hughey, Brown, Cline and Golobie of the Senate, entitled, A Bill to be entitled, An Act creating a State Real Estate Commission, providing for the appointment of commissioners, defining their powers and duties, fixing their compensation and term of office, providing for the creation of a general fund for said commission, providing for the issuance of licenses by said commission, and prohibiting any person, firm, co-partnership, association or corporation to act as real estate broker or salesman without first complying with the provisions of this Act, and for other purposes, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Brown (Love), reported as follows on behalf of the Committee on Correction of the Journal:

Mr. President:

We, your Committee on Correction of the Journal, beg leave to report that we have read the Daily Journal to and including Friday, March 23rd, and have made a few minor corrections which were found necessary.

We therefore recommend the adoption of the Journal, as corrected, to and including Friday, March 23, 1923.

E. A. BROWN, Acting Chairman

The report was adopted, and on motion of Senator Brown (Love) the Journal as corrected to and including March 23, 1923, was adopted.

On motion of Senator Carlock, House Bill No. 485 was taken up for consideration, and by unanimous consent it was decided that the appropriations be considered by institutions.

The items of appropriation for the State University were read by the Clerk.

Senator Carlock offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 11, page 3, by striking the second \$100,000.00.

CARLOCK.

Senator Luttrell offered the following amendment:

Mr. President: I move to amend House Bill No. 485, line 18, page 2, by striking after the word "salaries" the numerals "\$660,000.00" and "\$680,000.00" and insert in lieu thereof the numerals "\$775,000.00 for each year."

LUTTRELL.

Senator McPherrren moved that the Senate operate under a call of the House during the consideration of this bill.

Motion prevailed, and the President instructed the Sergeant-at-Arms to bring all Senators into the chamber and prevent anyone from leaving without permission from the Chair.

Senator Johnson offered the following amendment, which was accepted by the Chairman of the Appropriations Committee and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 18, page 2, by striking the figures "\$660,000.00" and "\$680,000.00" and inserting in lieu thereof the figures "\$700,000.00" and "\$720,000.00."

JOHNSON.

Senator Memminger offered the following amendment, which was tabled on motion of Senator Hughes:

Mr. President: I move to amend House Bill No. 485, line 18, page 2, by adding the following: "provided that no individual salary shall exceed the sum of \$7,500.00 per annum."

MEMMINGER.

Senator Cornett offered the following amendment, which was tabled on motion of Senator Anglin:

Mr. President: I move to amend House Bill No. 485, line 10, page 3, by striking all of line 10.

CORNETT.

Senator Luttrell offered the following amendment:

Mr. President: I move to amend House Bill No. 485, line 1, page 3, by striking after the word "maintenance" the figures "\$220,000.00" and "\$230,000.00" and inserting in lieu thereof the figures "\$250,000.00" for each word.

LUTTRELL

The President Pro Tempore presiding.

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The vote recurring upon the Luttrell amendment, a roll call was requested and resulted as follows:

Ayes: Bobo, Brown (Love), Calvert, Darnell, Durant, Holloway, Hughes, Hughey, Johns, Johnson, Jones, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Monk. Total, 18.

Nays: Anglin, Brown (Blaine), Carlock, Cline, Cordell, Cornett, Feuquay, Frye, Golobie, Gulager, Hill, Hudson, Land, Langley, Lewis, McPherren, Memminger, Nichols, Ratliff, Wells, Woods. Total, 21.

Not voting: Reed. Total 1.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The amendment was declared lost.

Senator Lillard offered the following amendment:

Mr. President: I move to amend House Bill No 485, lines 8 and 9, page 3, by inserting as an additional line the following: "medical school building to be located at Oklahoma City, \$150,000.00."

LILLARD.

Senator Hudson moved that when the Senate do adjourn it adjourn at 4:30 o'clock p. m., under the rules.

Motion prevailed.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 197, by Bremer, et al., entitled:



“An Act providing for a system of State text books in the public schools of Oklahoma; appropriation and setting aside the net proceeds of money collected from all foreign insurance companies doing business in the State of Oklahoma (foreign fire insurance companies excepted), and establishing a fund to be known as the State Text Book Fund; directing the State Insurance Commissioner to deposit said money with the State Treasurer, who shall designate said deposit as the State Text Book Fund; providing a method of distributing and otherwise putting into use State text books in all the public schools of the State, beginning August 1, 1924; amending and repealing certain existing text book laws, making an appropriation to carry out the purposes of this Act, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bill No. 197 was referred to the Committee on Enrolled and Engrossed Bills.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 197 correctly enrolled.

The President Pro Tempore signed the enrolled copy of House Bill No. 197 and ordered the same returned to the Honorable House.

Senator Holloway offered the following as substitute for the Lillard amendment:

Mr. President: I move to amend House Bill No. 485, page 3, by inserting after line 11 the following language: “\$100,000.00” for a building to be located at Oklahoma City for the

last two years of the medical school and \$75,000.00 for a building to be located on the campus of the University at Norman for the first two years of the medical school.

HOLLOWAY

The vote recurring upon the Holloway substitute amendment, the same was lost.

Senator Woods offered the following substitute for the Lillard amendment, which was tabled on motion of Senator Looney (Harmon):

Mr. President: I move to amend House Bill No. 485, line 8, page 3, by striking in line 8 the words "pharmacy building," and insert in lieu thereof the words "medical building to be located in Oklahoma City," and by striking the figures in line 8, "\$100,000.00," and insert in lieu thereof the figures "\$200,000.00," and by striking all of line 10 on page 3.

WOODS.

Senator Luttrell offered the following substitute for the Lillard amendment:

Mr. President: I move to amend House Bill No. 485, by inserting between lines 11 and 12, page 3, as follows: "medical building to be located on the campus at Norman for the first two years of the medical school, \$100,000.00."

LUTTRELL.

The President presiding.

The vote recurring upon the Luttrell substitute, the same was lost.

The vote recurring upon the Lillard amendment, the same was lost.

Senator Looney (Pontotoc) offered the following amendment, which was defeated:

Mr. President: I move to amend House Bill No. 485, page 3, by adding after line 6, "Journalism building, \$75,000.00. The Board of Regents of the State University of Oklahoma are hereby authorized to accept a gift of \$10,000.00 from Edgar S. Bronson to apply on the Journalism building."

LOONEY and GOLOBIE.

On motion of Senator Carlock, the subdivision covering the University was adopted as amended.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to advise you that Conference Committee report on:

Engrossed House Bill No. 230, by Varnum, Disney, et al., entitled:

"An Act amending Sections 3860, 3862, Paragraph 1, Section 3863, Section 3866, of Article 16, Chapter 20, Compiled Statutes of Oklahoma, 1921, defining terms, licensing dealers, providing penalties, creating positions and making an appropriation therefor, and declaring an emergency."

Whereby the Committee could come to no agreement, has been adopted and a new Conference Committee has been appointed thereon, the Speaker of the House having appointed Representatives Varnum, Disney and Rossiter as Representative conferees.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Chair appointed as Senate Conferees on House Bill No. 230, Senators Cordell, West and Nichols.

To the President of the Senate:

I am directed by the House of Representatives to advise you and, through you, the Honorable Senate, that it accedes to your request for a conference on:

Engrossed Senate Joint Resolution No. 8, by Reed of the Senate and Adams of the House, entitled:

"A Resolution authorizing the transfer and payment out of moneys appropriated by Senate Bill No. 1, of the Eighth Legislature of the State of Oklahoma, to reimburse cattle owners of Oklahoma for tubercular cattle slaughtered by order of the State Board of Agriculture during the fiscal year ending June 30, 1923, and declaring an emergency,"

And that the Speaker of the House has appointed Representatives Adams, Windle and Hines as Representative conferees thereon.

Yours very truly,

C. J. KENDLE, Chief Clerk.

The Chair appointed as Senate Conferees on Senate Joint Resolution No. 8, Senators Reed, Brown (Love) and Bobo.

To the President of the Senate:

I am directed by the House of Representatives to advise you and, through you, the Honorable Senate, that it accedes to your request for a conference on:

Engrossed Senate Bill No. 148, by Committee on Public Health, entitled:

"An Act creating a State Board of Medical Examiners, prescribing its duties, regulating the practice of medicine and surgery and the vending of medicines in the State of Oklahoma, repealing Sections 8797, 8798, etc., and declaring an emergency,"

And that the Speakers of the House has appointed Representatives Kidd, Sigler and Ferrell as Representative conferees thereon.

Yours very truly,

C. J. KENDLE, Chief Clerk.

The Chair appointed as Senate Conferees on Senate Bill No 148, Senators Leedy, Cordell and Johns.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 309, by Anglin and Nichols of the Senate, and Harper of the House, entitled:

“An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimates and reports.”

Enrolled Senate Bill No 138, by Lillard, entitled:

“An Act allowing two additional judges for the Thirteenth Judicial District of the State of Oklahoma, and providing for the appointment and election of such additional judges and declaring an emergency.”

Enrolled Senate Bill No. 103, by Anglin, entitled:

“An Act creating the office of budget officer and assistants thereto, and fixing their salaries, and declaring an emergency.”

Enrolled Senate Bill No. 37, by Cordell, entitled:

“An Act providing for the incorporation, organization and operation of a warehouse system for the State of Oklahoma, making an appropriation therefor, and declaring an emergency.”



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And to inform you and, through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 309, 138, 103 and 37 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed House Bill No. 273, by Committee on Capitol Building and Grounds, entitled:

“An Act providing for improvement of the Capitol building, Capitol square and grounds, paving Lincoln Boulevard, Twenty-first Street and intersecting streets, building sidewalks, making appropriations therefor.”

Engrossed House Bill No. 429, by House Committee on Education, entitled:

“An Act making an appropriation for library of the Colored Agricultural and Normal University.”

And to inform you and, through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Leedy, on behalf of the Conference Committee on Senate Bill No. 148, reported as follows:

To the President of the Senate and Speaker and Members of the House of Representatives:

We, your Conference Committee appointed on Engrossed Senate Bill No. 148, by Committee on Public Health, entitled, An Act creating a Board of Medical Examiners, prescribing its duties, regulating its practice, etc., beg leave to report that we have had the same under consideration and have agreed and concurred in the following amendments to Engrossed Senate Bill No. 148, as follows:

That the figures "8819," in line 10 of the title of the bill, be stricken and the following added in line 16, after the figure "4," as follows: "and Sections 8824 to 8832," on page 1.

That the figures "8819," in line 24, page 19, Engrossed Senate Bill No. 148, be stricken and after the figure "4," in line 28, on page 19, add the following: "and Sections 8824 to 8832."

We, your Committee, return herewith the above report with the recommendation that the Senate and Honorable House concur in this amendment.

Respectfully submitted,

LEEDY,  
CORDELL,  
JOHNS.  
Senate Conferees.

FERRELL,  
SIGLER,  
KIDD,  
House Conferees.

On motion of Senator Leedy, the Conference Report was adopted as read.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard,

Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Carlock, Golobie, Nichols. Total, 4.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The bill, as amended, having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 36.

Nays: None.

Not voting: Calvert, Carlock, Golobie, Nichols. Total, 4.

Absent: Glasser, Harvey, Horner, West. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed, and was referred to the enrolling and engrossing department for engrossment of the Conference amendments.

Senator Luttrell, with unanimous consent, reported as follows on behalf of the Committee on Legislative and Judicial Apportionment:

Mr. President:

We, your Committee on Legislative and Judicial Apportionment, to whom was referred Engrossed House Bill No.

351, by Saltsman and Sanders, entitled, An Act regulating the election of Senators from Senatorial District No. 27, comprised of Muskogee, Haskell and McIntosh counties, beg leave to report that we had the same under consideration and herewith return the same without recommendation.

LUTTRELL, Chairman.

On motion of Senator Luttrell, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Durant, on behalf of the Special Committee on House Bill No. 262, reported as follows:

Mr. President:

We, your Special Committee, consisting of Senators Durant, Cline and Langley, to whom was referred Engrossed House Bill No. 262, by Moothart and Mabon of the House, and Durant of the Senate, entitled, An Act changing the name of the Miami School of Mines to the Northeastern Oklahoma Junior College, providing for a course of study, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass, as amended.

Amendment offered by Special Committee:

By striking the title and Sections 1, 2, 3 and 4, and substituting in lieu thereof the following:

An Act Changing the Name of the Miami School of Mines, at Miami, Oklahoma, to the Northeastern Oklahoma Junior College and Placing Same Under the Control of the Board of Regents of the University of Oklahoma; Defining the Powers and Duties of the Board of Regents of the University of Oklahoma and of the State Board of Affairs in Regard Thereto; Creating a Revolving Fund, and Declaring an Emergency.

*Be It Enacted by the People of the State of Oklahoma:*

Section 1. The Miami School of Mines, located at Miami, Oklahoma, shall on and after July 1st, 1923, be a branch of the University of Oklahoma and be known as the Northeastern Oklahoma Junior College.

Section 2. The Board of Regents of the University of Oklahoma shall enact laws for the government of the Northeastern Junior College, elect the administrative officers and the requisite number of instructors and employees and fix the salaries and tenure of office of each, in the same manner as prescribed by law for their exercise and control of the University of Oklahoma. Said Board of Regents shall have charge of the expenditure of all moneys appropriated for said Northeastern Junior College, except that the purchasing of fuel, the placing of insurance and the erection of new buildings shall be done by the State Board of Public Affairs; provided, that the total amount so expended shall be designated by the Board of Regents of the University of Oklahoma, unless the Legislature has appropriated specific sums for said purposes, and provided, further, that no contract for new buildings shall be entered into by the said State Board of Public Affairs, until the Board of Regents of the University of Oklahoma has in writing approved the plans and specifications and the location of said buildings.

Section 3. The Board of Regents of the University of Oklahoma shall determine the subjects of study which shall be limited to those suitable for the first two years above high school graduation, except that field courses in mining and geological engineering for advanced students in the College of Engineering of the University of Oklahoma may be maintained. The subjects of study authorized for the Northeastern Junior College shall be those designed to serve best those students who do not expect to continue beyond junior college work and also those best adapted to fit students for entrance to senior college work and the professional schools of the University of Oklahoma and other institutions of high learning.



Section 4. The moneys expended for the Northeastern Junior College shall only be those specifically appropriated therefor, except that the Board of Regents may require the administrative and financial officers of the University of Oklahoma to exercise supervisory control of the Northeastern Junior College and keep all necessary records.

Section 5. The provisions of Section 4, Senate Bill No. 227, Session Laws of 1917, establishing a revolving fund for the University of Oklahoma shall be applicable to the Northeastern Junior College, to be known as the "Northeastern Junior College Revolving Fund," so as to distinguish it from the University Revolving Fund, and shall be carried in a separate account and be used exclusively for the use and benefit of the Northeastern Junior College.

Section 6. The Board of Regents of the Miami School of Mines shall cease to exist on June 30, 1923, and shall not in the meantime make any appointments or enter into any contracts extending beyond said June 30, 1923.

Section 7. All acts and parts of acts in conflict with the provisions of this Act are hereby repealed.

Section 8. It being immediately necessary for the preservation of the public health, peace and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

DURANT, Chairman.

On motion of Senator Durant, the report was adopted and the bill ordered placed on the Calendar.

#### HOUSE BILLS ON FIRST READING

House Bill No. 273, by Committee on Capitol Building and Grounds—An Act providing for improvement of the Capitol building, Capitol square and grounds, paving Lin-

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coln Boulevard, Twenty-first Street and intersecting streets, building sidewalks, making appropriations therefor.

Engrossed House Bill No. 429, by Committee on Education—A Bill entitled, An Act making an appropriation for library of the Colored Agricultural and Normal University.

The hour of 4:30 having arrived, on motion of Senator Carlock, the Senate adjourned under the rules.

## SEVENTY-SECOND LEGISLATIVE DAY.

Monday, March 26, 1923.

The Senate convened at 1:30 o'clock p. m., pursuant to adjournment and was called to order by the President.

Upon roll call, the following Senators were present:

Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Absent: Anglin, Glasser, Harvey, Wells, West. Total, 5.

Excused: Cornett. Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your honorable body, that I have today signed enrolled copy of Senate Bill No. 37, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your honorable body, that I have today signed enrolled copy of Senate Bill No. 138, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your honorable body, that I have today signed enrolled copy of Senate Bill No. 103, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 341, 5, 49, 198, 26, 118, 200, 21 and 209 correctly enrolled.

The President signed Enrolled Senate Bills Nos. 341, 5, 49, 198, 26, 118, 200, 21 and 209, and ordered same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported conference committee amendments to Senate Bill No. 148 correctly engrossed.

The President signed the amendments, as submitted by the conference on Senate Bill No. 148, and ordered same transmitted to the Honorable House for consideration

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 110 correctly engrossed.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 451, by Tolbert, Stewart and Stovall, entitled, An Act making a deficiency appropriation for the payment of Confederate pensions for the fiscal year ending June 30, 1923, and for extra help in office of commissioner, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 163, by Watson of Sequoyah, Lightner, Kidd, Long, Ferrell, Taylor of Lincoln, Brice, Johnson, Robertson, Anderson, Stewart, Culp, Montgomery, Cunningham, Singletary and Dyer of the House, and Mrs. Looney of the Senate, entitled An Act giving a list of officers and employees authorized in the State Health Department, dividing the State into four approximately equal sections, authorizing the appointment of one health supervisor for each of said four sections, readjusting and fixing the salaries, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.



Senator Calvert, on behalf of the Committee on Constitution and Constitutional Amendments, reported as follows:

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Joint Resolution No. 35, by Bobo and Memminger, entitled, A Resolution providing for the submission of a proposed amendment to Section 6 of Article 10 of the Constitution of Oklahoma, relating to the exemption of certain property from taxation, beg leave to report that we had the same under consideration, and herewith return the same without recommendation

CALVERT, Chairman.

On motion of Senator Carlock the bill was ordered printed and placed on the Calendar.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Senate Joint Resolution No. 39, by Mrs. Lamar Looney of the Senate, and Mrs. Mitchell of the House, entitled, A Joint Resolution authorizing the appointment of a commission to arrange for an international exposition to be held in Philadelphia in the year one thousand nine hundred twenty-six, in celebration of the 150th anniversary of American independence, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass, as amended.

GULAGER, Chairman

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the calendar.

Senator Johns, on behalf of the Committee on Banks and Banking, reported as follows:

Mr. President:

We, your Committee on Banks and Banking, to whom was referred Engrossed House Bill No. 13A, by Committee on Banking, entitled, An Act amending Section 4127 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to loans of money to bank officers and changing and fixing the penalty for violation thereof, amending Section 4144 of said statutes relating to the right of banks, etc., beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

JOHNS, Chairman.

On motion of Senator Johns, the report was adopted and the bill ordered printed and placed on the calendar.

Senator Gulager, on behalf of the Committee on State and County Affairs, reported as follows:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred House Bill No. 250, by O'Brien, Brice, Nance and Disney, entitled, An Act amending Sections 93, 98, 100 and 104, Chapter 1, Article 9, Compiled Statutes of Oklahoma, 1921, pertaining to the office of Fire Marshal, authorizing the appointment of his assistants and deputies, to prescribe their several powers, describing procedure in certain cases, providing penalties for violation of the provision thereof, providing funds to carry out the provisions of this act, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the calendar.

On motion of Senator McPherren, Senate Bill No. 292 was advanced to engrossment and third reading.

On request of Senator Carlock, House Bill No. 385 was taken up for immediate consideration.

Senator Carlock offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 385, by striking after the word "for" and before the word "general" the words "the purpose of paying up the back indebtedness and" from the title.

CARLOCK.

On motion of Senator Carlock, House Bill No. 385, as amended, was advanced to engrossment and third reading.

On motion of Senator Cordell, House Bill No. 346 was advanced to engrossment and third reading.

On motion of Senator Langley, House Bill No. 309 was advanced to engrossment and third reading.

On motion of Senator Feuquay, House Bill No. 379 was advanced to engrossment and third reading.

Senator Hudson asked that Senate Joint Resolution No. 20 be taken up at this time for consideration.

Senator Johnson offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Joint Resolution No. 20, line 17, page 2, as follows: By inserting after the word "pay" and before line 18, the following: "Whereas, the Honorable State Auditor of the State of Oklahoma collected from C. W. Titus, Tulsa, Oklahoma, state income taxes on behalf of the State, the sum of \$2,792.50 for the years 1918, 1919 and 1920, and from Elizabeth Mehlin the sum of \$53.60

and from Arnold H. Goss the sum of \$1,287.79, which moneys in due course was covered into the State Treasury by said State Auditor and the above amounts collected, being the income taxes on income derived from restricted land held by the Supreme Court of the United States, to be non-taxable." and by adding at the end of the resolution the following language: "Be it further resolved by the Senate and the House of Representatives, that there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the following sums of money, to-wit:

\$2,792.50 for the purpose of reimbursing C. W. Titus.

\$53.60 for the purpose of reimbursing Elizabeth Mehlin.

\$1,287.79 for the purpose of reimbursing Arnold H. Goss, and the State Treasurer is hereby authorized and directed to pay said sums to the respective parties."

JOHNSON.

On motion of Senator Hudson, Senate Joint Resolution No. 20, as amended, was advanced to engrossment and third reading.

On motion of Senator Hudson, Senate Bill No. 383 was advanced to engrossment and third reading.

On motion of Senator Gulager, Senate Bill No. 267 was advanced to engrossment and third reading.

Senator Horner introduced Senate Concurrent Resolution No. 21, which was read by the Clerk and laid over under the rules.

#### SENATE CONCURRENT RESOLUTION NO. 21.

By Horner of the Senate, and Boyer of the House.

A Resolution Consenting to the Dividing of the State of Oklahoma Into Two States, and Consenting to the Formation and Erection of the Said Two New States by the Con-

gress of the United States of America, and Consenting to the Admission of Said Two New States Into the Union by Congress.

BE IT RESOLVED by the Senate of the State of Oklahoma, the House of Representatives concurring therein, that the Legislature of the State of Oklahoma hereby consents that the Congress of the United States of America may divide the State of Oklahoma into two new states and may form and erect said two new states within the present jurisdiction of the State of Oklahoma, and may admit said new states into the Union: and,

BE IT FURTHER RESOLVED, by the Senate of Oklahoma, the House of Representatives concurring therein, that the Congress of the United States of America be, and it is hereby memorialized and requested to divide the State of Oklahoma into two new states, following as near as may be the dividing line between the following counties in the State of Oklahoma: Grant and Kay, Garfield and Noble, Logan and Payne, Oklahoma and Lincoln, Cleveland and Pottawatomie, McClain and Garvin, Stephens and Carter, Jefferson and Love, and to form and erect within the jurisdiction of the present State of Oklahoma, the said two new states. and to admit them into the Union of States.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread at large upon the Journal of each House, and a duly authenticated copy transmitted to the President of the United States, and each branch of Congress of the United States.

#### FIRST READING.

The following bill was introduced and read for the first time:

Senate Bill No. 408, by Johns and Luttrell, entitled, An Act proposing an amendment to the Constitution of the State



of Oklahoma by adding to Article 14 another section to be known as Section 2,

## SECOND READING.

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

Senate Joint Resolution No. 40, by Carlock of the Senate, and Tolbert of the House, to Committee on Education.

House Bill No. 273, by Committee on Capitol Building and Grounds, to Committee on Appropriations.

House Bill No. 429, by Committee on Education, to Committee on Appropriations.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 432, by Harper, entitled:

“An Act providing for the appointment of a Bank Commissioner and creating the office of Assistant Bank Commissioner and Secretary to the State Banking Board and fourteen other positions, each to be known as Assistant to the Bank Commissioner, also the office of Attorney for the Banking Department, chief clerk, bonding clerk and three stenographic positions, and fixing the salaries for same, also fixing the fee for the examination of banks, repealing all laws in conflict therewith, and declaring an emergency.”

Engrossed House Bill No. 272, by Stewart, et al., entitled:

“An Act amending Sections 3658 and 3660 of the Compiled Oklahoma Statutes of 1921, and declaring an emergency.”

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Engrossed House Bill No. 29, by Harper and Nance, entitled:

"An Act amending Sections 9934 and 9940 of Compiled Oklahoma Statutes, Annotated, 1921, relating to taxation of incomes, defining the meaning of "persons" as used in said act, requiring corporations not declaring and distributing annual dividends to pay income tax, creating exemptions, and declaring an emergency."

Engrossed House Bill No. 254, by Bremer, et al., entitled:

"An Act amending Sections 3713, 3714, 3715 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to cotton gin utilities and their control and regulation by the Corporation Commission, and declaring an emergency."

And to inform you, and through you the Honorable Senate that the same have been passed by the House of Representatives and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 436, by Long, entitled:

"An Act to prevent the stealing and disposal of stolen automobiles, also amending Chapter 290 of the Session Laws of 1919, relating to Section 5, to the registration of motor vehicles and providing for the issuance and maintaining of number plates containing the numbers of the license issued by the State of Oklahoma, and declaring an emergency."

Engrossed House Bill No. 546, by McBee, entitled:

“An Act authorizing the county officer of all counties in the State of Oklahoma having a population of not less than 24,600 inhabitants and not to exceed 24,750, to appoint deputies, fixing the number of such deputies and maximum salary of each, amending Section 1 of Chapter 13 of the Session Laws of 1921, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 159, by Varnum, Wooten, Pollock, Eastridge, Burger and Thornley, entitled:

“An Act amending Sections 5637, 5644, 5645 and 5647 of Article 19, Chapter 34, of the Compiled Oklahoma Statutes of 1921.”

Engrossed House Bill No. 539, by Johnson of the House, and Holloway of the Senate, entitled:

“An Act fixing the fees allowed in justice courts in all counties having a population of not less than 17,510, and not more than 17,520, according to the last Federal census or any census that may be ordered by the Board of County Commissioners, and declaring an emergency.”

Engrossed House Bill No. 463, by Lewis, Rossiter and Culp of the House, and Horner of the Senate, entitled:

“An Act relating to the formation of a consolidated school district, creating a consolidated school district in Okmulgee County, Oklahoma, for white children, to be formed out of

School Districts 36, 55 and 56, said consolidated school to be located in the Town of Hoffman, Oklahoma, and providing for said consolidated school to participate in money appropriated by the Legislature, and prescribing requirements therefor, and declaring an emergency."

Engrossed House Bill No. 404, recommended by Judiciary No. 1:

"An Act amending Section 1415, Compiled Statutes of Oklahoma, 1921, and declaring an emergency."

Engrossed House Bill No. 403, recommended by Judiciary No. 1:

"An Act amending Section 1010, Compiled Statutes of Oklahoma, 1921, and declaring an emergency."

Engrossed House Bill No. 402, recommended by Judiciary No. 1:

"An Act amending Section 764, Compiled Statutes of Oklahoma, 1921, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 378, by Miller of Tulsa, et al., entitled:

"An Act authorizing cities and towns to provide for the creation of local improvement districts for the purpose of

laying out, opening, extending, widening and straightening streets, boulevards and alleys, and parks and public squares, and other public improvements; authorizing assessment of benefits against property in said improvement districts, and paying for said improvements; authorizing the issuance of bonds or certificates, and the redemption thereof; providing that any city or town may pay its portion of the cost of such improvements, and providing for the levying and collection of a tax therefor; and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 216, by Long and Ferrell, entitled:

“An Act to provide for regional planning commissions in cities and towns, providing funds for same, defining the powers of such commissions, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:



Engrossed House Bill No. 497, by Adams and Mitchell, entitled:

“An Act making an appropriation for carrying into effect the provisions of Chapter 26, Session Laws of Oklahoma, 1919, providing for the payment of scholarships in the Oklahoma Agricultural & Mechanical College at Stillwater, Oklahoma.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed Senate Bill No. 377, by Cornett of the Senate, and Smith and Elam of the House, entitled:

“An Act relating to deputy county officials in counties having a population of not less than 36,536 and not over 36,600, as now or hereafter shown by the last Federal census, and repealing all conflicting laws, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk

Senate Bill No. 377 was referred to the enrolling and engrossing department for enrollment.

House Bill No. 485 was taken up for further consideration.

The items of the appropriation for the A & M. College at Stillwater were read by the clerk.

Senator Jones offered the following amendment:

Mr. President: I move to amend House Bill No. 485, line 13, page 3, by striking “350,000.00 for the fiscal year ending June 30, 1924” and inserting therefor “\$500,000.00 for the fiscal year ending June 30, 1924”, and by striking “\$360,000.00 for the fiscal year ending June 30, 1925” and inserting therefor “\$500,000.00 for the fiscal year ending June 30, 1925.”

JONES.

Senator Monk offered the following substitute for the Jones amendment:

Mr. President: I move to amend House Bill No. 485, line 13, page 3, by striking after the word “salaries” in line 13, and before the word “maintenance” in line 14, the figures “\$350,000.00” for 1924 and “\$360,000.00” for the year 1925, and by inserting in lieu thereof the figures “\$365,000.00” for 1924, and “\$375,000.00” for 1925.

MONK.

On motion of Senator Holloway, the Monk amendment was tabled.

Senator Holloway offered the following substitute for the Jones amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, line 13, page 3, by striking “\$350,000.00” for the fiscal year ending June 30, 1924, and inserting in lieu therefor “\$450,000.00” and by striking “\$360,000.00” for the fiscal year ending June 30, 1925, and inserting therefor “\$450,000.00.”

HOLLOWAY.

Senator Jones offered the following amendment:

Mr. President: I move to amend House Bill No. 485, line 14, page 3, by striking "\$180,000.00" for the fiscal year ending June 30, 1924, and inserting therefor "\$225,000.00" and by striking "\$190,000.00" for the fiscal year ending June 30, 1925, and inserting therefor "\$225,000.00."

JONES.

Senator Monk offered the following substitute for the Jones amendment:

Mr. President: I move to amend House Bill No. 485, line 14, page 3, by striking after the word "maintenance" in line 14, and before the word "which" in line 15 the figures "\$180,000.00" for 1924, and "\$190,000.00" for 1925, and by inserting in lieu thereof for 1924 "\$211,000.00" and for 1925 "\$200,000.00."

MONK.

Senator Brown (Love) moved to table the Monk amendment, which motion was lost.

The vote recurring upon the Monk amendment, same was adopted.

Senator Jones offered the following amendment:

Mr. President: I move to amend House Bill No. 485, page 3, by adding between lines 14 and 15, line 14-A "summer school \$15,000.00" for the fiscal year ending June 30, 1924, and "\$15,000.00" for the fiscal year ending June 30, 1925.

JONES.

Senator McPherrren offered the following substitute for the Jones amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, lines 1 and 2, page 4, by adding between the lines the follow-

ing "provided that the regular teaching staff shall teach the summer school without additional compensation."

McPHERREN.

The sub-division covering the A. & M. College at Stillwater was adopted, as amended, by unanimous vote.

The items of the appropriation under "Experiment and Research" were read by the clerk.

Senator Jones offered the following amendment, which was lost.

Mr. President: I move to amend House Bill No. 485, line 6, page 4, by striking "\$12,500.00" and insert "\$17,300.00" for each fiscal year.

JONES

Senator Nichols was called to the Chair.

Senator Hughes offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 485, page 4, by adding line 2-A between lines 6 and 7 "special soil survey and field experimentation \$30,000.00" for the year ending June 30, 1924, and "\$30,000.00" for the year ending June 30, 1925.

HUGHES.

Senator Jones offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, line 8, page 4, by striking "\$4,000.00" for each fiscal year, and inserting therefor "\$7,000.00" for each fiscal year.

JONES.

The sub-division covering "Experiment and Research" was adopted as amended.

The items of the appropriation under "Extension" were read by the clerk.

Senator Cordell offered the following amendment:

Mr. President: I move to amend House Bill No. 485, line 10, page 4, by striking "\$105,000.00" for the fiscal year ending June 30, 1924, and inserting therefor "\$175,000.00"; and striking "\$120,000.00" for the fiscal year ending June 30, 1925, and inserting therefor "\$175,000.00."

CORDELL.

Senator Carlock moved that the Senate work under the call of the house during further consideration of House Bill No. 485. Motion prevailed.

The Chair instructed the sergeant-at-arms to bring the Senators into the chamber.

The vote recurring upon the Cordell amendment, same was adopted.

Senator Bobo offered the following amendment, which was accepted by the Appropriations Committee, and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 10, page 4, by striking after the word "maintenance" the figures "\$105,000.00" for each fiscal year and substituting in lieu thereof the figures "\$130,000.00" for each said fiscal year.

BOBO.

The sub-division covering "Extension" was adopted as amended.

The items of appropriations under "Buildings" were read by the clerk.

Senator Jones offered the following amendment:



Mr. President: I move to amend House Bill No. 485, page 4, by adding between the lines 12 and 13 "Live stock laboratory building and equipment, \$125,000.00."

JONES

The President presiding.

Senator Johnson offered the following substitute amendment, which was lost:

Mr. President: I move to amend House Bill No. 485 by substituting "\$100,000.00" for "\$125,000.00" in the Jones amendment.

JOHNSON.

The vote recurring upon the Jones amendment, same was adopted.

The sub-division covering "Buildings" was adopted.

The items of the appropriations for the Oklahoma College for Women, Chickasha, Oklahoma, was read by the clerk.

Senator Johns offered the following amendment, which was accepted by the Appropriations Committee, and was adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 485, line 9, page 5, as follows: By striking after the word "salaries" the figures "\$110,000.00—1150,000.00" and inserting in lieu thereof "\$120,000.00—\$125,000.00."

JOHNS.

Senator Feuquay offered the following amendment, which was tabled on motion of Senator Brown (Love):

Mr. President: I move to amend House Bill No. 485, by adding the following: "Provided that none of the above appropriation for the Oklahoma College for Women shall be used for the giving of free individual private instruction in music, piano, art, voice, violin or expression."

FEUQUAY.

The sub-division covering the Oklahoma College for Women was adopted as amended.

The items of the appropriations for the Southwestern Normal at Weatherford were read by the clerk.

Senator Darnell offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, lines 2, 3 and 11, page 6, by striking after the word "salaries" in line 2 and before the word "support" in line 3, "\$60,000.00" for each year, and by substituting therefor "\$73,900.00" for each year; and by striking after the word "maintenance" in line 3 and before the word "summer" in line 4, the figures "\$12,500.00" each year and substituting therefor the figures "\$20,000.00" for each year; and by striking the figures "\$125,000.00" in line 11 and by inserting in lieu therefor the figures "\$100,000.00."

DARNELL.

The sub-division covering the Southwestern Normal at Weatherford was adopted as amended.

The items of the appropriation for the Central State Normal at Edmond, Oklahoma, were read by the clerk.

Senator Lillard offered the following amendments, which were adopted.

Mr. President: I move to amend House Bill No. 485, line 15, page 6, by striking the figures "\$95,000.00" for 1924 and "\$100,000.00" for 1925, and inserting in lieu therefor the figures "\$110,000.00" for 1924, and "\$115,000.00" for the year 1925.

LILLARD.

Mr. President: I move to amend House Bill No. 485, by inserting between lines 6 and 7, page 7, "Building Site, \$10,000.00."

LILLARD.

The sub-division covering the Central State Normal was adopted as amended.

The items of the appropriations for the Northwestern Normal at Alva, Oklahoma, were read by the clerk.

Senator Hughey offered the following amendment, which was accepted by the Appropriations Committee and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, lines 10, 11, 12, and 17, page 7, by striking after the word "salaries" in line 10 the figures "\$65,000.00" for each year, and insert in lieu therefor "\$85,500.00" for the first year, and "\$84,500.00" for the second year, and by striking after the word "maintenance" in line 11 the figures "\$12,500 00" for each year, and insert in lieu therefor "\$18,000.00" for the first year and "\$20,000.00" for the second year; and in line 12 after the words "summer school" by striking the figures "\$7,350.00" for the two years, and insert in lieu therefor the figures "\$9,000.00"; and by striking in line 1, page 8, after the word "repairs" the figures "\$100,000 00" and insert in lieu therefor the figures "\$35,000.00."

HUGHEY.

The sub-division covering the Northwestern Normal at Alva was adopted as amended.

The items of the appropriations for the East Central Normal, Ada, Oklahoma, were read by the clerk.

Senator Looney (Pontotoc) offered the following amendment:

Mr. President: I move to amend House Bill No. 485, line 4, page 8, by striking after the word "salaries" the numerals "\$95,000.00", and "\$100,000.00" and insert in lieu thereof the following numerals, "\$110,000.00" and "\$115,000.00."

LOONEY of Pontotoc.

Senator Johnson offered the following amendment:

Mr. President: I move to amend House Bill No. 485, by substituting the figures "\$100,000.00" and "\$110,000.00" for the figures in the Looney amendment.

JOHNSON.

On motion of Senator Looney (Pontotoc) the Johnson amendment was tabled.

The vote recurring on the Looney amendment, same was adopted.

On motion of Senator Hudson, the Senate recessed until 7:30 o'clock p. m.

#### EVENING SESSION.

The Senate was called to order at 7:30 o'clock p. m by the President.

Senator Nichols, on behalf of the Conference Committee on Senate Bill No. 340, submitted their report, which was ordered engrossed and printed before being taken up for consideration.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 477, by Pullen, entitled: A Bill entitled, An Act making an appropriation to pay the additional judges' and court reporters' salary of the 13th and 14th Judicial Districts, supplemental appropriation for expenses of district judges and reporters for balance of fiscal year ending June 30, 1923, and declaring an emergency, beg leave to report that we had the same under consideration, and

herewith return the same with the recommendation that it do pass as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the calendar.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled House Bill No. 141, by Lewis and Anderson, entitled:

“An Act establishing a separate ward building at the Central Oklahoma State Hospital at Norman, Oklahoma, for ex-service persons suffering from mental, neuro and nervous diseases or afflictions, making appropriations, providing for the erection and equipment of said building under the supervision of the Soldiers’ Relief Commission, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time, and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled House Bill No. 446, by Burleson, et al., entitled:

“An Act fixing the number of justice of the peace courts in cities having a population of 90,000 and over, as shown by



the last Federal decennial census; prescribing qualifications, fixing the time of election and term of office of such justices, fixing the salaries and compensation, duties and powers thereof, providing for the appointment of a clerk for such courts, fixing the duties of such clerk and prescribing the qualifications, compensations of such clerk and salaries thereof, providing for the election of constables for such courts, prescribing their duties and fixing their salaries and qualifications, providing for the collection and deposit and disbursement of fees by said court, and providing for security of costs in said court and payment of the costs and expenses of said court, providing for the furnishing of court rooms for such courts and fixing the jurisdiction of cases filed therein and providing other purposes incidental and relating thereto."

Enrolled House Bill No. 26, by Watkins, et al., entitled:

"An Act appropriating two million one hundred fifty thousand dollars to repay one and a half mills illegally collected, to the taxpayers of the State, providing rules and regulations for the payment of the same, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time, and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 141, 446 and 26 were referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Joint Resolution No. 17, by Cordell of the Senate, and Wooten of the House, entitled:

“A Resolution proposing an amendment to the Constitution of the State of Oklahoma.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 304, by Hansen and Disney, entitled:

“An Act providing that the State of Oklahoma shall not be required to give cost bonds, replevin bonds, attachment bonds, injunction bonds and appeal bonds in civil actions where the State is a party, and declaring an emergency.”

Engrossed House Joint Resolution No. 32, by Goodrich, O'Brien and McBee, entitled:

“A House Joint Resolution appropriating the furniture now in the Governor's office to the headquarters of the American Legion in the State Capitol Building, making an appropriation of two thousand dollars for the purpose of buying furniture for the Governor's office, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Repre-

sentatives, and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

House Bill No. 485 was taken up for further consideration.

The items of appropriation for the Southeastern State Normal at Durant, Oklahoma, were read by the clerk.

Senator Memminger offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, line 18, page 8, by striking after the word "salaries" and before the word "maintenance" the figures "\$95,000 00" and "\$100,000.00" and substitute the following "\$110,000.00" and "\$115,000.00", and between lines 1 and 2, page 9, add the following "purchase of land \$10,000.00."

MEMMINGER.

The sub-divisions covering the Southeastern State Normal, Durant, Oklahoma, were adopted as amended, by unanimous consent.

The items of the appropriation for the Northeastern State Normal at Tahlequah, Oklahoma, were read by the clerk.

Senator Gulager offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 12, page 9, by inserting after the word "salaries" "\$70,000.00" for the fiscal year 1924, and "\$70,000.00" for the fiscal year ending 1925, in lieu of "\$55,000.00" for the fiscal years 1924 and 1925.

GULAGER

The sub-division covering the Northeastern State Normal, as amended, was adopted by unanimous consent.

The items of the appropriation for the Colored Agricultural and Normal University at Langston, Oklahoma, were read by the clerk.

Senator Golobie offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 6, page 10, by substituting for the first item of salaries to read "\$53,000.00" in place of "\$47,500.00."

GOLOBIE.

The sub-division covering the Colored Agricultural and Normal University was by unanimous consent adopted, as amended.

The items of the appropriation for the Panhandle Agricultural School, Goodwell, Oklahoma, were read by the clerk.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 2, page 11, by striking after the word "maintenance" the figures "\$10,000.00" in each instance and substituting therefor the figures "\$15,000.00" in each year.

HUGHES.

Senator Hughes offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 3, page 11, by striking after the words "repairs and equipment" the figures "\$10,000.00" in each instance, and substituting therefor the figures "\$15,000.00" in each year.

HUGHES.

The sub-division covering the Panhandle Agricultural School, as amended, was adopted, by unanimous consent.

The items of the appropriation for the School of Mines, Miami, Oklahoma, were read by the clerk.

Senator Durant offered the following amendment, which was accepted by the Appropriations Committee, and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 10, page 11, by striking the numerals in both columns, and inserting in lieu thereof "\$10,000.00" in the first column and "\$6,000.00" in the second column.

DURANT.

The sub-division covering the School of Mines at Miami, Oklahoma, as amended, was adopted by unanimous consent.

The items of the appropriation for the School of Mines at Wilburton, Oklahoma, were read by the clerk.

Senator Bobo offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, by striking after the word "salaries" the figures "\$30,000.00" for each of the fiscal years, and inserting in lieu thereof the figures "\$34,000.00" for each of the said fiscal years, and striking in line 17, the figures "\$12,500.00" for each of the said years, and inserting in lieu thereof the figures "\$15,000.00" for each of said years.

BOBO.

The sub-division of the School of Mines at Wilburton, Oklahoma, as amended, was adopted by unanimous consent.

The items of the appropriation for the Central State Hospital, Norman, Oklahoma, were read by the clerk.



Senator Luttrell offered the following amendment, which was defeated:

Mr. President: I move to amend House Bill No. 485, line 3, page 12, by striking after the word "salaries" "\$95,000.00" for each year and substituting in lieu thereof the figures "\$107,200.00" for each year.

LUTTRELL.

The sub-divisions covering the Central State Hospital, Norman, Oklahoma, were adopted, as read, by unanimous consent.

The items of the appropriation for the East Oklahoma Hospital Vinita, Oklahoma, were read and adopted by unanimous consent.

The items of the appropriation for the Western Oklahoma Hospital, Supply, Oklahoma, were read and adopted by unanimous consent.

The items of the appropriation for the Institute for Feeble-Minded, Enid, Oklahoma, were read and adopted by unanimous consent.

The items of the appropriation for the Oklahoma State Penitentiary at McAlester, Oklahoma, were read by the Clerk.

Senator Monk offered the following amendment, which was accepted by the Appropriation Committee, and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 10, page 13, by striking after the word "maintenance" in line 10, and before the word "female" in line 11, the figures "\$300,000.00" for the year 1924, and the figures "\$300,000.00" for 1925, and by inserting therefor the figures "\$315,000.00" for the year 1924, and "\$315,000.00" for the year 1925.

MONK.

Sub-divisions covering the Oklahoma State Penitentiary, as amended, were adopted by unanimous consent.

Items covering the appropriation for the State Training School for White Boys at Pauls Valley, Oklahoma, were read by the clerk.

Senator Woods offered the following amendment, which was accepted by the Appropriation Committee, and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, page 13, between lines 17 and 18 by inserting, "For building Hospital, \$15,000.00."

WOODS.

The sub-divisions covering the State Training School for White Boys were adopted by unanimous consent.

The items of the appropriations under State Training School for Negro Boys at McAlester, Oklahoma, were read by the clerk, and adopted by unanimous consent.

Senator Langley, with unanimous consent, submitted the following amendment to the appropriation for the East Oklahoma Hospital at Vinita:

Mr. President: I move to amend House Bill No. 485, line 12, page 12, by striking after the word "equipment" the remainder of the line and the word "equipment" in line 13, and by adding a new line between lines 13 and 14 as follows: "laundry and equipment \$15,000.00."

LANGLEY.

The amendment was accepted by the Committee on Appropriations, and adopted by unanimous consent.

The items of the appropriation for the Oklahoma State Reformatory at Granite, Oklahoma, were read.

Mrs. Looney offered the following amendment:

Mr. President: I move to amend House Bill No. 485, line 6, page 14, by striking after the word "salaries" in line 6 the numerals and substituting in lieu thereof the following "\$72,000 00" for each year.

Mrs. LOONEY.

Senator Brown (Love) offered the following substitute, which was adopted:

Mr. President: I move to amend House Bill No. 485, line 6, page 14, by striking all figures of line 6 and substituting therefor the following "\$65,000.00" for each year.

BROWN.

Mrs. Looney offered the following amendment, which was lost.

Mr. President: I move to amend House Bill No. 485, line 7, page 14, by striking after the word "maintenance" all figures in line 7, and substitute in lieu thereof the figures "\$135,000.00" for each year.

Mrs. LOONEY.

Mrs. Looney offered the following amendment, which was tabled on motion of Senator McPherrren:

Mr. President: I move to amend House Bill No. 485, line 8, page 14, by striking after the word "equipment" all the figures in line 8, and substituting in lieu thereof the figures "\$25,000.00" for 1924 and "\$20,000.00" for 1925.

Mrs. LOONEY.

Mrs. Looney offered the following two amendments, which were lost:

Mr. President: I move to amend House Bill No. 485, line 10, page 14, by striking after the word "supplies" all fig-

ures, in line 10, and substituting in lieu thereof "\$10,000.00" in each year.

Mrs. LOONEY.

Mr. President: I move to amend House Bill No. 485, line 11, page 14, by striking after the word "material" all of the figures in said line and substitute in lieu thereof the figures "\$23,000.00" for each year.

Mrs. LOONEY.

The sub-divisions covering the Oklahoma State Reformatory, as amended, were adopted by unanimous consent.

Items covering the appropriations for the State Industrial School for Girls, at Tecumseh, Oklahoma, were read by the Clerk.

Senator Feuquay offered the following amendment, which was accepted by the Appropriation Committee, and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 16, page 14, by inserting after the figures "\$500,000.00." "Ward Building \$50,000.00."

FEUQUAY.

The sub-divisions covering the State Industrial School for Girls, as amended, were adopted by unanimous consent.

The items of the appropriation covering the State Training School for Negro Girls, at Taft, Oklahoma, were read and adopted by unanimous consent.

The items of the appropriation for the East Oklahoma State Orphans Home, at Pryor, Oklahoma, were read by the Clerk.

Senator Langley offered the following amendment, which was accepted by the Appropriation Committee, and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 12, page 15, by striking after the word "office" the figures "\$7,500.00" and insert in lieu thereof "\$10,000.00."

LANGLEY.

The sub-division covering the East Oklahoma Orphans' Home, at Pryor, Oklahoma, was adopted as amended.

The items of the appropriation for the West Oklahoma Home for White Children, Helena, Oklahoma, were read by the Clerk.

Senator Hill offered the following amendment, which was accepted by the Appropriation Committee, and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 15, page 15, by striking after the word "salaries" the figures "\$12,000.00" for 1924 and "\$12,000.00" for 1925, and insert in lieu thereof "\$12,665.00" for 1924, and "\$12,665.00" for 1925.

HILL.

The sub-division covering the West Oklahoma Home for White Children was adopted as amended, by unanimous consent.

The items of the appropriation covering the Oklahoma School for Blind, at Muskogee, Oklahoma, were read by the Clerk.

Senator Gulager offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 3, page 16, by inserting after the word "salaries" in line 3, "\$43,000.00" for 1924 and "\$43,000.00" for 1925 in lieu of "\$39,000.00" for each year.

GULAGER.



Senator Nichols offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, page 16, by adding after line 7 and before line 8, the following new line, "Gymnasium \$40,000.00."

NICHOLS.

The sub-division covering the Oklahoma School for Blind was adopted as amended by unanimous consent.

The items of the appropriation covering the School for Deaf, at Sulphur, Oklahoma, were read and adopted by unanimous consent.

The items of the appropriation for the Deaf, Blind and Orphans Institute at Taft, Oklahoma, were read and adopted by unanimous consent.

The items of the appropriation for the Confederate Home at Ardmore, Oklahoma, were read and adopted by unanimous consent.

Senator Nichols with unanimous consent offered the following amendment to the appropriation for the Oklahoma School for Blind, at Muskogee, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 8, page 16, by adding after line 8, a new line "Girls' Dormitory \$50,000.00."

GULAGER and NICHOLS

Senator Nichols, with unanimous consent, offered the following amendment to the appropriation for the Deaf, Blind and Orphans Institute, which was adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 485, page 17, by adding after line 7, and before line 8, the following line "For equipping new building, \$50,000.00."

NICHOLS.

The items of the appropriation for the Union Soldiers' Home, at Oklahoma City were read by the Clerk.

Senator Lillard offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 15, page 17, by striking the figures "\$23,000.00" in each instance, and inserting in lieu thereof the figures "\$25,000.00" in each instance.

LILLARD.

Senator Golobie offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, by adding after line 15, and before line 16, the item "for expense to annual reunion, \$250 00."

GOLOBIE.

The subdivision covering the Union Soldiers' Home was adopted, as amended, by unanimous consent.

The items of the appropriation for the University Hospital, Oklahoma City, were read by the clerk.

Senator Memminger offered the following amendment:

Mr. President: I move to amend House Bill No. 485, page 18, by adding between lines 7 and 8, the following: "Medical building, University Hospital, Oklahoma City, \$150,000.00."

MEMMINGER.

Senator Looney of Pontotoc made the point of order that this question had been decided in Saturday's session.

The Chair held the point of order well taken

Senator Lillard offered the following amendment:

Mr. President: I move to amend House Bill No. 485, between lines 6 and 7, by inserting, "Medical School Building, \$160,000.00."

LILLARD.

Senator Luttrell offered as a substitute amendment the following:

Mr. President: I move to amend House Bill No. 485, lines 7 and 8, page 18, by inserting a line, as follows: "For building for first two years medical school to be located on the campus of the State University at Norman, Oklahoma, \$75,000.00."

LUTTRELL.

On motion of Senator McPherren, the substitute amendment was tabled.

On motion of Senator McPherren, the Lillard amendment was tabled.

Senator Woods offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 485, page 18, by inserting, between lines 7 and 8 the following: "Addition to nurses' home, \$50,000.00."

WOODS.

Senator Carlock offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, lines 14 and 15, page 18, by striking the words "and improvements."

CARLOCK.

Senator Lillard offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 485, line 7, page 18, by striking after the words "Children's hospital" the figures "\$100,000.00" and in lieu thereof inserting "\$150,000.00."

LILLARD.

Senator Lillard offered the following amendment, which was accepted by the Appropriations Committee and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 6, page 18, by striking the figures "\$40,000.00" and inserting "\$50,000.00."

LILLARD.

Senator McPherrren moved to reconsider the vote by which the \$35,000.00 was fixed as the appropriation for buildings and repairs on the Northwestern Normal at Alva. Motion prevailed.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485 by striking from the Hughey amendment the figures \$35,000.00 and substituting the following: "Building and repairs, \$100,000.00."

McPHERREN.

The appropriation for building and repairs, as amended, was adopted by unanimous consent.

The items of the appropriation for the East Oklahoma Tuberculosis Sanatorium were read by the Clerk.

Senator Bobo offered the following amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485,

line 2, page 19, by striking the word "two" and inserting in lieu thereof the word "one."

BOBO.

Mr. President: I move to amend House Bill No. 485, line 2, page 19, by adding "for water supply, including reservoir, pump, water line, hydrants, steel tower, tank and dam, septic tank, dairy herd and dairy barn, recreation and industrial building, shops, repairs and equipment, \$35,000.00."

BOBO.

The sub-division covering the Eastern Oklahoma Tuberculosis Sanatorium was adopted as amended, by unanimous consent.

The items of the appropriation covering the West Oklahoma Tuberculosis Sanitarium were read by the clerk.

Senator Darnell offered the following amendment, which was accepted by the Appropriations Committee and adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 6, page 19, by striking after the word "maintenance" and before the word "Oklahoma" in line 7, the figures "\$20,750.00—\$24,650.00" and substituting therefor the figures "\$40,000.00—\$44,000.00."

DARNELL.

The sub-division covering the appropriation to the West Oklahoma Tuberculosis Sanitarium was adopted as amended, by unanimous consent.

The items of the appropriation covering the Oklahoma Soldiers' Tuberculosis Sanitarium, Sulphur, were read by the clerk.

Senator Langley offered the following amendment, which was adopted by unanimous consent:



Mr. President: I move to amend House Bill No. 485, line 10, page 19, by adding between lines 10 and 11 the following proviso: "provided that all funds received from the Federal Government for caring for ex-service persons is hereby appropriated and made available for maintenance for the Oklahoma Soldiers' Tuberculosis Sanitarium. Provided further, that said revolving fund shall be audited once every fiscal year by the State Examiner and Inspector.

LANGLEY.

The sub-division covering the Soldiers' Tuberculosis Sanitarium was adopted as amended, by unanimous consent.

The items of the appropriation covering the Tuberculosis Sanitarium for Colored People, Boley, Oklahoma, were read and adopted by unanimous consent.

The items of the appropriation for the Petroleum Experiment Station, U. S. Bureau of Mines, Bartlesville, were read and adopted by unanimous consent.

Senator Looney of Pontotoc, with unanimous consent, offered the following amendment to the appropriation for the Confederate Soldiers' Home, which was adopted:

Mr. President: I move to amend House Bill No. 485, page 17, by inserting after line 11, the following: "Attending reunions, \$500.00."

LOONEY (Pontotoc).

The items of the appropriation for the University Preparatory School at Tonkawa were read by the Clerk.

Senator Cline offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, page 20, by inserting between lines 8 and 9 a new item as follows: "For Girls' Dormitory and equipment, \$100,000.00."

CLINE

The items of the appropriation covering the "University Preparatory School" were adopted by unanimous consent.

The items of the appropriation covering the "Military Academy" at Claremore were read and adopted by unanimous consent.

The items of the appropriation for the Murray State School of Agriculture at Tishomingo were read by the Clerk.

Senator Ratliff offered the following three amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 485, line 4, page 21, by striking after the word "salaries" the figures "\$22,000.00" for each year, and substituting therefor the figures "\$27,000.00" for each year.

RATLIFF.

Mr. President: I move to amend House Bill No. 485, line 11, page 21, by striking after the words "girls dormitory" the figures "\$50,000.00" and substituting therefor the figures "\$60,000.00."

RATLIFF.

Mr. President: I move to amend House Bill No. 485, line 10, page 21, by striking after the words "additions to main building" the figures "\$35,000.00" and inserting in lieu thereof the figures "\$30,000.00."

RATLIFF.

The sub-division covering the Murray State School of Agriculture was adopted, as amended, by unanimous consent.

The items of the appropriation covering the Cameron State School of Agriculture, at Lawton, Oklahoma, were read by the Clerk.

Senator Johnson offered the following three amendments, which were adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 485, line 14, page 21, by striking after the word "salaries" the figures "\$20,000.00" in each column, and inserting therefor "\$26,000.00" in 1924 and "\$28,000.00" for 1925.

JOHNSON.

Mr. President: I move to amend House Bill No. 485, by adding between lines 17 and 18 the following: "Presidents Home and Chicken Ranch, \$8,000 00", "Additional Poultry and Poultry House, \$1,000.00."

JOHNSON.

Mr. President: I move to amend House Bill No. 485, line 17, page 21, by striking the word "building" and by adding a new item, "Dormitory, \$60,000.00."

JOHNSON

The subdivision covering the Cameron State School of Agriculture was by unanimous consent adopted as amended.

The items of the appropriation covering the Conners State School of Agriculture, at Warner, Oklahoma, were read by the Clerk.

Senator Gulager offered the following amendment, which was adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 485, line 3, page 22, by inserting after the word "salaries," "\$24,000.00" for the fiscal year 1924, and "\$26,000.00" for the fiscal year 1925.

GULAGER

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, page 22, by inserting after line 7 and before line 8, "\$75,000.00

to be expended for a Live Stock and Auction Pavilion at the Muskogee Free State Fair, to be erected under the direction of the State Board of Agriculture during the year 1924, and to remain under its supervision."

GULAGER AND NICHOLS.

Senator Lillard offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, lines 7 and 8, page 22, by adding to the Nichols amendment the following: "\$75,000.00 for an Agricultural Building, for use of the stock of the A. & M. College, to be located at the Fair Grounds at Oklahoma City, Okla."

LILLARD.

Section 2 was read by the Clerk

Senator Monk offered the following amendment, which was adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 485, line 14, page 22, by striking after the word "all" and before the word "and" the word "substances" and inserting in lieu thereof the word "sustenance" and by striking in line 13 the word "substance" and inserting the word "sustenance."

MONK

Section 2, as amended, was adopted by unanimous consent.

Section 3 was read by the Clerk.

Senator Lillard offered the following amendment:

Mr. President: I move to amend House Bill No. 485, line 1, page 24, by striking after the word "of" the word "fifteen" and inserting in lieu thereof the words "five years from date of acceptance."

LILLARD.

Senator Hughes offered the following substitute amendment, which was adopted:

Mr. President: I move to amend House Bill No. 485, line 1, page 24, by striking after the word "of" and before the word "years" the word "fifteen" and by substituting therefor the word "one," and by striking the word "fifteen" in line 6 and substituting therefor the word "five."

HUGHES.

Senator Feuquay offered the following amendment, which was lost:

Mr. President: I move to amend House Bill No. 485, as follows: By adding "PROVIDED, that none of the funds appropriated in this Act for the State Teachers Colleges, College for Women, Chickasha; School of Mines, Miami, shall be used for instruction in the Freshman year High School Course after July 1, 1923, and none of these funds for instruction in the Freshman and Sophomore High School course after July 1, 1924;

PROVIDED, FURTHER, that this shall not prohibit the use of appropriations made herein, in normal schools for a teachers' training high school with pupils under eighteen (18) years of age."

FEUQUAY.

Senator McPherran moved that House Bill No. 485, be not advanced to engrossment and third reading, but be printed as amended. Motion prevailed.

#### HOUSE BILLS ON FIRST READING

Engrossed House Bill No. 159, by Varnum, Wooten, Pollock, Eastridge, Burger and Thornley—An Act amending Sections 5637, 5644, 5645, and 5647 of Article 19, Chapter 34, of the Compiled Oklahoma Statutes of 1921.



Engrossed House Bill No. 216, by Long and Ferrell—An Act to provide for regional planning commissions in cities and towns, providing funds for same, defining the powers of such commissions, and declaring an emergency.

Engrossed House Bill No. 254, by Bremer, et al.—An Act amending Sections 3713, 3714, 3715 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to cotton gin utilities and their control and regulation by the Corporation Commission, and declaring an emergency.

Engrossed House Bill No. 272, by Stewart, Dyer, McBee and Phillips—A Bill to be entitled, An Act amending Section 3658 and 3660 of the Compiled Oklahoma Statutes of 1921, and declaring an emergency.

Engrossed House Bill No. 378, by Miller (Tulsa), Boyer, Long, Simpson, Ferrell, Singletary, Robertson, Street, O'Brien and Burleson—An Act authorizing cities and towns for the creation of local improvement districts for the purpose of laying out, opening, extending, widening and straightening streets, boulevards and alleys, and parks and public squares and other public improvements; authorizing assessment of benefits against property in said improvement districts, and paying for said improvements; authorizing the issuance of bonds or certificates, and the redemption thereof; providing that any city or town may pay its portion of the cost of such, etc.

Engrossed House Bill No. 402, by Committee on Judiciary No. 1—An Act amending Section 764, Compiled Statutes of Oklahoma, 1921, and declaring an emergency.

Engrossed House Bill No. 432, by Harper—An Act providing for the appointment of a Bank Commissioner and creating the office of Assistant Bank Commissioner and Secretary to the State Banking Board and fourteen other positions, each to be known as assistant to the Bank Commissioner, also the office of attorney for the Banking Department, chief

clerk, bonding clerk, and three stenographic positions and fixing the salaries for same, also fixing the fee for the examination of banks, repealing all laws in conflict herewith, and declaring an emergency

Engrossed House Bill No. 433 by Lewis, Rossiter and Culp of the House, and Horner of the Senate—An Act relating to the formation of a consolidated school district creating a consolidated school district in Okmulgee County, Okla., for white children, to be formed out of School Districts Thirty-six, Fifty-five and Fifty-six; said consolidated school to be located in the town of Hoffman, Okla., and providing for said consolidated school to participate in money appropriated by the Legislature and prescribing requirements therefor, and declaring an emergency.

Engrossed House Bill No. 403, by Committee on Judiciary No. 1—An Act amending Section 1010, Compiled Statutes of Oklahoma, 1921, and declaring an emergency.

Engrossed House Bill No. 436, by Long—An Act to prevent the stealing and disposal of stolen automobiles; also amending Chapter 290 of the Session Laws of 1919, relating to Section 5, to the registration of motor vehicles and providing for the issuance and maintaining of number plates containing the numbers of the license issued by the State of Oklahoma, and declaring an emergency.

Engrossed House Bill No. 497, by Adams and Mitchell—An Act making appropriation for carrying into effect the provisions of Chapter 26, Session Laws of Oklahoma, 1919, providing for the payment of scholarships in the Oklahoma Agricultural & Mechanical College at Stillwater, Okla.

Engrossed House Bill No. 546, by McBee—An Act authorizing the county officers of all counties in the State of Oklahoma, having a population of not less than 24,600 inhabitants and not to exceed 24,750, to appoint deputies, fixing the number of such deputies and maximum salary of each, amending

Section 1 of Chapter 13 of the Session Laws of 1921, and declaring an emergency.

Engrossed House Bill No. 29, by Harper and Nance—An Act amending Sections 9934 and 9940 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to taxation of incomes, defining the meaning of "persons" as used in said Act requiring corporations not declaring and distributing annual dividends to pay income tax, creating exemptions, and declaring an emergency.

Engrossed House Bill No. 539, by Johnson of the House, and Holloway of the Senate—An Act fixing the fees allowed in justice court in all counties having a population of not less than 17,510 and not more than 17,520, according to the last Federal census or any census that may be ordered by the Board of County Commissioners, and declaring an emergency.

Engrossed House Bill No. 404, by Committee on Judiciary No. 1—An Act amending Section 1415, Compiled Statutes of Oklahoma, 1921, and declaring an emergency.

Engrossed House Bill No. 304, by Hansen and Disney—An Act providing that the State of Oklahoma shall not be required to give bonds, replevin bonds, attachment bonds, injunction bonds appeal in civil actions where the State is a party, and declaring an emergency.

House Joint Resolution No. 17, by Cordell of the Senate, and Wooten of the House—A proposed Constitutional amendment entitled, A Constitutional Amendment to the Constitution of the State of Oklahoma by adding to said Constitution an article to be known and designated as Article 26, said article authorizes and provides for the industrial rehabilitation and equalized compensation in the form of cash compensation or farm or home aid to all soldiers and certain dependents of deceased soldiers who served honorably from the State of Oklahoma in the war, etc.

Engrossed House Joint Resolution No. 32, by Goodrich, O'Brien and McBee—A House Joint Resolution appropriating the furniture now in the Governor's office to the headquarters of the American Legion in the State Capitol Building, making appropriations of two thousand dollars for the purpose of buying furniture for the Governor's office, and declaring an emergency.

On motion of Senator Langley, Senate Joint Resolution No. 38 was re-referred to the Committee on Soldier Relief and Memorials.

Senator Hudson moved that the Senate adjourn until 11:00 o'clock a. m., Tuesday.

SEVENTY-THIRD LEGISLATIVE DAY.

Tuesday, March 27, 1923

The Senate convened at 11 o'clock a. m., pursuant to adjournment, and was called to order by Acting President McPherren.

Upon roll call the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 41.

Absent: Cornett, Harvey, West. Total, 3.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No 26 correctly enrolled.

The Acting President signed the enrolled copy of House Bill No. 26 and ordered the same returned to the Honorable House.

Senator Cordell, on behalf of the Committee on Agriculture, reported as follows:



Mr. President:

We, your Committee on Agriculture, to whom was referred Senate Bill No. 403, by Reed, entitled, An Act to provide compensation for laborers injured while working around threshing machines, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass, as amended.

CORDELL, Chairman.

On motion of Senator Cordell, the report was adopted and the bill ordered printed and placed on the calendar.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred House Bill No. 429, by House Committee on Education, entitled, An Act making an appropriation for library of the Colored Agricultural and Normal University, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 320, by Disney and Gibbons, entitled, An Act to regulate the storage, grading and marketing of cotton and other non-perishable farm products, repealing all laws in conflict herewith, and declaring an emergency, beg leave to report that we had the same under con-

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sideration, and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 301, by Committee on Appropriations, entitled, A Bill to be entitled, An Act making appropriation to pay the salary, expenses and Oklahoma's part of the expenses of the boundary commission appointed by the Supreme Court of the United States to determine the boundary between the State of Oklahoma and the State of Texas along the Red River, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Memminger, on behalf of the Committee on Mines and Manufacturing, reported as follows:

Mr. President:

We, your Committee on Mines and Manufacturing, to whom was referred Senate Bill No. 406 by Bobo of the Senate, and Moothart of the House, entitled, A Bill to be entitled, An Act to amend Section 7542, Compiled Oklahoma Statutes, 1921, relating to certificates of competency of certain employes of mines, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

MEMMINGER, Chairman.

On motion of Senator Memminger, the report was adopted, and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Mines and Manufacturing, to whom was referred Senate Bill No. 230, by Bobo, entitled, A Bill entitled, An Act to amend Section 7305, Compiled Oklahoma Statutes, 1921, relating to the compensation of injured employes in certain industries, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

MEMMINGER, Chairman.

On motion of Senator Memminger, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Mines and Manufacturing, to whom was referred Senate Bill No. 320, by Cordell, entitled, An Act to provide for regulation of disposition and distribution of coal under certain conditions, currently needed by householders, institutions and industries in the State, to empower the Governor to contract and agree with coal producers or coal operators relative to price, distribution, disposition and control and to ratify such contracts, etc., beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass

MEMMINGER, Chairman.

On motion of Senator Memminger, the report was adopted and the bill ordered printed and placed on the calendar.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 446 correctly enrolled.

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The Acting President signed the enrolled copy of House Bill No. 446 and ordered same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills reported House Bill No. 141 correctly enrolled.

The President presiding.

The President signed the enrolled copy of House Bill No. 141, and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 385, Senate Joint Resolution No. 20, and Senate Bills Nos. 267, 292 and 383 correctly engrossed.

Senator Langley, on behalf of the Committee on Hospitals and Charities, reported as follows:

Mr. President:

We, your Committee on Hospitals and Charities, to whom was referred Engrossed House Bill No. 354, by Anderson, et al., entitled, An Act repealing Article XVII, the same being Sections 9308 to 9316, both inclusive, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the appointment of a board of managers for eleemosynary institutions and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

LANGLEY, Chairman

On motion of Senator Langley, the report was adopted and the bill ordered printed and placed on the calendar.

Senator Carlock moved that all Senate Bills on the Calen-

dar under General Order, except those carrying appropriations, be stricken. Motion carried.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 340, by Callahan, entitled:

“An Act making the husband’s presence no defense for a wife’s crime, and declaring an emergency.”

Engrossed House Bill No. 467, by Robertson, entitled:

“An Act providing for the construction of certain language contained in Section 10282 of the 1921 Compiled Laws of this State, and declaring an emergency.”

Engrossed House Bill No. 338, by Callahan, entitled:

“An Act relating to preference in the granting of letters of administration and to the capacity of married women to act as administrators and executors, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 275, by Ferrell, et al., entitled:



“An Act regulating the gross weight of vehicles or other objects; regulating the distribution of loads and speeds; providing for other restrictions of the usage of public highways; providing for enforcement and providing penalty; declaring the existence of an emergency.”

Engrossed House Bill No. 443, by Disney, entitled:

“An Act creating the Oklahoma Tax Code Revision Commission, defining its powers and duties, and making an appropriation therefor, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled Senate Bill No. 5, by Cordell, entitled:

“An Act making an appropriation for the purpose of aiding union graded and consolidated school districts, providing for the distribution of such money, and declaring an emergency.”

Enrolled Senate Bill No. 21, by Durant, entitled:

“An Act amending Section 9002 of the Compiled Statutes of Oklahoma, 1921, relating to vital statistics, providing for registration districts and registrars of births, deaths and marriages, prescribing the duties of registrars and health officers, providing penalties for violation thereof, and declaring an emergency.”

Enrolled Senate Bill No. 26, by Lillard, entitled:

“An Act regulating the driving and operating of motor vehicles, providing punishment therefor, and repealing all laws in conflict therewith, and declaring an emergency.”

Enrolled Senate Bill No. 49, by Darnell, Monk and Woods, entitled:

“An Act amending Section 9334 of the Compiled Oklahoma Statutes of 1921, repealing conflicting laws, and declaring an emergency.”

Enrolled Senate Bill No. 118, by Woods, entitled:

“An Act amending Section 6482, Compiled Oklahoma Statutes, 1921, authorizing the Corporation Commission to fix, charge and collect a fee or fees for copies of records furnished and supplied from the Oil and Gas Conservation Department of said commission, and declaring an emergency.”

Enrolled Senate Bill No. 198, by Nichols, Lillard, Hill and Golobic of the Senate, and Salter, Brumley, Saltsman, Acton and Burleson of the House, entitled:

“An Act making an appropriation to pay the tuition of orphan children according to the provisions of Section 10703, Article 32, Compiled Oklahoma Statutes, 1921, and declaring an emergency.”

Enrolled Senate Bill No. 200, by Lillard and Luttrell of the Senate, and Anderson, Mitchell and Ticer of the House, entitled:

“An Act amending Sections 1854 and 1856, Chapter 32 of the Compiled Oklahoma Statutes, 1921, referring to the desertion and abandonment of a wife or children, and providing for parole by the Governor upon recommendation of the district judge, providing for bond, repealing all acts in conflict herewith, and declaring an emergency.”

Enrolled Senate Bill No. 209, by Calvert of the Senate, and Bayless of the House, entitled:

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"An Act providing for the manner of appointment of cadets to the Oklahoma Military Academy and adding to the curriculum of said institution, and declaring an emergency."

Enrolled Senate Bill No. 341, by Committee on Roads and Highways, entitled:

"An Act providing for the supervision, regulation and conduct of the transportation of persons, freight and property for compensation over the public highways of the State of Oklahoma by motor vehicles, conferring jurisdiction upon the Corporation Commission, providing for the enforcement of the provisions of this act and for the punishment for violations thereof, repealing all acts inconsistent with the provisions of this act, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 5, 21, 26, 49, 118, 198, 200, 209 and 341 were ordered transmitted to the Governor.

#### FIRST READING.

The following bill was introduced and read for the first time:

Senate Bill No. 409, by Darnell—An Act providing for the creation of State, county and precinct election boards for the State of Oklahoma; defining their duties: fixing their salary; providing for the manner of their selection; repealing conflicting laws, and declaring an emergency.

Senator Hughes offered the following motion:

Mr. President: I move that the Senate Journal for March 26, 1923, be corrected to show an amendment to ap-

appropriate \$10,000.00 with which to pay premiums offered by the Texas County Free Fair as having been adopted by the Senate on March 26, 1923.

HUGHES.

By unanimous consent the correction was ordered.

### SECOND READING.

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

Senate Bill No. 408, by Johns and Luttrell, to Committee on Constitution and Constitutional Amendments.

House Bill No. 159, by Varnum, Wooten, Pollock, Eastridge, Burger and Thornley, to Committee on Private Corporations.

House Bill No. 216, by Long and Ferrell, to Judiciary No. 1.

House Bill No. 254, by Bremer, et al., to Committee on Appropriations.

House Bill No. 272, by Stewart, Dyer, McBee and Phillips, to Committee on Agriculture.

House Bill No. 378, by Miller (Tulsa), Boyer, Long, Simpson, Ferrell, Singletary, Robertson, Street, O'Brien and Burleson, to Judiciary Committee No. 1.

House Bill No. 402, by Judiciary Committee No. 1, to Judiciary Committee No. 2.

House Bill No. 432, by Harper, to Committee on Banks and Banking.

House Bill No. 463, by Lewis, Rossiter and Culp of the House, and Horner of the Senate, to Committee on Education.

House Bill No. 403, by Judiciary Committee No. 1, to Judiciary Committee No. 2.

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House Bill No. 436, by Long, to Judiciary Committee No. 1.

House Bill No. 497, by Adams and Mitchell, to Committee on Appropriations.

House Bill No. 546, by McBee, placed on Calendar without reference to committee.

House Bill No. 29, by Harper and Nance, to Committee on Revenue and Taxation.

House Bill No. 539, by Johnson of the House, and Holloway of the Senate, to Judiciary Committee No. 2.

House Bill No. 404, by Judiciary Committee No. 1, to Judiciary Committee No. 1.

House Bill No. 304, by Hansen and Disney, to Judiciary Committee No. 1.

House Joint Resolution No. 17, by Cordell of the Senate, and Wooten of the House, to Committee on Soldier Relief and Maintenance.

House Joint Resolution No. 32, by Goodrich, O'Brien, and McBee, to Committee on Appropriations.

Senate Bill No. 110 was read for the third time at length

Senator Carlock moved that further consideration of the bill be indefinitely postponed, which motion was lost.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Brown (Blaine), Brown (Love), Calvert, Cline, Gulager, Hill, Hughes, Hughey, Johnson, Jones, Land, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Ratliff. Total, 17.

Nays: Barker, Bobo, Carlock, Darnell, Durant, Frye, Holloway, Horner, Johns, Langley, Lillard, McPherrin, Monk, Nichols. Total, 14.



Not voting: Anglin, Cordell, Fenquay, Glasser, Golobie, Hudson, Leedy, Reed, Wells, Woods. Total, 10.

Absent: Cornett, Harvey, West. Total, 3.

The bill, having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

Senator Johnson gave notice that on the following legislative day he would move to reconsider the vote by which Senate Bill No. 110 failed of passage.

Senator Memminger made a point of order that during the last six days of the session, such notice cannot be given.

The Chair held the point well taken.

Senate Joint Resolution No. 20 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Gulgager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff. Total, 32.

Nays: None.

Not voting: Anglin, Fenquay, Glasser, Golobie, Leedy, Lillard, Reed, Wells, Woods. Total, 9.

Absent: Cornett, Harvey, West. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Joint Resolution No. 20 and ordered the same transmitted to the Honorable House.

Senate Bill No. 383 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff. Total, 32.

Nays: None.

Not voting: Anglin, Feuquay, Glasser, Golobie, Leedy, Lillard, Reed, Wells, Woods. Total, 9.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 383 and ordered the same transmitted to the Honorable House.

Senate Bill No. 267 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.

Nays: Brown (Love), Feuquay. Total, 2.

Not voting: Anglin, Glasser, Golobie, Leedy, Lillard, Wells, Woods. Total, 7.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed. Total, 32.

Nays: Brown (Love), Feuquay. Total, 2.

Not voting: Anglin, Glasser, Golobie, Leedy, Lillard, Wells, Woods. Total, 7.

Absent: Cornett, Harvey, West. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 267 and ordered the same transmitted to the Honorable House.

Senate Bill No. 292 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land,

Lewis, Looney (Harmon), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed    Total, 29.

Nays: Brown (Love), Gulager, Horner, Langley, Looney (Pontotoc), Woods.    Total, 6.

Not voting: Anglin, Glasser, Golobie, Leedy, Lillard, Wells.    Total, 6.

Absent: Cornett, Harvey, West.    Total, 3

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Looney (Harmon), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed.    Total, 29.

Nays: Brown (Love), Gulager, Horner, Langley, Looney (Pontotoc), Woods.    Total, 6.

Not voting: Anglin, Glasser, Golobie, Leedy, Lillard, Wells.    Total, 6.

Absent: Cornett, Harvey, West.    Total, 3.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared lost.

Senate Bill No. 292 was referred to the enrolling and engrossing department for re-engrossment.

At the request of Senator Carlock, Senate Bill No. 401 was taken up for consideration, and read by the clerk.

Senator Cline offered the following two amendments, which were adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 401, page 10, by inserting new lines at the bottom of the page, with the following new items: "\$1,000.00 to be paid for the arrest and conviction of the bandits who dynamited the mail car near Edmond, on the night of September 9, 1921."

CLINE and J. C. LOONEY.

Mr. President: I move to amend Senate Bill No. 401, page 10, by inserting new lines at bottom of said page, with the following new item: "\$300.00 to pay a reward offered by Governor Cruce for the capture of Frank Holder."

CLINE and J. C. LOONEY.

Senator Fequay offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend Senate Bill No. 401 by adding:

Series	Warrant No.	Fund of Issue	Payee	Principal
"F"	2513	St. Pt. No. 15, 1911	Chandler Tribune	\$ 500.00
"F"	2781	St. Pt. No. 15, 1911	Chandler Tribune	896.40
Total-----				\$1,396.40

All of the above warrants are assigned to First National Bank, Chandler, Oklahoma.

FEUQUAY.

On motion of Senator Carlock, Senate Bill No. 401, as amended, was advanced to engrossment and third reading.

On motion of Senator Carlock the rules were suspended and Senate Bill No. 401 placed on third reading and final passage.

Senate Bill No. 401 was read for the third time at length.



The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Looney (Harmon), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Woods. Total, 29

Nays: Brown (Blaine), Cordell, Darnell, Leedy, Lewis, Looney (Pontotoc), Memminger. Total, 7.

Not voting: Anglin, Glasser, Golobie, Lillard, Wells. Total, 5.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 35.

Nays: Leedy. Total, 1.

Not voting: Anglin, Glasser, Golobie, Lillard, Wells. Total, 5.

Absent: Cornett, Harvey, West. Total, 3

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and Senate Bill No. 401 was referred to the enrolling and engrossing department for engrossment of the amendments.

On motion of Senator Carlock, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION.

The Senate was called to order by Acting President Hudson at 1:30 o'clock p. m.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 292 correctly engrossed.

The Acting President signed the engrossed copy of Senate Bill No. 292 and ordered same transmitted to the Honorable House for consideration.

On request of Senator Brown (Love), House Bill No. 448 was taken up for consideration.

Senator Brown (Love) offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 448, line 6, page 2, by striking after the word "holiday" in line 6 and before the word "fast" in line 7, all of the intervening words.

E. A. BROWN.

On motion of Senator Brown (Love), House Bill No. 448, as amended, was advanced to engrossment and third reading.

On motion of Senator Darnell, House Bill No. 313 was by unanimous consent advanced to engrossment and third reading.

Senator Luttrell was called to the Chair.

Senator Johns, with unanimous consent, reported as follows on behalf of the Committee on Banks and Banking:

Mr. President:

We, your Committee on Banks and Banking, to whom was referred House Bill No. 432, by Harper, entitled, An Act providing for the appointment of a Bank Commission, and creating the office of Assistant Bank Commissioner and Secretary to the State Banking Board and fourteen other positions, each to be known as assistant to the Bank Commissioner, also the office of attorney for the Banking Department, chief clerk, bonding clerk, and three stenographic positions, and fixing the salaries for same, also fixing the fee for the examination of banks, repealing all laws in conflict therewith, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass, as amended as follows:

Amendment No. 1:

That the names of "Johns and McPherren of Senate" be added as authors.

Amendment No. 2:

That the following language be added after the word "Auditor" in section 3, line 7, page 2, "and be a duly licensed accountant."

JOHNS, Chairman.

On motion of Senator Johns, the report was adopted and the bill ordered printed and placed on the calendar.

House Bill No. 85, being unfinished business from the previous House Day, was taken up for further consideration.

Senator Feuquay offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 85 by inserting in the blank "Fifteen per cent."

FEUQUAY.

On motion of Senator Feuquay, House Bill No. 85 was advanced to engrossment and third reading.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith

Engrossed Senate Bill No. 148, by Committee on Public Health, entitled:

“An Act creating a State Board of Medical Examiners, prescribing its duties, regulating the practice of medicine and surgery and the vending of medicines in the State of Oklahoma, repealing Sections 8797, 8798, 8799, 8800, 8801, 8802, 8803, 8804, 8805, 8806, 8807, 8808, 8809, 8810, 8811, 8812, 8813, 8814, 8815, 8816, 8817, 8818, 8819, 8821, 8822, 8823 of the Compiled Oklahoma Statutes, 1921, and all other laws and parts of laws in conflict therewith, except Sections 8701 to 8750, inclusive, and Section 8820, and Sections 8898 to 8923-4, inclusive, of Compiled Oklahoma Statutes, 1921, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the Committee report thereon has been adopted by the House of Representatives.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 148 was referred to the enrolling and engrossing department for enrollment.

The following message from the Governor was received and read at length.

To the Honorable President of the Senate:

This is to advise you, and through you, the members of your honorable body, that I have today disapproved Senate Bill No. 309, relating to budget estimates and reports, for the reason that this bill is an exact duplicate of House Bill No. 460, which I am today signing.

Very respectfully,

J. C. WALTON, Governor.

On motion of Senator Carlock, House Bill No. 485 was advanced to engrossment and third reading.

Senator Carlock moved that the rules be suspended, and House Bill No. 485 placed on final passage. Motion prevailed.

House Bill No. 485 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Golobic, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lillard, Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 26.

Nays: Brown (Blaine), Frye, Hill, Horner, Johnson, Land, Lewis, Looney (Harmon), Wells. Total, 9.

Not voting: Anglin, Feuquay, Glasser, Gulager, Holloway, Leedy. Total, 6.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed, and was referred to the enrolling and engrossing department for engrossment of the amendments.



House Bill No. 246 was taken up for consideration and read by the clerk.

Senator Looney (Pontotoc) offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 246, page 2, by inserting between lines 7 and 8 the following: "The Catholic College of Oklahoma for Young Women."

LOONEY (Pontotoc).

On motion of Senator Hudson, House Bill No. 246 was advanced to engrossment and third reading.

House Bill No. 412 was taken up for consideration and read by the clerk, and on motion of Senator Carlock was referred to Committee on Appropriations.

The President presiding.

The President appointed as special committee on House Bill No. 17, Senators Gulager, Nichols and Luttrell.

House Bill No. 201 was taken up for consideration and read by the clerk, and on motion of Senator Luttrell was advanced to engrossment and third reading.

House Bill No. 262 was taken up for consideration and read by the clerk.

Senator Looney (Pontotoc) moved that further consideration of this bill be indefinitely postponed, which motion was lost.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 377 correctly enrolled.

The President signed the enrolled copy of Senate Bill No. 377 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

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Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 85 correctly engrossed.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to advise you that the House has adopted the Conference Committee report on,

Engrossed House Bill No. 122, by Vernon and Harper, entitled:

“A Bill to be entitled, An Act providing for all State Bank employees engaged or employed in the State banking business in the State of Oklahoma, to give fidelity bonds for the faithful performance of their duties, and declaring an emergency.”

—wherein the House has decided to concur in the Senate amendments thereto.

Respectfully,

C. J. KENDLE, Chief Clerk

Senator Lillard, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 1:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 465, by Phillips, entitled, An Act repealing Sections 3239, 3240, 3241, 3242 and 3243, Compiled Oklahoma Statutes, Annotated, 1921, abolishing the County Court at Lexington, Cleveland County, Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that same do pass, as amended.

## Amendment No. 1:

Amend title to read as follows: "An Act amending Chapter 124, Session Laws of 1921, and authorizing the employment of certain deputies by county officers in counties having a population of not less than 33,400 nor more than 33,500, according to the last Federal census, fixing the maximum salaries of such deputies, providing that they shall not engage in certain professions, prohibiting them from charging fees, providing the penalty therefor, repealing all conflicting laws, and declaring an emergency."

## Amendment No. 2:

Amend Section 1 to read as follows:

"Section 1. In all counties in this State having a population of not less than 33,400 nor more than 33,500, as shown by and with the advice and consent of the board of county commissioners, may employ not more than two deputies at a monthly salary not to exceed \$150.00 per month, each, and may employ one additional deputy at a monthly salary not to exceed \$115.00 per month; and the county attorney in any such county, by and with the advise and consent of the board of county commissioners may employ one assistant county attorney at a monthly salary not to exceed \$150.00 per month, and one stenographer at a monthly salary not to exceed \$115.00 per month."

## Amendment No. 3:

Amend Section 2 to read as follows:

"Section 2. In all such counties in this State, the amounts now fixed by law to be paid any deputies or employees of said county shall be a maximum amount, and the board of county commissioners may employ any of said deputies or employees at not more than said amount now fixed

by law, and may pay them in their own discretion any such sum less than the amount now fixed by law."

Amendment No. 4:

Add new section as follows:

"Section 3. All laws and parts of laws in so far as they conflict herewith are expressly repealed."

Amendment No. 5:

Amend Section 3 to read as follows:

"Section 4. It being immediately necessary 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 full force from and after its passage and approval."

LILLARD, Chairman

On motion of Senator Lillard, the report was adopted and the bill ordered placed on the Calendar.

On motion of Senator Lillard House Bill No. 468 was advanced to engrossment and third reading.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 436, by Long, entitled, An Act to prevent the stealing and disposal of stolen automobiles, also amending Chapter 290 of the Session Laws, 1919, relating to Section 5, to the registration of motor vehicles, and providing for the issuance and maintaining of number plates containing the numbers of the license issued by the State of Oklahoma, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 216, by Long and Ferrell, entitled, An Act to provide for regional planning commissions in cities and towns, providing funds for same, defining the powers of such commissions, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 378, by Miller (Tulsa), Boyer, Long, Simpson, Ferrell, Singletary, Robertson, Street, O'Brien and Burleson, entitled, An Act authorizing cities and towns to provide for the creation of local improvement districts for the purpose of laying out, opening, extending, widening and straightening streets, boulevards and alleys, and parks and public squares and other public improvements; authorizing assessment of benefits against property in said improvement districts, and paying for said improvements; authorizing the issuance of bonds or certificates, and the redemption thereof, providing that any city or town may pay its portion of the cost of such, etc., beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.



On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the calendar.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No 333, by Moot-hart and Mabon of the House, and Durant of the Senate, entitled, An Act authorizing the county assessor of all counties in the State of Oklahoma having a population as shown by the Federal census, 1920, of not less than forty-one thousand (41,000) and not more than forty-three thousand (43,000) to appoint one additional deputy, fixing the salary, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the calendar.

Senator Looney (Pontotoc) offered the following amendment to House Bill No. 262; which was tabled on motion of Senator Durant:

Mr. President: I move to amend House Bill No. 262, page 1, as follows: By striking Sections 1 to 8 inclusive, and inserting in lieu thereof Sections 1, 2, 3, and 4, as attached hereto:

Section 1. The Miami School of Mines, located at Miami, Ottawa County, Oklahoma, shall hereafter be known as the Northeastern Oklahoma Junior College.

Section 2. The Board of Regents of said school shall arrange and prescribe the course of study in keeping with the curricula used in other State Junior Colleges.

Section 3. All legislative acts or parts of acts in conflict herewith are hereby repealed.

Section 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall be in full force and effect from and after its passage and approval.

LOONEY (Pontotoc)

On motion of Senator Durant, House Bill No. 262 was advanced to engrossment and third reading.

Senator Nichols moved that the vote by which House Concurrent Resolution No. 13 was defeated be reconsidered.

Senator Looney (Pontotoc) made a point of order that a motion to reconsider cannot be lodged later than the next legislative day after the action to be reconsidered is taken.

The Chair held the point of order well taken

Senator Nichols then moved that the rules be suspended for the further consideration of House Concurrent Resolution No. 13. The motion to suspend the rules was lost.

House Bill No. 451 was read by the clerk, and on motion of Senator Carlock was advanced to engrossment and third reading.

House Bill No. 250 was read by the Clerk.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 250, line 4, page 2, by striking after the word "four" and before the word "as" the language "such office assistants."

McPHERREN.

Senator Hudson was called to the Chair.

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Senator McPherrren offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 250, line 1, page 9, by adding after the word "thereto" the following language: "provided the surplus of said fund shall be covered annually into the general revenue fund of the State."

McPHERREN.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 401 correctly engrossed.

The Acting President signed the engrossed copy of Senate Bill No. 401 and ordered the same transmitted to the Honorable House for consideration.

On motion of Senator Holloway, Senate Bill No. 256 was advanced to engrossment and third reading.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 179, by Ferrell, entitled:

"An Act providing for deeds of trust, and prescribing the manner and means of the execution and recording of same, and sale of property thereunder, and prescribing the method of taxation thereon."

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled House Bill No. 203, by Miller (Tulsa), Long, Ferrell, Boyer, Singletary, Simpson and Phillips, entitled:

“A Bill to be entitled, An Act to provide for city planning commissions in cities and towns of this State, providing funds for same and defining the powers of such commissions; providing for approval of all plans, plats or replats of land in cities and towns, fixing a penalty for violation thereof and declaring an emergency.”

Enrolled House Bill No. 302, by Committee on Appropriations, entitled:

“An Act making an appropriation for the Central State Normal at Edmond, Oklahoma, the Southeastern State Normal at Durant, Oklahoma, the East Central State Normal School at Ada, Oklahoma, the Southwestern State Normal School at Weatherford, Oklahoma, the State Orphans Home at Pryor, Oklahoma, the Cameron Agricultural College at Lawton, Oklahoma, the State Board of Education, the Northeastern State Normal School at Tahlequah, Oklahoma, the Northwestern State Teachers' College at Alva, Oklahoma, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 203 and 302 were referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed Senate Bill No 286, by Holloway, et al., entitled:

“An Act making an appropriation for the payment of expenses incurred in making the change of administration and in furnishing traffic guards and extra police protection for the people of the State attending the inaugural ceremonies, providing for the method of filing and auditing said claims, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker, the emergency having failed to receive two-thirds majority

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed Senate Bill No. 185, by West, et al., entitled:

“An Act fixing the annual salary of the “Chief Clerk, Loan Division” of the Commissioners of the Land Office, and declaring an emergency.”

Engrossed Senate Bill No. 203, by Woods, entitled:

“An Act amending an appropriation for the State Corporation Commission in the sum of five thousand (\$5,000.00) dollars for the fiscal year ending June 30, 1923, said appropriation being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey, and declaring an emergency.”



Engrossed Senate Concurrent Resolution No. 15, by Memminger of the Senate, and White of the House, entitled:

“A Resolution memorializing the Congress of the United States to enact into law the Norris-Sinclair bill creating the Farmers’ and Consumers’ Government Financing Corporation.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Bills Nos. 185, 203 and 286 and Engrossed Senate Concurrent Resolution No. 15 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith,

Engrossed House Bill No. 230, by Varnum, et al., entitled:

“An Act amending Sections 3860, 3862, Paragraph 1, Section 3863, Section 3866 of Article 16, Chapter 20, Compiled Statutes of Oklahoma, 1921, defining terms, licensing dealers, providing penalties, creating positions and making an appropriation therefor, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the Committee Report, thereon, has been adopted by the House of Representatives.

Respectfully,

C. J. KENDLE, Chief Clerk

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The clerk read the Conference Committee Report on House Bill No. 230 as follows:

Mr. President:

We, your Conference Committee, appointed by the Senate and House to confer on Senate amendments to Engrossed House Bill No. 230, beg leave to report that we have had the same under consideration, and return the same with recommendations as follows:

That the Senate and House concur in Engrossed Senate amendments Nos. 1, 3, 4, 5, 6, 7, 9, 10, 11 and 12.

That Engrossed Senate Amendment No. 2 be amended to read as follows:

By adding after line 12, page 2, of Engrossed Senate amendments after the word "products" the following, change the period to a comma and add, "who shall be general manager of the Market Commission, and shall devote his entire time and attention thereto."

That Engrossed Senate Amendment No. 8 shall be amended as follows:

In line 8, page 6 of the Engrossed Senate amendments, by striking out the words "Forty Thousand Dollars" and the figures "\$40,000" and inserting in lieu thereof the words, "Fifty Thousand Dollars" and the figures "\$50,000.00."

Your committee recommends that Engrossed House Bill No. 230 be passed as amended.

Respectfully submitted,

CORDELL,  
NICHOLS,  
WEST,

Senate Conferees,

VARNUM,  
DISNEY,  
ROSSITER,

House Conferees.

Senator Cordell moved that the conference report be adopted. Motion prevailed.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.

Nays: None.

Not voting: Anglin, Glasser, Lillard, Wells. Total, 4.

Absent: Cornett, Harvey, West. Total, 3.

The bill as amended having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill as amended become an emergency measure?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.

Nays: None

Not voting: Anglin, Glasser, Lillard, Wells. Total, 4.

Absent: Cornett, Harvey, West. Total, 3.

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The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed and House Bill No. 230 ordered returned to the Honorable House.

Senator Nichols, on behalf of the Special Committee on House Bill No. 17, reported as follows:

Mr. President:

We, your Special Committee, to whom was referred Engrossed House Bill No. 17, beg leave to report that we have had the same under consideration and recommend that it do pass as amended:

Amendment No. 1:

Amend title to read as follows:

“An Act authorizing counties in the State of Oklahoma to purchase land and make improvements thereon for the benefit of the poor of such counties; providing manner for holding such elections, and declaring an emergency.”

Amendment No. 2:

Amend Section 1 to read as follows:

“Section 1. All counties in the State of Oklahoma are hereby authorized to issue bonds for the purpose of purchasing lands and making improvements thereon for the benefit of the poor in said counties.”

Amendment No. 3:

Add eight new sections as follows:

“Section 2. The board of county commissioners in each county in the State of Oklahoma is hereby authorized and empowered to call any election for the purpose of issuing bonds to purchase lands, make improvement thereon, or to make improvements upon lands already owned by such coun-

ties, for the use and benefit of the poor people of such counties. Said commissioners shall call said election by issuing a proclamation therefor and giving notice thereof in four consecutive issues of a weekly newspaper published in and of general circulation in such county proposing to issue said bonds. Provided, that no election shall be held until the expiration of thirty days following the date of the first publication of said notice.

“Section 3. The proclamation calling for said election shall name the amount of bonds to be issued, the time said bonds shall run, the interest said bonds shall bear, and the time for holding the election.

“Section 4. Said election shall be conducted by the duly qualified election officials of such county and the returns thereof made to the secretary of the county election board, in all things and respects as now provided by law for holding county elections.

“Section 5. If at said election the voters, voting thereon, shall vote in favor of the issuance of the bonds, the board of county commissioners shall at once proceed to issue the same and shall deposit the bonds in the treasury of the county, the treasurer being responsible and chargeable therefor on his official bond. The board of county commissioners shall proceed to sell said bonds and deposit the proceeds from the sale thereof in the county treasury, to be paid out by the treasurer upon orders of the board from time to time as the same shall be needed. Provided, said bonds shall not be sold for less than par and accrued interest.

“Section 6. Bonds issued as herein provided shall bear interest at a rate not to exceed six (6%) per cent per annum, payable semi-annually, and of denominations of not less than One Hundred (\$100.00) Dollars, nor more than One Thousand (\$1,000.00) Dollars each. The entire amount shall be payable within twenty-five (25) years. They shall be of usual form and so worded as to bind the county to the full payment of



both principal and interest, and shall be signed by the chairman of the board of county commissioners, and countersigned by the county clerk. They shall be recorded by the county clerk and by the State Auditor, both of whom shall endorse the same on the back thereof. The interest shall be evidenced by coupons attached thereto, which shall be signed by the same officers signing the bonds.

“Section 7. It shall be the duty of the officers charged by law with levying taxes for county purposes to levy annually an amount sufficient to pay the interest due each year on the bonds issued hereunder, and in addition thereto levy an amount sufficient to pay the principal as the same comes due.

“Section 8. Out of the proceeds of the sale of said bonds the board of county commissioners shall proceed to purchase lands or grounds for poor farm purposes, or to erect buildings and make improvements thereon as the case may be. Said commissioners shall have the right to purchase said lands at private or public sale.

“Section 9. The board of county commissioners shall admit all poor and indigent persons, lawfully settled in such county, to said poor farms, under such rules and regulations as may be prescribed by said commissioners. The board of county commissioners shall have complete authority and supervision over said poor farm and shall provide for managing and controlling the same.”

Amendment No. 4:

Make Section 2 to read Section 10, as follows:

“Section 10. It being immediately necessary 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 full force from and after its passage and approval.”

NICHOLS, Chairman

On motion of Senator Nichols, the report was adopted.

Senator Nichols moved that House Bill No. 17 be advanced to engrossment and third reading. Motion prevailed.

By unanimous consent, House Bill No. 17 was ordered printed as amended.

Senator Langley, with unanimous consent, reported as follows on behalf of the Committee on Soldier Relief and Memorials:

Mr. President:

We, your Committee on Soldier Relief, to whom was referred House Joint Resolution No. 17, by Cordell of the Senate, and Wooten of the House, entitled, A Resolution proposing an amendment to the Constitution—Soldier compensation and home aid, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended, the amendment being, by striking all of said Resolution after and following the words "A Resolution proposing an amendment to the Constitution of the State of Oklahoma," and inserting in lieu thereof, the following:

LANGLEY, Chairman.

#### HOUSE JOINT RESOLUTION NO. 17

(As Amended by Senate Committee on Soldiers Relief and Memorials.)

By Cordell, of the Senate, and  
Wooten, of the House.

A Resolution Proposing an Amendment to the Constitution of the State of Oklahoma.

BE IT RESOLVED by the Senate, the House of Representatives concurring therein, that the Governor of Oklahoma is hereby authorized and directed to submit an amendment to

the State Constitution of the State of Oklahoma, to a vote of the people, at the earliest possible date.

The Constitution of the State of Oklahoma shall be amended as follows:

A PROPOSED CONSTITUTIONAL AMENDMENT, ENTITLED: A CONSTITUTIONAL AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA, BY ADDING TO SAID CONSTITUTION, AN ARTICLE TO BE KNOWN AND DESIGNATED AS ARTICLE 26, SAID ARTICLE AUTHORIZES AND PROVIDES FOR THE INDUSTRIAL REHABILITATION AND EQUALIZED COMPENSATION OR FARM OR HOME AID TO ALL SOLDIERS AND CERTAIN DEPENDENTS OF DECEASED SOLDIERS WHO SERVED HONORABLY, FROM THE STATE OF OKLAHOMA, IN THE WAR BETWEEN THE UNITED STATES AND THE GERMAN EMPIRE AND ITS ALLIES AND IN THE WAR BETWEEN THE UNITED STATES AND SPAIN; PRESCRIBING QUALIFICATIONS OF THOSE WHO SHALL RECEIVE SUCH LOAN OR CASH COMPENSATION; FIXING THE AMOUNT OF SUCH LOAN OR COMPENSATION AND CREATING A COMMISSION TO BE KNOWN AS THE "SOLDIERS' STATE AID COMMISSION," AND DEFINING THE POWERS AND DUTIES OF SAID COMMISSION AUTHORIZING THE ISSUANCE AND PRESCRIBING THE CHARACTER AND AMOUNT OF BONDS TO BE ISSUED, AND CREATING A SPECIAL FUND FROM THE PROCEEDS THEREOF, TO CARRY OUT THE PURPOSE OF THIS ACT, AND PROVIDING HOW SAID BONDS SHALL BE ISSUED AND SOLD, AND PROVIDING WAYS AND MEANS BY WHICH THE INTEREST ON SAID BONDS SHALL BE PAID WHEN DUE, AND THE BONDS THEMSELVES PAID AT MATURITY.

*Be It Enacted by the People of the State of Oklahoma:*

That the Constitution of the State of Oklahoma be amended by adding thereto an article which shall be known as Article 26, which said article 26 shall be in words and figures as follows:

Article 26. Each person hereinafter called "a soldier," who enlisted or was inducted or served honorably, from the State of Oklahoma, or in military or naval forces of the United States, including nurses, at any time between the 6th day of April, 1917, and the 11th day of November, 1918, and each male person who volunteered or who enlisted between April 19, 1898 and December 10, 1898, and served in the United States army or navy, and who was a bona fide resident of what is now the State of Oklahoma, at the time of enlistment, shall be entitled to receive from the State of Oklahoma, out of funds created by this amendment to the Constitution of the State of Oklahoma, hereinafter called "This Amendment," as a bonus, the sum of Fifty (\$50.00) Dollars per month home aid, or Thirty (\$30.00) Dollars cash per month, for each month or major fraction of a month that such soldier was in active service, and the time of service shall be computed from the date of induction to the date of his final discharge;

PROVIDED, however, that no person shall receive a bonus who has been paid a State bonus from any other State in the Union for the same service;

PROVIDED, FURTHER, that no time shall be computed for re-enlistment after December 10, 1898 in the Spanish-American War nor after November 11, 1918, in the World War;

PROVIDED, FURTHER, that no soldier shall receive more than the maximum sum of Two Hundred Fifty (\$250.00) Dollars cash, or Five Hundred (\$500.00) Dollars as home aid.

Section 2. MEANING OF WORD "SOLDIER" AS USED IN THIS ACT. The word "Soldier" as used in this

Amendment, shall be construed to mean and include any soldiers in the army, sailor, marine, nurse, or other person regularly enlisted, commissioned or inducted, who was a part of the military or naval forces of the United States in the war with Germany and its allies, and who was a resident of the State of Oklahoma at the time he was commissioned, enlisted or inducted, appointed or mustered into military or naval services of the United States, and each male person who volunteered or enlisted between April 19, 1898 and December 10, 1898, and served in the United States army or navy in the war with Spain and who was a bona fide resident of what is now the State of Oklahoma, at the time of enlistment. And be it further provided that the word "Soldier" shall not be deemed to include welfare workers or persons engaged in the work of the Red Cross, Young Men's Christian Association, Young Women's Christian Association, Jewish Welfare, Knights of Columbus, Welfare Board, War Camp or Community Service, the Salvation Army or like organizations. And be it further provided, that no soldier shall receive any benefits accruing under this Amendment, who was dishonorably discharged from the service of the United States army or navy, or who shall have at any time during the period of war with Germany and its allies, or during the period of the war with Spain sought to avoid service because of conscientious objections thereto, or who shall have been, at any time, guilty of any fraud or wilful violation or evasion of the Selective Service Act, or of the rules and regulations of the War Department in force thereunder, or who though in the service, did civilian work at civilian pay, or for the time spent while taking training in any student army corps, or who has received from other states, a bonus or compensation of like nature as provided in this Amendment.

Section 3. CERTAIN RELATIVES TO RECEIVE COMPENSATION OF DECEASED SOLDIERS. In case of the death of any person who would, if living, be entitled to



the benefits under this Amendment, the same shall be paid to the persons in order named:

First: Surviving wife;

Second: Surviving child, and if there be more than one child surviving, then, equally among such children;

Third: Surviving mother;

Fourth: Surviving father;

Provided, that if the applicant for the cash compensation shall die before the payment of such compensation, then, such application shall be deemed to enure to the benefit of the person or persons as aforesaid entitled thereto.

**Section 4. PAYMENTS NOT SUBJECT TO CLAIMS OF CREDITORS.** No right or payment under this Amendment shall be subject to the claims of any creditors, nor shall it be capable of assignment nor be regarded as assets of the estate of a deceased person, nor made the basis for administration thereof, except as hereinafter provided.

**Section 5. COMMISSION TO ADMINISTER ACT.** For the purpose of administering this Amendment, there is hereby created a Commission to be known as "The Soldiers' State Aid Commission." Such Commission shall consist of the Governor, who will be ex-officio chairman of the Commission, of the Secretary of State, of the State Treasurer, of the Attorney General and of the Adjutant General of the State.

**Section 5-a. SECRETARY TO BE APPOINTED BY COMMISSION.** The Commission shall select a secretary who shall be in charge of the administrative functions of such Commission under the direction of such Commission. Such secretary shall receive a salary of \$3,500 per annum.

**Section 5-b. COMMISSION TO MAINTAIN OFFICE.** The Commission shall have and maintain an office in the State Capitol at Oklahoma City, and shall have authority to

employ not to exceed three assistants for the secretary thereof, at an annual salary of not to exceed \$2,400 each and to prescribe proper rules and regulations for the carrying out of this Amendment. The Attorney General shall be the legal adviser of the Commission.

No court shall have jurisdiction over said Soldier State Aid Commission, except the Supreme Court of the State.

Section 6. **AUTHORITY OF COMMISSION.** It shall be the duty of the Commission to determine as expeditiously as possible, the persons who are entitled to the payments under this Amendment, and to make such payments after such determination without delay. The Commission is hereby authorized, empowered and directed to do any act or thing necessary to fully meet the requirements of this Amendment and this power shall be liberally construed by the Commission and by the Supreme Court. No charge made by any agent, notary public or attorney for service in connection with obtaining any of the benefits as provided for under this Amendment, shall be recognized by the Commission, and any person who, for a consideration, advances money on or discounts any warrant issued pursuant to the terms of this Amendment shall be guilty of a felony.

Section 7. **RULING OF COMMISSION ON CLAIMS TO BE FINAL.** If the Commission, after due consideration, shall finally disallow the claim of any person for the bonus under this Amendment, the reason for said disallowance shall be filed with the application and notice thereof mailed to the applicant at his last known post office address. Within sixty (60) days after such notice, the applicant may file with the Secretary of the Commission, an application for reconsideration by the Commission. The Commission shall thereupon, without delay, take up such motion and dispose of the same, and its action of said motion shall be final.

Section 8. **COMMISSION TO ISSUE WARRANTS TO APPLICANTS DIRECT.** Whenever any application for

such bonus has been approved in whole, or in part, by the Commission, it shall cause to be prepared a voucher for the proper amount, transmit the same to the Auditor of the State, who shall audit the same and issue a non-transferable warrant for the same in the proper amount, upon the State payable to the order of the applicant, and deliver said warrant to the secretary of the Commission and take his receipt therefor. It shall be the duty of the Commission to transmit such warrant by mail, to the applicant direct or hand the warrant to the applicant, and not to any other person or persons.

Section 8-a. WARRANTS TO BE EXCHANGED FOR "STATE OF OKLAHOMA WORLD WAR SOLDIERS' BONUS BONDS." Any beneficiary under this Amendment shall have the privilege of exchanging his warrant for "State of Oklahoma World War Soldier Bonus Bonds" hereinafter created; provided such warrant is issued on the basis of said cash compensation.

It shall be the duty of the State Treasurer to pay all such warrants when presented properly indorsed, out of the "Soldiers' Fund." All warrants drawn by the State Auditor pursuant to, and under the provisions of this Amendment, shall be on a form to be prepared by the Commission herein created.

Said warrants shall be numbered consecutively from one upwards, and shall be printed on a color of paper easily distinguishable from that of other warrants, and shall be registered in a book or books provided especially for that purpose.

Section 9. FALSE STATEMENTS WITH REFERENCE TO CLAIMS—FELONY—PUNISHMENT. Whoever shall knowingly make a false statement under oath, orally or written, of a material fact relating to a claim under a provision of this Amendment, or knowingly participate in the allowance of fraudulent claims, shall be guilty of a felony and punishable by a fine of not more than \$1,000 or by imprison-

ment for not more than one year in the State penitentiary, or by both such fine and imprisonment.

Section 10. APPLICATION FOR COMPENSATION, FARM OR HOME AID TO BE MADE WITHIN TWO YEARS. Any claimant under this Amendment shall make his election of the character of aid to be received by him, within two years after the said Soldiers' State Aid Commission shall begin to function, and if such claimant elects to take the benefits of the home aid provision of this Amendment, the said claimant shall have two years from the date of such election, in which to exercise his privileges under the provisions of the home aid section of this Amendment. Provided, that benefits of home aid shall not apply to next of kin. Provided, further, that if applicant fails to secure home aid within such period, he or his next of kin in case of his decease, shall not be precluded from participating in cash compensation.

Section 11. HOME AID TO BE APPLIED, HOW. The home aid provided by this Amendment may be used either in the purchase of a home, to pay off an existing mortgage or a home then owned, or to be applied on the purchase of a home where the soldier elects to borrow money from the State as herein provided.

Section 12. METHODS OF SECURING HOME AID PRIVILEGES. The State of Oklahoma, for the purpose of assisting in the industrial rehabilitation and providing for farm or home aid for those entitled to aid under this Amendment, shall loan to each person so entitled, a maximum sum of \$1,500, plus the amount of home aid bonus to which he may be entitled, and loans will be made in multiples of \$100 and no loan for a sum less than \$500 nor greater than \$2,000 including home aid bonus, will be made. Provided, that the maximum amount so loaned said soldier shall in no event exceed the sum of \$2,000, including home aid. Provided, further, that the amount to which any person may be entitled under the home aid provisions of this Amendment shall not be con-

sidered a part of said loan, insofar as re-payment is concerned, but shall be taken into consideration in estimating the said maximum amount of said \$2,000.

Whenever a soldier has selected the land or home he desires to purchase under the provisions herein, he shall file his application with the Commission in such form as may be prescribed by the Commission, setting forth such information as may be required by the Commission. Whenever such application is made, the Commission, if satisfied with the desirability of the real estate and that such person has agreed with the Commission to actually reside upon such property, within six months from the date of said loan, the Commission shall be empowered to enter into a contract of purchase with the owner and to purchase said real estate from the owner thereof, upon such terms as may be by them agreed upon. The Commission shall enter into a contract with the applicant for the sale of said land to the said applicant, provided, that the applicant re-purchasing such land or home from the Commission must make an initial payment of at least 15 per cent of the purchase price of the land or home; provided, however, the applicant may apply and shall have a credit on the purchase price of said land or home of such amount as he shall be entitled to under the home aid plan as provided by this Amendment. The balance of said purchase price may be amortized over a period to be fixed by the Commission, not to exceed 25 years together with interest thereon at the rate of  $4\frac{1}{2}$  per cent per annum. And be it further provided that in each case the farm or home purchaser shall have the right on any installment date to pay any or all installments still remaining unpaid, less interest not accrued. The Commission is hereby empowered in each individual case to determine the terms of the contract entered into with the soldier, but no real estate or contract for purchases thereof sold under the provisions of this Amendment, shall be transferred, assigned, mortgaged in whole or in part without the approval in writing of such Commission given in such manner as the Commission may pre-



scribe until the purchaser has paid therefor in full, and has complied with all the terms and conditions of his contract. Before entering into any contract for the purchase of real estate by the Commission there must be filed with the Commission an appraisalment of the fair cash market value of the real estate proposed to be purchased, which appraisalment shall be made by competent appraisers to be appointed by the Commission, verified by the appraisers, and such verification shall state, among other things, that it is made in good faith and that the valuation is honestly determined and represents the bona fide opinion of the appraisers.

**Section 13. ADMINISTRATION OF HOME AID PROVISIONS.** The contract entered into between the Commission and an approved purchaser shall contain, among other things, provisions that the purchaser shall maintain said farm or home at his place of residence, keep in good order and repair all buildings, fences or other permanent improvements situated thereon, and that each purchaser shall, if required, insure and keep insured against fire and tornado all buildings on said land, all policies thereof to be made out in favor of the Commission in such amount or amounts as may be approved by the Commission.

In the event of a failure of a farm or home purchaser to comply with any of the terms of his contract of purchase and agreement with the Commission, the Commission shall have the right, at its option, to cancel said contract of purchase and agreement, and thereupon shall be released from all obligations at law or in equity to convey the property and the purchaser shall forfeit all right thereto, and all payments theretofore made shall be deemed to be rental paid for occupancy.

**Section 14. CASH COMPENSATION OR HOME AID AVAILABLE BUT NOT BOTH.** Any soldier qualified to receive a loan or cash compensation hereunder shall have the option of electing to take either a cash compensation or home

aid, but may not receive both, and any soldier serving in both wars as herein provided, shall elect as to which war he shall claim his period of service.

Section 15. Any soldier who shall elect to take home aid under the provisions of this Amendment shall not be entitled to receive interest after such election that such amount due him shall remain unpaid.

Section 16. **METHOD OF PAYING COMPENSATION.** For the purpose of paying the compensation as provided for by this Amendment, the State of Oklahoma, through its officers, is hereby authorized, empowered and directed to borrow upon the credit of the State an aggregate sum amounting not to exceed \$30,000,000, in the manner herein provided. The Governor, Secretary and State Treasurer, when directed so to do by the Soldiers' State Aid Commission, shall sign all bonds, coupons and perform and do such acts and things as may be necessary to borrow upon the credit of the State the whole or any part of the aforesaid sum, such bonds to bear interest at the rate of not exceeding five per cent per annum, payable semi-annually.

Section 17. **FORM OF BONDS; INTEREST; MATURITY; EXECUTION OF BONDS.** As evidence of the indebtedness herein authorized to be incurred, there shall be issued from time to time, as the occasion may require in the judgment of the Commission, the negotiable gold coupon bonds of the State of Oklahoma, to be known and designated as "State of Oklahoma World War Soldiers' Compensation Bonds," payable to bearer, and not to exceed in the aggregate, the sum of \$30,000,000. They shall be issued in denominations of One Hundred (\$100) Dollars each, and upwards, in even multiples, and bear such date or dates as the Commission may determine, and shall not be subject to ad valorem tax, but the income from such bonds or coupons shall be taxed under the income tax law. They shall bear such rate of interest as may be fixed by the Commission, not exceeding five (5) per centum payable

semi-annually, and the several semi-annual amounts of interest to accrue, shall be evidenced by appropriate coupons of proper number attached to each form; Provided, that in the discretion of the Commission the first coupon on any such bond may be made payable at any designated time, not longer than one year from its date, and in such case such coupon shall be for the amount of the interest on the bond to the date of the maturity of such coupon. They shall be numbered consecutively from one (1) upward, and shall mature in such amounts and at such time or times, not exceeding fifty (50) years from the date they bear as the Commission may determine. Both the principal of the bonds herein authorized to be issued and the interest that will accrue thereon, shall be payable in gold coin of the United States of America, of the present standard weight and fineness, at the office of the State Treasurer in Oklahoma City. The full faith, credit and resources of the State of Oklahoma are hereby and herein irrevocably pledged to the punctual payment of the principal at maturity and the interest of such bonds issued under authority of this Amendment, as they severally fall due. All bonds issued under and by virtue of this Amendment, and the interest coupons attached thereto, shall be in such form, as may be prescribed by the Attorney General. They shall be issued under the great seal of the State of Oklahoma and shall be executed by the Governor, attested by the Secretary of State, and countersigned by the State Treasurer. The interest coupons shall be executed by the State Treasurer. The bonds herein authorized, and the interest coupons thereto attached, when executed, as aforesaid, and sold, shall constitute valid and binding obligations of the State of Oklahoma, although the sale thereof may have been effected at a date after the officer or officers signing, attesting or countersigning them shall have ceased to be incumbent of their several offices respectively. When directed so to do by the Soldiers' State Aid Commission, the State Auditor shall provide bonds herein authorized, and shall lodge them with the State Treas-

urer in whose custody and charge they shall remain until delivered to the purchaser or purchasers thereof.

All bonds authorized shall be paid at maturity and all interest accruing thereon shall be paid when it falls due by the State Treasurer, at a place nominated in the bonds and coupons attached. Thirty days before any of the bonds mature, and the interest falling due, the State Auditor shall draw his warrant on the State Treasurer in a sum sufficient to pay maturing bonds and interest falling due. Whenever, in the opinion of the State Board of Equalization, it is advisable so to do, and there are sufficient funds therefor, the said State Treasurer may redeem any of the said bonds before maturity of the holders thereof agree thereto, and may also purchase any of said bonds in the open market whenever funds are available, and, in the opinion of said Equalization Board, it is to the advantage of the State so to do.

Section 18. METHOD OF TRANSFERRING REGISTERED BONDS. The bonds herein authorized to be issued may be either registered or coupon bonds. Coupon bonds may be registered in the name of the holder. The registry to be certified thereon by the State Treasurer, and the name of the registered owner of the bond to be placed in the registration clause on the back thereof, together with the signature of the said Treasurer, after which no transfer shall be valid unless made by the registered owner in person or by attorney, upon the books of the State Treasurer and the name of the newly registered owner similarly placed on the back of the bond. Bonds registered as to principal may be discharged from registration by being transferred to bearer, after which they shall be transferable by delivery, but may again be registered as to principal as before. The registration of the bonds as to principal shall not restrain the negotiability of the coupons by delivery.

Section 19. REGISTRATION OF BONDS. Coupon bonds may also be registered as to interest and the coupons

surrendered and interest made payable only to the registered holder of the bond. For that purpose the State Treasurer shall detach and cancel the coupon and shall endorse a statement on the bonds that the coupon sheet issued therewith has been surrendered by the holder and the coupons cancelled by him, and that the semi-annual interest is thereafter to be paid to the registered holder, or order, by draft, check or warrant drawn payable at the place of payment specified in the bonds. Bonds registered under this section, may, with the consent of the State Treasurer and the holder of the bonds, be recon-verted into coupon bonds at the expense of the holder thereof and again reconverted into registered bonds from time to time. The Soldiers' State Aid Commission shall pass regulations or orders as may necessary to give effect to the provisions here-of. The State Treasurer shall keep in his office such books or book as may be necessary for the registration of the bond as herein provided.

(FORM OF REGISTRATION.)

(NOTICE) No writing on this bond except by the Treasurer of the State of Oklahoma.

In accordance with a provision in this bond, this bond may be registered in the name of the owner, the registry to be certified hereon by the Treasurer of the State of Oklahoma, after which no transfer shall be valid unless made by the registered owner in person or by attorney upon the books of the said Treasurer and the name of the new registered owner similarly placed in the registration by being transferred to bearer, after which it shall be transferable by delivery, but it may be again registered as before. The registration of this bond shall not restrain the negotiability of the coupons by delivery merely, until the surrender and cancellation of the said coupons as provided in said bond.

(Date of Registration)

(In Whose Name Registered)

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(State Treasurer)

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In accordance with a provision in this bond, the unmatured coupons issued herewith have been surrendered by the holder of the bond and cancelled by the Treasurer of the State of Oklahoma, the semi-annual interest on the bonds is hereafter to be paid to the registered holder or order upon proper acknowledgment of the receipt thereof.

Dated, Oklahoma City, Okla.,-----, 192---

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Treasurer of the State of Oklahoma.

Section 20. FORM FOR REGISTERING BONDS. All registered bonds herein authorized shall have printed on the face thereof, a clause substantially the following form:

“This registered bond is in substitution for, and in lieu of, ‘State of Oklahoma World War Soldiers’ Compensation Bonds,’ dated the ---- day of -----, 192---, numbered-----to-----, both inclusive, which have been surrendered and cancelled simultaneously, with the issuance of this registered bond, this registered bond may be transferred by executing a duly acknowledged transfer or assignment thereof and by presentation to the State Treasurer, who shall register the said bond in the name of the transferee.”

All coupon bonds exchanged for registered bonds shall have printed on the face thereof a clause in substantially the following form:

“This coupon bond is in substitution for, and in lieu of registered ‘State of Oklahoma World War Soldier Compensation Bond,’ numbered ----- and dated the ----- day of -----, 19---, which has been

surrendered and cancelled simultaneously with the issuance of this coupon bond."

Section 21. None of the bonds authorized to be issued by this Amendment shall have validity, or be negotiated, until the same have been presented to the State Auditor, who shall register the same in a book or books to be provided for that purpose, and the Auditor shall certify by endorsement of such bond that all of the conditions of this Amendment have been complied with in its issuance, and that the evidence of that fact has been presented to, and filed by him in his office; Provided, however, that if the Auditor believes that all of the conditions of this Amendment have not been complied with he may apply to the Commission for direction, and the order of the Commission shall be final; and the Auditor is commanded to comply therewith; and, provided, further, that the remedy of mandamus shall lie at the instance of any bona fide resident of the State of Oklahoma who served honorably in the military or naval forces of the United States of America at any time between the 6th day of April, 1917, and the 11th day of November, 1918, to compel the registration by the State Auditor of any bonds authorized to be issued by this Amendment that are alleged to be legally issued and authorized and entitled to be registered as herein provided; and, provided, further, that the Supreme Court shall have original and exclusive jurisdiction in such mandamus proceedings.

Section 22. ADVERTISING OF BONDS; DEPOSIT WITH BID. The State Treasurer shall offer the bonds at public sale, and shall provide such methods as he may deem necessary for the advertisement of the sale thereof, and shall require a deposit with each bid of such sum as in his judgment will be sufficient to guarantee the fulfillment thereof, and generally conduct the sale or sales of such bonds under such rules and regulations as shall to him seem advisable; Provided the same are consistent with this Amendment. The Treasurer may reserve the right to reject any and all bids. If no bids satisfactory to the Treasurer are received at such

public sale, then the Treasurer may sell all, or any part of the bonds so advertised at private sale to the best advantage, and the proceeds thereof shall be paid into the State Treasury; Provided, that no bonds issued under this Amendment shall be sold at public or private sale at less than par of its face value, and accrued interest from its date.

**Section 23. SPECIAL FUND CREATED FROM SALE OF BONDS; CLAIMS, HOW AUDITED.** The money derived from the sale of the bonds authorized and directed to be issued by this Amendment, shall be paid into the State Treasury, to the credit of a fund to be known and designated "Soldiers' State Compensation Fund," out of which shall be made the disbursements authorized to be made by this Amendment.

**Section 24. SINKING FUND BONDS AS SECURITY.** There is hereby created a fund in and for the State Treasury to be known and designated as the "Oklahoma Soldiers' Compensation Bond Interest and Sinking Fund." The State Treasurer is hereby authorized and directed to credit to this fund the proceeds of the taxes levied and collected to pay the bonds authorized to be issued by this Amendment, and pay into this fund all interest derived from the loan of money in this fund by the State Treasurer; Provided, however, that no money in this fund shall be loaned by the Treasurer unless such loan is secured by bonds of the United States or bonds of the State of Oklahoma, in an amount equal in value to such loans; provided, further, however, that the State Treasurer may, with the advice and consent of the Commission, enter into a contract or agreement with any individual, bank or financial institution to loan on said security any or all money that may be placed in said fund for a stipulated number of years, providing that such individual, bank or financial institution shall purchase the bonds authorized to be issued under this Amendment, and pay therefor, par value and accrued interest, and be it further provided, that any bank, trust, or insurance company, organized under the laws of this State, may invest in the bonds, issued under the provisions of this

Amendment. The officer having charge of the sinking fund of this State or of any county, city, town, township or school district thereof, may invest the sinking fund of the State or of the county, city, town, school, township, or school district in the State of Oklahoma World War Soldiers' Compensation Bonds, which matures prior to the due date of the bonded indebtedness for the payment of which such sinking fund is created. Said bonds shall be approved collateral as security for the deposit of any public funds or trust funds and for the investment of trust funds.

Section 25. BONDS ISSUED TO CARRY OUT LOAN FEATURE. There shall be also issued Bonds of the State of Oklahoma for the purpose of raising money to accomplish the loan feature herein provided, which bonds shall be known and designated as "State of Oklahoma World War Soldiers' Home Loan Bonds," payable to bearer, and not exceeding in the aggregate the sum of \$30,000,000, which shall be issued in denominations of \$100 each and upward in even multiples, and bear such date or dates as the Commission may determine and shall not be subject to advalorem tax, but the income from such bonds or coupons shall be taxable under the income tax law. They shall bear interest such as may be fixed by the Commission, not exceeding 5 per cent, payable semi-annually, and the several semi-annual amounts of interest to accrue shall be evidenced by appropriate coupons of proper number attached to each bond. Provided, that in the discretion of the Commission, first coupon on any such bond may be made payable at any designated time, not longer than one year from its date and in such case such coupon shall be for the amount of interest on the bond to the date of the maturity of such coupon. They shall be numbered consecutively from one upward, and shall mature in such amounts and at such time or times not exceeding 25 years from the date they bear, as the Commission may determine. Both the principal and the bonds herein authorized to be issued and the interest that will accrue thereon, shall be payable in gold coin of the United States

of America of the present standard weight and fineness, at the office of the State Treasurer in Oklahoma City, Oklahoma. Said bonds shall be secured by the assets of the loan made to soldiers, but the credit and resources of the State of Oklahoma shall not be pledged to the punctual payment of the principal at maturity or the interest on the bonds under the authority of this Amendment insofar as such "State of Oklahoma World War Soldiers' Home Loan Bonds" are concerned. All bonds issued under and by virtue of this section and interest coupons attached thereto shall be in such form as may be prescribed by the Attorney General. They shall be issued under the great seal of the State of Oklahoma, and shall be executed by the Governor, attested by the Secretary of the State and countersigned by the State Treasurer. The interest coupons shall be executed by the State Treasurer. Such bonds shall bear an endorsement that they are secured by real estate liens, and that the credit of the State of Oklahoma is not pledged to their payment. Such bonds shall only be issued and sold as loans are made, and the maturity date of these bonds shall correspond as near as practicable with the maturity date of the loans made. Such bonds shall be sold as necessary and as money is needed to make loans as provided in this Act. The funds that are realized from the payment of the Soldiers' Home and Land Loans, shall be set aside in a fund to be known as the "Soldiers' Home Loan Fund," which said fund shall not be used except for the purpose of retiring bonds and paying interest issued for the purpose of obtaining money for such loans. Whenever in the opinion of the Soldiers' State Aid Commission, it is advisable so to do, and there are sufficient funds therefor, in said "Soldiers' Home Loan Fund" the State Treasurer may redeem any of such bonds before maturity, if the holders thereof agree thereto, and may also purchase any of such bonds in the open market, whenever funds are available.

Section 26. RULES GOVERNING ISSUANCE OF BONDS, ETC. The rules governing the forms of the fore-



going bonds and the registration and form of registration thereof, and the advertisement and sale thereof, shall be the same as herein provided for the bonds issued for the cash payments.

Section 27. **ABOLISHMENT OF COMMISSION.** The Commission created by this Act shall be abolished by an Act of the Legislature, as soon as the purposes for which it was created shall be deemed sufficiently accomplished. Upon the abolition of the Commission, its books, papers, records, together with its filing cases and equipment shall be delivered to the Adjutant General of the State, and said books, papers and records shall become a part of the permanent records in the office of the Adjutant General; provided, that after said Commission is abolished, all duties of the Commission shall be performed by the Adjutant General.

Section 28. **RULES OF CONSTRUCTION.** If any section, sub-division, sentence, clause or phrase in this Amendment is, for any reason, held by any court of competent jurisdiction to be in violation of any provisions of the Constitution of the United States, then and in that event, such holdings or decisions shall not affect the validity of the remaining portion or portions of this Amendment, and the people of the State of Oklahoma hereby declared that they would have passed this Amendment, and each and every section, sub-section, sentence, clause and phrase thereof, regardless of the fact that any one or more of the same might be held or decided to be in violation of any provision of the Constitution of the United States.

Section 29. **ORGANIZATION OF SOLDIERS' STATE AID COMMISSION.** Immediately upon the passage of this Amendment the Soldiers' State Aid Commission shall organize and proceed to carry out without delay, the provisions of this Amendment. Money required for carrying out the provisions of this Amendment and before money is realized by the sale of bonds, shall be had by the Commission certifying

the names of the persons and the amount to be paid and the nature of the obligation to the State Auditor, and thereupon the State Auditor shall issue his warrant and the Treasurer shall pay such warrant upon presentation from any moneys in the State Treasury, not theretofore appropriated. Any State officer or State official who fails, refuses or neglects to comply with any order, direction or rule of the Soldiers' State Aid Commission may be compelled to comply by a mandamus proceeding brought in the Supreme Court by any soldier entitled to compensation. After the bonds are sold, all moneys paid out of the State Treasury under this Section, shall be turned back to the State Treasury from the Soldiers' Compensation Fund, after the sale of bonds, and the order and procedure for so doing shall be made by the Soldiers' State Aid Commission. A sufficient amount of the proceeds of the sale of such bonds may be used for the administrative feature of this Amendment.

Section 30. SUBMISSION OF AMENDMENT TO PEOPLE OF STATE. This Amendment shall be submitted to the people of the State of Oklahoma for their approval or rejection at a special election to be held not less than thirty (30) days and not more than one (1) year from the adjournment of the Legislature which passes this Amendment.

Section 31. The Secretary of State is hereby authorized and directed to set aside, for an affirmative argument on this Amendment or measure, two pages or more of the official pamphlet containing proposed initiative and referendum measures to be voted upon at the election at which Amendment is submitted. A committee consisting of two Senators and three Representatives to be appointed by the President of the Senate and Speaker of the House, respectively, shall be named to present and file with the Secretary of State, such affirmative argument.

Section 32. For the purpose of raising funds to liquidate the State of Oklahoma World War Soldier Compensation

Bonds interest and expenses of administration herein provided for, there is hereby levied the following annual tax for a period of ten (10) consecutive years, as follows:

(a) A one and one-half mill annual tax on all property of this State subject to advalorem tax, this tax being in addition to all other taxes.

(b) An annual tax upon all incomes taxable as hereinafter provided for, in excess of Three Thousand Dollars (\$3,000), to be paid upon the following rates:

On the first Ten Thousand (\$10,000) Dollars of such excess, or any part thereof, at the rate of ten mills on the dollar.

On the next Fifteen Thousand (\$15,000) Dollars of such excess, or any part thereof, at the rate of twenty mills on the dollar.

On the next Twenty-five Thousand (\$25,000) Dollars of such excess, or any part thereof, at the rate of thirty mills on the dollar.

On the next Fifty Thousand (\$50,000) Dollars of such excess, or any part thereof, at the rate of forty mills on the dollar.

On all such excess in addition to the aforesaid amounts, fifty mills on the dollar.

The tax provided in sub-division (b) of this Section is in addition to all other taxes as provided by law, and in addition to the tax provided for in sub-division (a) of this Section.

The said tax provided for in sub-division (b) hereof, to be computed by adding together the amounts payable under each of said classes.

(c) **INCOME TAXED—PERSONS LIABLE.** Each and every person in this State shall be liable to an annual tax upon the entire net income of such person arising or accru-

ing from all sources during the preceding calendar year, and a like tax shall be levied, assessed, collected and paid annually upon the entire net income from all property owned and all other business, trade or profession carried on in this State by persons residing elsewhere;

PROVIDED, that a husband and wife having a separate income liable to taxation, by reason of this Section, may make separate return thereof.

(d) RETURN—WHEN MADE. On or before the fifteenth day of March of each year, each person liable for an income tax, under the provisions of this Act, shall file with the State Auditor, a sworn return of his net income for the year ending December 31st, last preceding the taking effect of this Act, upon the blanks to be prescribed by said State Auditor and furnished to the taxpayers. Said statement shall be made, as near as practicable, at the time of making the Federal income tax return.

(e) RETURN—FALSE RETURN—FAILURE TO MAKE RETURN. If any person liable, under the terms of this Act, fails to render such statement of income within the time required, or renders any return which is false or fraudulent in that it contains statements which differ from the real income of said person for the calendar year for which said report is made, the State Auditor may give such person ten days' notice in writing, to appear before him in his office, in the State Capitol, with books of accounting containing entries relating to his business for such calendar year, and may require such person to give testimony or answer interrogatories under oath, which may be administered by the State Auditor, respecting any income liable to such tax or the return thereof. If such person fails to make such return or to permit an examination of his books or answer such questions relating to said income as may be proper, and within the scope of such investigation of such income, the State Auditor may apply to the district court of Oklahoma County, or any judge

thereof, for an order requiring such person to give such return, or to permit such examination. Such court or judge shall thereupon, issue its order upon reasonable notice as shall be prescribed therein, to be served upon said person and directing him to appear and testify and to produce such books, papers and records as may be required. A party failing to comply with such an order shall be guilty of contempt and shall be punishable as provided by law in cases of contempt. Provided that the district court of Oklahoma County shall have jurisdiction of contempt cases arising under this Section. If upon such hearing before the State Auditor or any such court, it be found that such person has been guilty of violation of the provisions hereof, by refusing to make a report as provided for herein, there shall be added to the tax of such person, for the calendar year for which such report is made or due, a penalty of five dollars per day for each and every day that such person had refused to make such report, after the date of March 15th of each calendar year the same being the date provided in this Act for the filing of such report; provided, that upon application, for good cause shown, the State Auditor may extend the time for making such report, not exceeding ninety days.

(f) **STATE AUDITOR—RULES AND REGULATIONS.** The State Auditor is hereby empowered to prescribe and promulgate such rules and regulations as may be necessary to carry out the provisions of this Amendment, and shall prepare and furnish for the use of persons liable for the income tax hereunder, all necessary blank affidavits and other forms for making the income tax returns.

(g) **INCOME—DEFINITIONS OF.** The term "income" as used herein shall include: 1. All rentals derived from real estate or any interests thereunder. 2. All interest derived from money loaned or invested in notes, mortgages, bonds or other evidence of debt of any kind whatsoever. 3. All wages, salaries or fees derived from services. 4. All dividends or profits derived from stocks or from the purchase and sale of



any property, or other valuables acquired within one year previous, or from any business whatsoever. 5. All royalties derived from the possession or use of franchises or legalized privileges of any kind. 6. All other incomes of any and every kind, derived from any source whatsoever, except alone such as is exempt from taxation hereunder, and by some law of the United States of America.

(h) INCOME TAX-DEDUCTIONS. In computing the net income taxable under the provisions of this Amendment, there shall be allowed as deductions from the net income of any person:

1. The necessary expenses actually paid in carrying on any business, not including personal living or family expenses.

2. All interest paid within the year by a taxable person on indebtedness, not exceeding \$1,000.

3. All State, county, school, municipal, federal and state income taxes, except taxes herein imposed, paid within the year, not including those assessed against local benefits.

4. Losses actually sustained during the year, incurred in trade or arising from fires or storms, and not compensated for by insurance or otherwise.

5. Debts due to the taxpayers actually ascertained to be worthless and charged off within the year.

6. A reasonable allowance for the exhaustion, wear and tear of physical property arising out of its use or employment in any business, and in addition thereto a reasonable allowance in the case of mines, oil, gas and other mineral mining properties to cover depletion therein, which depletion shall be computed under the rules and regulations in force and from time to time adopted by the Department of Internal Revenue of the Government of the United States; Provided, that in no case shall a greater depletion account be allowed the taxpayer by the State of Oklahoma than is allowed

by the United States Government against Federal income taxes upon the identical property against which the depletion account is claimed by the taxpayer. Provided, further, that no deduction shall be made for any expense of restoring physical property or making good the exhaustion thereof, for which an allowance is or has been made; provided, further, that no deduction shall be allowed for any amount expended for new buildings, permanent improvements or betterments made to increase the value of any property or estate.

7. All charitable donations, not to exceed 5 per centum of taxpayer's net income.

(i) INCOME TAX-DEDUCTIONS. The Auditor shall be authorized to allow every person as net income not taxable, the following deductions:

1. To an individual, nothing beyond the said sum of three thousand dollars.

2. To an individual living with his or her spouse, an additional one thousand dollars, provided, that in the event husband and wife make separate returns, they shall be permitted jointly, to claim the total deductions of four thousand dollars, upon such basis of division as they may desire.

3. For each child under the age of (18) years, the sum of three hundred dollars, additional.

4. For each child and every person for whose support the taxpayer is legally liable, and who is actually and solely supported by and totally dependent upon, and are actually and permanently domiciled with the taxpayer, an additional five hundred dollars while such dependent is engaged solely in acquiring an education, and two hundred dollars additional in all other cases.

(j) STATE AUDITOR REVISION OF RETURNS. The State Auditor is authorized to revise any returns that may be made to him, and he shall notify the party making such re-

turn, of such revision on or before the first Monday in May following, and the Auditor shall hear and determine all complaints arising from such revisions which are made before the first Monday in June following thereafter, and he shall have the same power to correct and adjust such assessment of income as is now given by law, to the county board of equalization in cases of assessments of property advalorem and the remedy and proceedings before the State Auditor shall be the same as those provided for reviewing assessments of property advalorem, by the county board of equalization.

(k) **ASSESSMENTS—STATE AUDITOR TO COMPLETE.** The State Auditor shall complete the assessments of income for each person, and compute the tax thereon on or before the first Monday in June of each year, and such taxes shall be due and payable upon the fifteenth day of June, and shall become delinquent if not paid on or before the first day of July, next following. Whenever any such tax becomes delinquent, the State Auditor shall have power, and it shall be his duty, to issue to any sheriff of this State, a warrant, such as is provided in Section 7392, Revised Laws of Oklahoma, 1910, except that it shall command him to pay the amount collected to the State Auditor. Such proceedings shall be had thereon, as upon a tax warrant issued by a county treasurer for delinquent taxes.

(l) **TAXES—PENALTIES—DELINQUENT.** If any of these taxes herein provided for, become delinquent, they shall become a lien on all property, personal and real, of such delinquent person, and shall be subject to the same penalties and provisions as are all advalorem taxes.

(m) **REPORTS OPEN FOR INSPECTION.** It shall be the duty of the State Auditor to keep a record of all such reports made and income taxes paid under the provisions of this Act, which record shall at all times be open to the inspection of any official entitled to the same, either State or Federal.

(n) The word "person" and "taxpayer" as used in this Act shall include and is hereby construed to include all individuals and persons resident of this State, and all firms, associations and corporations, domestic and foreign doing business in this State, and all other business, trade or profession carried on in this State by persons residing elsewhere. Individuals, members and stockholders of any such firm, association or corporation shall be exempt from payment of such tax on the dividend and profits from any such firm, association or corporation, but shall report on his or her income tax report the amount received as dividends and profits, the name of the firm, association or corporation paying same, date received and address of such company. The salary of any member of any such firm, association or corporation is not exempt from such tax.

Section 33. This Amendment shall be in full force and effect from and after its passage; provided, the same shall be ratified by a majority vote of the people of the State of Oklahoma.

Senator McPherrren moved that House Joint Resolution No. 17 be printed, as amended by the Committee, and made special order of business at 11 o'clock a. m., Wednesday. Motion carried.

Senator Holloway, with unanimous consent, reported as follows on behalf of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred House Bill No. 463, by Lewis, Rossiter and Culp of the House, and Horner of the Senate, entitled, A Bill to be entitled, An Act authorizing the formation of a consolidated school district in Okmulgee county, Oklahoma, for white children, to be formed out of School Districts 36, 55 and 56, said consolidated school to be located in the Town of Hoffman, Oklahoma, and declaring an emergency, beg leave to re-

port that we had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

HOLLOWAY, Chairman.

On motion of Senator Holloway, the report was adopted and the bill ordered placed on the calendar.

Senator Holloway moved that House Bill No. 463 be advanced to engrossment and third reading. Motion prevailed.

Senator Glasser, with unanimous consent, reported as follows on behalf of the Committee on Private Corporations:

Mr. President:

We, your Committee on Private Corporations, to whom was referred Engrossed House Bill No 159, by Varnum, Wooten, Pollock, Eastridge, Burger and Thornley, entitled, An Act amending Sections 5637, 5644, 5645 and 5647 of Article 19, Chapter 34 of the Compiled Oklahoma Statutes of 1921, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

GLASSER, Chairman.

On motion of Senator Glasser, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Private Corporations, to whom was referred Engrossed House Bill No. 242, by Tolbert, entitled, An Act amending Sections 9947, 9949, 9950 and 9951, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to corporations' annual license fees, defining corporations, and declaring an emergency, beg leave to report that



we had the same under consideration, and herewith return the same with the recommendation that it do pass.

GLASSER, Chairman.

On motion of Senator Glasser, the report was adopted and the bill ordered printed and placed on the calendar.

The President presiding.

Senate Joint Resolution No. 39 was taken up for consideration and read by the clerk, and on motion of Senator Looney (Harmon) was advanced to engrossment and third reading.

Senator Looney (Harmon) moved that the rules be suspended and Senate Joint Resolution No. 39 be at once placed on final passage. Motion prevailed.

Senate Joint Resolution No. 39 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Brown (Blaine), Cline, Cordell, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Holloway, Hudson, Johns, Jones, Land, Lewis, Lillard, Looney (Harmon), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff. Total, 23.

Nays: Anglin, Barker, Bobo, Carlock, Frye, Glasser, Horner, Johnson, Leedy, Looney (Pontotoc), Reed, Wells, Woods. Total, 13.

Not voting: Brown (Love), Calvert, Hughes, Hughey, Langley. Total, 5.

Absent: Cornett, Harvey, West. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

Mrs. Looney moved to reconsider the vote by which Senate Joint Resolution No. 39 was passed, and that that motion lie on the table. Motion prevailed.

Senate Joint Resolution No. 39 was referred to the enrolling and engrossing department for engrossment.

House Bill No. 477 was taken up for consideration and read by the clerk.

Senator Looney (Pontotoc) offered the following two amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 477, line 6, page 2, by striking after the word "of" and before the word "for" the words "\$3,000.00" and inserting in lieu thereof the word "\$100.00."

LOONEY (Pontotoc)

Mr. President: I move to amend House Bill No. 477, lines 8 to 12, inclusive, on page 2, by striking after the word "residence" in line 8, all the remainder of said line and all of lines 9, 10, 11 and line 12, to and including the word "court" in line 12.

LOONEY (Pontotoc).

House Bill No. 477, as amended, was by unanimous consent, advanced to engrossment and third reading.

The President Pro Tempore presiding.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed Senate Bill No. 170, by Cordell, entitled:

“An Act providing a lien for the services of stallions and jacks registered according to the provisions of this act, and amending Sections 3993 to 4012, inclusive, and repealing all acts in conflict thereof.”

Engrossed Senate Bill No. 179, by Bobo, entitled:

“An Act amending Section 3675, Compiled Statutes of Oklahoma, 1921, giving a live stock inspector authority to fix local and special quarantine areas, and declaring an emergency.”

Engrossed Senate Bill No. 193, by Luttrell, entitled:

“An Act authorizing the State of Oklahoma to maintain proceedings in garnishment without executing a bond in garnishment, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 170, 179 and 193 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed Senate Bill No. 194, by Luttrell, entitled:

“An Act to amend Section 328, Chapter 3, Article 8, of Compiled Oklahoma Statutes, 1921, undertakings for delivery in replevin actions, and declaring an emergency.”

Engrossed Senate Bill No. 174, by Hughes, entitled:

“An Act amending Section 3893, Chapter 21, of the Compiled Laws of 1921, relating to bounties on wolves and coyotes, and declaring an emergency.”

Engrossed Senate Bill No. 273, by Looney of Pontotoc, entitled:

“An Act to prevent fraud and corruption in making, procuring and submitting initiative and referendum petitions, providing penalties for violation thereof, and declaring an emergency.”

Engrossed Senate Bill No. 308, by Hughey, entitled:

“An Act providing for deputy county treasurers in counties having a population of not less than 15,939 and not more than 15,950, according to the last preceding Federal decennial census, fixing their salaries, and declaring an emergency.”

Engrossed Senate Bill No. 171, by Langley of the Senate, and Williams of the House, entitled:

“An Act relating to the salary of deputy court clerk in counties having a population of not less than 19,150 and not more than 19,170, according to the last preceding Federal decennial census, repealing conflicting laws, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 194, 174, 273, 308 and 171 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body:

Engrossed Senate Joint Resolution No. 4, by Nichols, et al., entitled:

“A Resolution providing for the submission of a proposed amendment to the Constitution, authorizing the enactment of appropriate legislation, providing for the compulsory compensation of employees, and their dependents, in case of death or permanent or partial disability.”

Engrossed Senate Bill No. 237, by Langley, et al., entitled:

“An Act providing for additional ward and cottage buildings for white patients, additions to the kitchen, dining room, power plant, laundry, nurses' home and personnel quarters, a separate ward and cottage building for colored patients, at the Tubercular Sanatorium for Ex-Service Persons, located at Sulphur, Oklahoma, and making an appropriation therefor, and declaring an emergency.”

Engrossed Senate Joint Resolution No. 19, by Committee on Appropriations, entitled:

“A Resolution making an appropriation for the payment of public building interest coupons falling due and purchased by the State Treasurer in the absence of an appropriation, and declaring an emergency.”

Engrossed Senate Joint Resolution No. 25, by Jones, et al., of the Senate, and Mitchell, et al., of the House, entitled:

“A Joint Resolution authorizing the A. & M. College to reimburse the Federal A. & M. College funds, making an appropriation therefor, and declaring an emergency.”

Engrossed Senate Bill No. 300, by Holloway, et al., entitled:

“An Act amending Sections 8824, 8827, 8828 and 8830, Compiled Oklahoma Statutes, 1921, relating to the practice of optometry, and declaring an emergency.”



Engrossed Senate Bill No. 262, by Gulager, entitled:

“An Act regulating the admission by the Corporation Commission of documentary evidence, and declaring an emergency.”

Engrossed Senate Bill No. 83, by Wells, entitled:

“An Act to accept the provisions of an Act of Congress of the United States, approved November 23, 1921, entitled, ‘An Act for the promotion of the welfare and hygiene of maternity and infancy, and for other purposes.’ ”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Joint Resolutions Nos. 4, 19 and 25, and Senate Bills Nos. 237, 300, 262 and 83 were referred to the enrolling and engrossing department for enrollment.

#### ENGROSSED SENATE JOINT RESOLUTION NO. 4

By Nichols, Bobo, Lillard and Holloway.

A Resolution Providing for the Submission of a Proposed Amendment to the Constitution, Authorizing the Enactment of Appropriate Legislation Providing for the Compulsory Compensation of Employes, and Their Dependents, in case of Death or Permanent or Partial Disability.

*Be It Resolved by the Senate and the House of Representatives of the Ninth Legislature of the State of Oklahoma, that the following amendment to Article 23 of the Constitution of Oklahoma be adopted:*

*Seventy-third Day, Tuesday, March 27, 1923*      1941

Section 1. That there is hereby proposed and agreed to by the Senate and the House of Representatives of the Ninth Legislature, under Article 24, of the Constitution, the following amendment to Section 7, of Article 23, of the Constitution of the State and repealing Section 7, of said Article 23; said amendment with the yeas and nays thereon, to be entered in the journals of the respective bodies of the Legislature and the Secretary of the State is hereby directed to submit, and refer the same to the people of the State for their approval or rejection so that said Section 7, of Article 23, will read as follows:

“Section 7. The right of action to recover damages for injuries resulting in death shall never be abrogated and the amount recoverable shall not be subject to any statutory limitations except as to such injuries arising out of, or occurring in, or incident to, such industries, occupation, or employments as may be covered by, or made subject to, legislation providing for compensation to employees and their dependents as provided by this Section.

“The Legislation shall have plenary power, unlimited by any provision of this Constitution, to create and enforce a complete system of workmen’s compensation, by appropriate legislation, and in that behalf to create and enforce a liability on the part of any or all persons, irrespective of the fault of either party, to compensate any or all persons who sustain injuries arising out of, or in the course of, or incident to the employment, or service rendered by such persons, and their dependents, if death results from such injury. The Legislature shall have plenary power to provide for the security of payment of such compensation and to create and maintain the necessary agency or agencies for the administration of legislation enacted pursuant to this Section.”

The foregoing proposed amendment to the Constitution of the State of Oklahoma shall be submitted as provided by law in the following form:

“Shall the proposed amendment be adopted?”

Yes ☐

No ☐

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House of Representatives refuses to concur in Senate amendments to:

Engrossed House Bill No. 212, by Berry of the House, and Gulager, of the Senate, entitled:

“An Act amending Section 4698 of the Compiled Laws of Oklahoma, 1921, also described as Section 8 of Chapter 113 of the Session Laws of 1917, relative to the appointment and duties of the marshal of the city court, and abolishing the police court jurisdiction of the court created.”

—and requests a conference thereon. The Speaker having appointed Representatives Berry, O'Brien and Disney as Representative conferees.

Respectfully,

C. J. KENDLE, Chief Clerk

Senator Gulager moved that the request of the Honorable House be granted. Motion prevailed, and the Chair appointed as Senate conferees on House Bill No. 212, Senators Gulager, Nichols and Johns.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

*Seventy-third Day, Tuesday, March 27, 1923*      1943

Engrossed Senate Bill No. 207, by Durant of the Senate, and Mabon and Moothart of the House, entitled:

“An Act fixing the number of deputies and their salaries in the office of county assessor in counties having a population of not less than 41,108 and not to exceed 41,200, as shown by the United States census of 1920, and declaring an emergency.”

Engrossed Senate Joint Resolution No. 5, by Looney, et al., entitled:

“A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives, as amended, and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The House amendment to Senate Bill No. 207 was read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENT TO  
ENGROSSED SENATE BILL No. 207:

By Durant, of the Senate, and Mabon and  
Moothart, of the House.

Engrossed House Amendment No. 1—

That Section 1 of Engrossed Senate Bill No. 207 be amended as follows: By striking the words “who shall be a

stenographer” found in line 10 of said Section and that the words “One Hundred (\$100.00) Dollars” be changed to read “One Hundred Twenty-five (\$125.00) Dollars,” found in line 11 of said Section.

Senator Durant moved that the Senate concur in House amendment to Senate Bill No. 207. Motion prevailed.

The question being, “Shall the bill pass, as amended?” the roll was called with the following result:

Ayes: Barker, Bobe, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.

Nays: None.

Not voting: Anglin, Glasser, Lillard, Wells. Total, 4.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, “Shall the bill, as amended, become an emergency measure?” the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.



Nays: None.

Not voting: Anglin, Glasser, Lillard, Wells. Total. 4.

Absent: Cornett, Harvey, West. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed House amendments to Senate Bill No. 207 and ordered the bill referred to the enrolling and engrossing department for enrollment.

The House amendments to Senate Joint Resolution No. 5 were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE JOINT RESOLUTION No. 5.

By LOONEY, JOHNSON, LILLARD and BROWN (Love),  
of the Senate, and HANSEN, of the House.

Engrossed House Amendment No. 1—

That Engrossed Senate Joint Resolution No. 5 be amended by striking all of line 5 of Section 3 and the words “be created,” found in line 6 of said Section. All of said words to be stricken, reading as follows: “or any other State Office now existing or which may hereafter be created.

Engrossed House Amendment No. 2—

That the names “Laskey, Mitchell and Anderson” be added as House authors.

Senator Johnson moved that the Senate concur in House amendments to Senate Joint Resolution No. 5. Motion prevailed.

The question being, "Shall the resolution pass, as amended?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.

Nays: None.

Not voting: Anglin, Glasser, Lillard, Wells Total, 4.

Absent: Cornett, Harvey, West. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed House amendments to Senate Joint Resolution No. 5 and ordered the resolution referred to the enrolling and engrossing department for enrollment.

#### ENGROSSED SENATE JOINT RESOLUTION No. 5.

(As Amended by the House of Representatives.)

By Looney (Harmon), Johnson and Lillard, of the Senate, and Hansen, Laskey, Mitchell and Anderson, of the House.

A Resolution Authorizing the Submission of a Proposed Amendment to the Constitution to the People for Their Approval or Rejection, Said Proposed Amendment Being an Amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma.

*Be It Resolved by the Legislature of the State of Oklahoma:*

Section 1. That the following proposed amendment to Section 3, Article 6 of the Constitution of the State of Okla-

homa, shall be referred to the people for their ratification or rejection at an election, as provided by law. Said proposed amendment shall be submitted under Articles 5 and 24 of the Constitution of the State of Oklahoma. Said proposed amendment being an amendment to and in lieu of Section 3, Article 6 of the Constitution of the State of Oklahoma, as follows, to-wit:

“Section 3. No person shall be eligible to the office of Governor, Lieutenant Governor, Secretary of State, State Auditor, Attorney General, State Treasurer, Superintendent of Public Instruction, or State Examiner and Inspector, except a citizen of the United States of the age of not less than thirty years, and who shall have been three years next preceding such election, a qualified elector of this State.”

Said proposed amendment shall be submitted as provided by law in the following form:

“Shall the proposed amendment be adopted?”

Yes: ☐

No: ☐

Said proposed amendment of the Constitution of the State of Oklahoma shall upon receiving a majority of all electors voting at said election, voting in favor of said amendment be adopted.

Section 2. The amendment herein proposed shall be submitted to the qualified electors of this State as provided by law at the next ensuing state-wide primary election, or in a general state-wide election which might be called prior thereto.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled Senate Bill No. 377, by Cornett of the Senate, and Smith and Elam of the House, entitled:

“An Act relating to deputy county officials in counties having a population of not less than 36,536, and not over 36,600, as now or hereafter shown by the last Federal census, and repealing all conflicting laws, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House of Representatives, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 377 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed House Bill No. 517, by O'Brien, et al., entitled:

“An Act providing for the creation and establishment of road improvement districts for the purpose of building, constructing and maintaining the highways of the State of Oklahoma.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Represen-

tatives and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 246 correctly engrossed.

House Bill No. 385 was read for the third time at length.

Senator Carlock, with unanimous consent, submitted the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 385, by correcting the title, by striking "purpose of paying up all back indebtedness, and."

CARLOCK.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Nays: None.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.



The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Nays: None.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and House Bill No. 385 was referred to the enrolling and engrossing department for engrossment of the amendment.

House Bill No. 346 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.

Nays: Leedy. Total, 1.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.

Nays: Leedy. Total, 1.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 346 and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Joint Resolution No. 39 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Joint Resolution No. 39 and ordered the same transmitted to the Honorable House for consideration.

House Bill No. 379 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Nays: None.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Nays: None

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 2

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 379 and ordered the same returned to the Honorable House.

*Seventy-third Day, Tuesday, March 27, 1923*      1953

House Bill No. 309 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.

Nays: Brown (Love). Total, 1.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 37.

Nays: Brown (Love). Total, 1.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 309 and ordered the same returned to the Honorable House.

On motion of Senator Feuquay, House Bill No. 465 was advanced to engrossment and third reading.

Senator Feuquay moved the rules be suspended and House Bill No. 465 be placed on final passage. Motion prevailed.

House Bill No. 465 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Nays: None.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.



toc), Luttrell, McPherren, Memminger. Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Nays: None.

Not voting: Glasser, Lillard, Wells. Total, 3

Absent: Cornett, Harvey, West. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

On motion of Senator Woods, House Joint Resolution No. 14 was advanced to engrossment and third reading.

Senator Woods moved that the rules be suspended and House Joint Resolution No. 14 be placed on final passage. Motion prevailed.

House Joint Resolution No. 14 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Darnell, Durant, Feuquay Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 33.

Nays: Brown (Love), Carlock, Frye, Glasser, Gulager, Leedy. Total, 6.

Not voting: Lillard, Wells. Total, 2

Absent: Cornett, Harvey, West. Total, 3.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Darnell, Durant, Feuquay, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 33.

Nays: Brown (Love), Carlock, Frye, Glasser, Gulager, Leedy. Total, 6.

Not voting: Lillard, Wells. Total, 2

Absent: Cornett, Harvey, West. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Joint Resolution No. 14 and ordered the same returned to the Honorable House.

House Bill No. 463 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Nays: None.

Not voting: Glasser, Lillard, Wells. Total, 3.

*Seventy-third Day, Tuesday, March 27, 1923*      1957

Absent: Cornett, Harvey, West. Total, 3.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 38.

Nays: None.

Not voting: Glasser, Lillard, Wells. Total, 3.

Absent: Cornett, Harvey, West. Total, 3.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 463 and ordered the same returned to the Honorable House.

Senator Hughes, with unanimous consent, reported as follows on behalf of the Committee on Revenue and Taxation:

Mr. President:

We, your Committee on Revenue and Taxation, to whom was referred Engrossed House Bill No. 90, beg leave to report that we have had the same under consideration, and recommend that it do pass as amended:

## Amendment No. 1:

Amend title to read as follows:

“An Act requiring permits to conduct pharmacies in Oklahoma, providing for the revocation thereof, making violations thereof a misdemeanor, and prescribing penalties therefor.”

## Amendment No. 2:

Amend Section 1 to read as follows:

“Section 1. That no pharmacy, drug store or other place where medicines are dispensed, prescriptions filled and in which the laws of Oklahoma require the employment of a registered pharmacist, shall be kept open or operated as such store, until it has been registered, and a permit to run and operate such place of business has been issued by the State Board of Pharmacy.”

## Amendment No. 3:

Add the following new sections:

“Section 2. Upon application on a form to be prescribed and furnished by it, the payment of a fee of Ten Dollars, the Oklahoma Board of Pharmacy shall issue a permit to conduct a pharmacy to such persons, associations, co-partnerships or corporations as the board may deem qualified to conduct such business. All permits issued under the provisions of this act shall be exposed in a conspicuous place in the pharmacy for which it was issued, and shall expire on the first day of July, following the date of issue. No permit shall be issued unless it appears to the satisfaction of the board that the management of the pharmacy, drug store or other place of business where medicines are sold, is in charge of a pharmacist registered under the provisions of the laws of the State of Oklahoma.

“Section 3. The Board of Pharmacy may suspend or revoke any permit obtained by false representations made in the application therefor, or when the pharmacy for which a permit shall have been issued is kept open for the transaction of business without a registered pharmacist in charge thereof, or is run in violation of any law of this State or of the United States, pertaining to the drug business or the sale of intoxicating liquors or for aiding or abetting in the violation of such laws, upon the filing of charges hereunder by any person, the permit holder shall be given a hearing before the Board of Pharmacy, after notice of the time and place of such hearing and of the charges made against such holder. At such hearing the accused may be represented by counsel, and shall be entitled to compulsory attendance of witnesses.

“Three members of the Board shall be a quorum for any such hearing. No permits shall be suspended or revoked, except by vote of three or more members of the Board.

“Section 4. Any person, association, co-partnership or corporation, drug store, pharmacy or any place of business selling medicines for the cure of disease, violating any of the provisions of this act, is guilty of a misdemeanor, and upon conviction shall be sentenced to pay a fine of not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00), or in the case of an individual, or the members of an association, or co-partnership, or the officers or directors of a corporation, to undergo an imprisonment for not more than six months or both.

“Section 5. This act shall take effect and be in force from and after the first day of July, 1923.”

Respectfully submitted,

HUGHES, Chairman.

On motion of Senator Hughes, the report was adopted and the bill ordered printed and placed on the Calendar.



Senator Holloway, with unanimous consent, reported as follows on behalf of the Committee on Education:

Mr. President:

We, your Committee on Education, to whom was referred Engrossed House Bill No. 50, by Thornley, beg to advise we had the same under consideration and herewith return same with recommendation that it do pass, with the following amendments:

Amendment No. 1:

Amend the title by striking out the following language: "An Act amending Section 6551 of the Compiled Oklahoma Statutes, Annotated, 1921," and inserting in lieu thereof the following language: "An Act creating clerical, stenographic and other positions in the office of the State Treasurer and fixing the salaries therefor."

Amendment No. 2:

Strike Section 1 of said bill and insert following language as Section 1: "Section 1. That the following clerical, stenographic and other position for the Department of the State Treasurer are hereby created and the amounts set opposite each are hereby fixed as the annual salaries for the same, which shall be paid monthly out of the funds appropriated therefor upon warrants issued by the State Auditor.

Assistant State Treasurer-----	\$2,500.00
Chief Clerk -----	\$2,100.00
Bond and Security Registrar-----	\$2,100.00
Assistant Bond and Security Registrar----	\$1,800.00
Cashier -----	\$1,800.00
Assistant Cashier -----	\$1,800.00
Warrant Clerk -----	\$1,500.00
Remittance Clerk -----	\$1,500.00

Bookkeeper -----	\$1,500.00
Bookkeeper -----	\$1,500.00
Bookkeeper -----	\$1,500.00
Bookkeeper -----	\$1,500.00
Stenographer -----	\$1,200.00
Stenographer -----	\$1,200.00
Stenographer -----	\$1,200.00

Amendment No. 3:

Add the following as Section 2: "Section 2. All laws and parts of laws in conflict herewith are hereby repealed."

Amendment No. 4:

Add the following language as Section 3: "Section 3. 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."

HOLLOWAY, Chairman.

On motion of Senator Holloway the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 245, by Brydia, beg leave to report that we have had the same under consideration and recommend that it do pass, as amended.

Amendment No. 1:

Amend title to read as follows: "An Act creating certain clerical, stenographic and other positions in the State Department of Highways, and fixing the salaries therefor."

## Amendment No. 2:

Amend Section 1 to read as follows: "Section 1. That the following clerical, stenographic and other positions are hereby created for the State Department of Highways, and the amount set opposite each, are hereby fixed as the annual salary for the same, which should be paid out of funds appropriated therefor, monthly, upon warrants issued by the State Auditor:

Commissioner .....	\$3,600.00
Assistant Commissioner .....	3,000.00
Chief Clerk .....	2,100.00
Stenographer to Commissioner .....	1,500.00
Legal Clerk .....	2,100.00
Cashier .....	1,800.00
Assistant Cashier .....	1,200.00
3 Posting Clerks .....	3,600.00
Bookkeeper .....	1,200.00

Legal Clerk to be a licensed attorney and act as Assistant Chief Clerk and Correspondence Clerk.

## AUDITING DEPARMENT

3 Bookkeepers, first 6 months .....	\$2,250.00
2 Bookkeepers, second 6 months .....	1,500.00
3 Certificate Writers .....	3,600.00
3 Certificate Writers, first 6 months .....	1,800.00
5 Rate Clerks, first 6 months .....	3,000.00
2 Rate Clerks, second 6 months .....	1,200.00
3 Stenographers .....	3,600.00
3 Finding Clerks, first 6 months .....	1,800.00
1 Finding Clerk, second 6 months .....	600.00
1 Enumerating Clerk .....	1,200.00
1 Mailing Clerk .....	1,200.00
1 Night Watchman .....	900.00
8 Enforcement Officers, last 6 months .....	4,800.00
Extra Enforcement Officers .....	1,200.00

# ENGINEERING DEPARTMENT

State Engineer .....	\$5,000.00
Assistant State Engineer .....	4,200.00
Bridge Engineer .....	4,200.00
2 Division Engineers, field at \$3,600.00.....	7,200.00
2 Division Engineers, office at \$3,600.00.....	7,200.00
Assistant Division Engineer .....	3,000.00
Laboratory Engineer .....	2,100.00
Detail Checker .....	1,800.00
Chief Draftsman .....	3,000.00
2 Draftsmen, \$2,400 each.....	4,800.00
Draftsman .....	2,100.00
Tracer .....	1,500.00
2 Stenographers at \$1,500.00.....	3,000.00
Stenographer .....	1,200.00
Chief Clerk .....	2,100.00
Voucher Clerk .....	1,800.00
File Clerk .....	1,800.00
Bookkeeper .....	1,500.00
2 Inspectors at \$1,800.00.....	3,600.00'

## Amendment No. 3:

Amend Section 2 to read as follows: "Section 2. That the Commissioner of Highways is hereby authorized and empowered to appoint persons to hold positions created in his Department. The persons so appointed shall hold office at the will of said Commissioner."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Ratliff, with unanimous consent, reported as follows on behalf of Judiciary Committee No. 2:

Mr. President:

We, your Judiciary Committee No. 2, to whom was referred Engrossed House Bill No. 539, by Johnson of the House, and Holloway of the Senate, entitled, An Act fixing the fees allowed in justice courts in all counties having a population of not less than 17,510 and not more than 17,520, according to the last federal census, that may be ordered by the Board of County Commissioners, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

RATLIFF, Chairman.

On motion of Senator Ratliff, the report was adopted and the bill ordered printed and placed on the Calendar.

On motion of Senator Holloway, House Bill No. 539 was advanced to engrossment and third reading.

Senator Calvert, with unanimous consent, reported as follows on behalf of the Committee on Constitution and Constitutional Amendments:

Mr. President:

We, your Committee on Constitution and Constitutional Amendments, to whom was referred Senate Bill No. 408, by Johns and Luttrell, entitled, An Act proposing an amendment to the Constitution of the State of Oklahoma by adding to Article 14 another section to be known as Section 2, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

CALVERT, Chairman.

On motion of Senator Calvert, the report was adopted and the bill ordered printed and placed on the Calendar.



Senator Hudson moved that the Senate do now resolve itself into executive session for the consideration of matters of a confidential nature upon the President's table.

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The Senate reconvened in open session and the Chair announced the following confirmations:

John T. Hamill, Secretary of State Insurance Board.

John P. Logan, Chairman of State Election Board.

Lola M. Champlin, Secretary of State Board of Vocational Training.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 485 and 385 correctly engrossed.

The President Pro Tempore signed Engrossed House Bills Nos. 485 and 385, as amended, and ordered the same returned to the Honorable House.

Senate Concurrent Resolution No. 19 was taken up for consideration.

Senator Fenquay moved that Senate Concurrent Resolution No. 19 be adopted. Motion prevailed, and the resolution was referred to the enrolling and engrossing department for engrossment.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 512, by Long, et al., entitled:

“An Act providing for the creation and organization of water improvement district to supply water for domestic use

to the inhabitants of such district; providing for elections therein; providing for the construction of district water works system therein and the expenses thereof; providing for the issuance of bonds and for special assessments for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers, duties and privileges of officers of such improvement district, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bill No. 512 was referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Engrossed Senate Joint Resolution No. 22, by Mrs. Looney, et al., entitled,

"A Resolution providing for collection of delinquent taxes, gross production tax on petroleum or other crude or mineral oil and natural gas, and declaring an emergency."

Engrossed Senate Bill No. 201, by Jones, entitled,

"An Act relating to the office of county attorney and amending Section 5744 of the Compiled Oklahoma Statutes of 1921, as to counties having a population of not less than 30,100 and not more than 30,225, according to the last federal decennial census, and declaring an emergency."

Engrossed Senate Bill No. 382, by Luttrell of the Senate, and Phillips of the House, entitled,

“An Act to authorize county assessors in counties having a population of not less than nineteen thousand three hundred eighty-five (19,385) or more than nineteen thousand three hundred ninety (19,390), according to the last preceding federal decennial census, to appoint two deputies and authorizing the Board of County Commissioners to fix the salary thereof and to allow and provide for the payment by the county, repealing laws conflicting herewith, and declaring an emergency.”

Engrossed Senate Bill No. 160, by Langley of the Senate, and Lindsey of the House, entitled:

“An Act changing the name of the East Oklahoma State Home, Pryor, Oklahoma, to Whitaker State Orphan Home, repealing conflicting laws, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Joint Resolution No. 22 and Senate Bills Nos. 201, 382 and 160 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Engrossed Senate Bill No. 204, by Woods, entitled,

“An Act making an appropriation for the State Corporation Commission in the sum of Ten Thousand (\$10,000.00) Dollars for the fiscal year ending June 30, 1924, and Ten Thousand (\$10,000) Dollars for the fiscal year ending June

30, 1925, said appropriation being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey."

Engrossed Senate Bill No. 318, by Calvert of the Senate, and Baskin and Bayless of the House, entitled,

"An Act fixing the time of convening the regular term of the District Court in District Court Judicial District No. 2, in the State of Oklahoma, and repealing all laws in conflict therewith, and declaring an emergency."

Engrossed Senate Joint Resolution No. 24, by Holloway, entitled,

"A Resolution reappropriating the sum of \$212.00, unexpended balance in deficiency appropriation No. 63, for the Department of State Fire Marshal, so that same may be used for traveling expenses, and declaring an emergency."

Engrossed Senate Joint Resolution No. 13, by Golobie of the Senate, and Anderson and Mitchell of the House, entitled,

"A Resolution for the annual display of the American flag on Mothers' Day, the second Sunday in May."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 204 and 318 and Senate Joint Resolutions Nos. 24 and 13 were referred to the enrolling and engrossing department for enrollment.

Senator Feuquay, was by unanimous consent, excused from the next day's session.

## HOUSE BILLS ON FIRST READING

Engrossed House Bill No. 517, by O'Brien, Singletary and Phillips—An Act providing for the creation and establishment of road improvement districts for the purpose of building, constructing and maintaining the highways of the State of Oklahoma.

Engrossed House Bill No. 179, by Ferrell—An Act providing for the deeds of trust, and prescribing the manner and means of the execution and recording of same, and sale of property thereunder, and prescribing the method of taxation thereon.

Engrossed House Bill No. 467, by Robertson—An Act providing for the construction of certain language contained in Section 10282 of the 1921 Compiled Laws of this State, and declaring an emergency.

Engrossed House Bill No. 338, by Callahan—An Act relating to the preference in the granting of letters of administration and to the capacity of married women to act as administrators and executors, and declaring an emergency.

Engrossed House Bill No. 275, by Ferrell, Simpson, Long, Boyer and Miller (Tulsa)—An Act regulating the gross weight of vehicles or other objects; regulating the distribution of loads and speeds; providing for other restrictions of the usage of public highways; providing for enforcement and providing penalty, etc.

Engrossed House Bill No. 443, by Disney—An Act creating the Oklahoma Tax Code Revision Commission, defining its powers and duties and making an appropriation therefor, and declaring an emergency.

Engrossed House Bill No. 340, by Callahan—An Act making the husband's presence no defense for a wife's crime, and declaring an emergency.

On motion of Senator McPherron, the Senate adjourned until 11 o'clock A. M., Wednesday.



## SEVENTY-FOURTH LEGISLATIVE DAY

Wednesday, March 28, 1923.

## MORNING SESSION.

The Senate convened at 11 o'clock a. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 43.

Absent: Harvey. Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 512 correctly enrolled.

The President Pro Tempore signed the enrolled copy of House Bill No. 512, and ordered the same returned to the Honorable House.

Senator Hudson moved that all visitors be denied the floor of the chamber, except ex-Senators, Representatives,

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Senators' wives and representatives of the press. Motion prevailed.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 155, 286, 318, Senate Concurrent Resolution No. 15 and House Bills Nos. 302 and 203 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bills Nos. 155, 286 and 318, and Senate Concurrent Resolution No. 15, and ordered same transmitted to the Honorable House for the signature of the Speaker.

The President Pro Tempore signed the enrolled copies of House Bills Nos. 302 and 203, and ordered same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 17, 250, 262, 463, 465 and 477 correctly engrossed.

Senator Lewis on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 346 correctly engrossed.

The President Pro Tempore signed the engrossed copy of House Bill No. 346, as amended, and ordered same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Concurrent Resolution No. 19 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Concurrent Resolution No. 19, and ordered the same transmitted to the Honorable House.

Senator Carlock, on behalf of the Committee on Appropriations, reported as follows:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 273, by Committee on Capitol Building and Grounds, entitled, An Act providing for improvement of the Capitol Building Capitol square and grounds, paving Lincoln Boulevard, Twenty-first Street and intersecting streets, building sidewalks, making appropriations therefor, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 497, by Adams and Mitchell, entitled, An Act making appropriation for carrying into effect the provisions of Chapter 26, Session Laws of Oklahoma, 1919, providing for the payment of scholarships in the Oklahoma Agricultural & Mechanical College, at Stillwater, Oklahoma, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Joint Resolution No. 20, by Thompson of Garvin, entitled, A Resolution providing for the investigation of injuries to Ed Pilgrim to determine the liability of

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the State of Oklahoma therefor, if any, and making an appropriation, if necessary, and declaring an emergency, beg leave to report that we had the same under consideration. and herewith return the same with the recommendation that it do pass.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the calendar.

Senator Cline, on behalf of the Committee on Municipal Corporations, reported as follows:

Mr. President:

We, your Committee on Municipal Corporations, to whom was referred House Bill No. 204, by Singletary, Van Dall, Ferrell, Long, Simpson and Miller (Tulsa), entitled, An Act relating to the powers of cities with respect to buildings, sites, areas, trades and industries, authorizing the creation of zoning districts, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass, as amended, as follows: "In no event shall any provision of this act apply to any property of any railway company or terminal company."

CLINE, Chairman.

On motion of Senator Cline, House Bill No. 204 was ordered printed immediately for distribution to the Senators.

The State Examiner and Inspector, Fred Parkinson, filed the following report, pursuant to Senate Resolution No. 6, by Memminger:

Oklahoma, Oklahoma,

March 17, 1923.

Hon. Fred Parkinson,  
State Examiner and Inspector,  
Building.

Dear Sir:

Referring to your reports, made to the Senate, under date of February 2, prepared pursuant to Senate Resolution No. 6, by Memminger, requesting information as to expenditures of appropriations for Capitol grounds and improvements, which report listed by number the bills and by amount the appropriations and expenditures therefrom, I have examined this report and checked the amounts shown in same.

The greater part of the amounts covered by the appropriations were expended for purposes other than the improvement of the Capitol grounds, and I, herewith, submit a tabulation of this distribution, which is borne out by your records: Capitol Building and power house:

Construction, maintenance and repairs.....	\$175,946.65
Paving at University Hospital on Thirteenth Street	25,261.64
Special assessments on Capitol donation lands on Twenty-third Street and Hudson, Culbertson and East Highlands Additions.....	4,531.51
Expense of lands for Capitol grounds.....	163,428.81
Land purchased during Governor Williams' administration .....	20,000.00
Grading and sidewalks, constructed during Governor Williams' administration.....	22,007.74

(The work, referred to in this item, made useless under terms of Senate Concurrent Resolution No. 8, Session Laws, 1919, and House Bill No. 543. Session Laws, 1919.)

Partial grading, under Kessler plan.....	31,633.47
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Permanent construction, under Kessler plan.....	130,568.61
Permanent construction, herein mentioned, consists of concrete retaining wall and concrete platforms, at entrances .....	\$54,412.98
Storm sewer system.....	8,266.25
Paving at Capitol Building.....	29,802.24
Water and sub-drainage system.....	22,169.09
Installing street lights.....	10,000.00
Landscape, architect and surveying.....	5,918.05
TOTAL.....	\$573,478.43

You will note that the actual construction of improvements on the Capitol grounds amounts to a total of \$162,202.08, of which sum \$54,412.98 represents the cost of the terrace wall and entrance platforms, which were contemplated as part of the original building by the architects for same, and by the Capitol Building Commission, and were included in the Kessler plan and credited to the same in this report.

Respectfully submitted,

(Signed)

MAX L. CUNNINGHAM.

Oklahoma, Oklahoma,  
March 24, 1923.

Hon Fred Parkinson,  
State Examiner and Inspector,  
Building.

My Dear Sir:

I have examined the apportionment of funds, made from appropriations to cover expenditures for improvements for Capitol Building, power house, grounds, paving around Capitol and elsewhere, and desire to state that the same are correct as shown by the records in the office of the State Board

of Public Affairs, under whose direction this money was expended.

Yours very truly,

GEO. F. CLARK.

CAPITOL GROUNDS.

Office of the  
STATE EXAMINER AND INSPECTOR.

Oklahoma, Oklahoma,  
February 1, 1923.

Hon. Fred Parkinson,  
State Examiner and Inspector,  
Oklahoma City, Oklahoma,

Sir:

Herewith statement showing appropriations made up to date for Capitol grounds and improvements, and expenditures under the same as asked for from you by Senate Resolution No. 6.

Respectfully submitted,

COLIN VALENTINE.

Deputy State Examiner and Inspector.

Filed this 2nd day of February, 1923.

FRED PARKINSON,  
State Examiner and Inspector.

File No. 2045-6.

Record No. R-381.

	Appropriations	Vouchers	Lapsed
1. S. B. 172, 1917.....	\$ 4,950.80	\$ 4,950.80	\$
2. S. B. 292, 1917.....	125,000.00	123,993.99	1,006.01
3. S. B. 292, 1917.....	25,000.00	25,000.00	
4. H. B. 547, 1917.....	1,600.00	1,596.85	3.15

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5. H. B. 547, 1917.....	250.00	250.00	
6. S. B. 358, 1917.....	75,000.00	72,393.91	2,606.09
7. S. B. 188, 1917.....	25,261.64	25,261.64	
8. H. B. 489, 1919.....	10,400.00	10,000.00	400.00
9. H. B. 489, 1919.....	16,000.00	12,794.31	3,205.69
10. H. B. 489, 1919.....	12,000.00	11,642.78	357.22
11. H. B. 489, 1919.....	52,610.50	52,610.50	
12. H. B. 489, 1919.....	1,000.00	185.00	815.00
13. H. B. 543, 1919.....	200,000.00	199,715.00	285.00
14. H. B. 543, 1919.....	42,684.99	32,970.05	9,714.94
15. H. B. 1, 1920.....	113.60	112.60	

TOTAL.....	\$591,871.53	\$573,478.43	\$18,393.10
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In the summary of appropriations and expenditures given above, the following items do not come properly under the head of Capitol grounds expenditures:

S. B. 292, 1917.....	\$ 20,000.00	Land bought
S. B. 292, 1917.....	937.33	Remodeling camp
H. B. 547, 1917.....	774.18	Repairs to roof
H. B. 547, 1917.....	539.96	Repairs to roof
S. B. 358, 1917.....	61,763.18	Installing power plant
H. B. 543, 1919.....	80,375.00	Land bought
H. B. 543, 1919.....	79,300.00	Land bought

\$243,689.65

And should, therefore, be deducted from the total

expenditure .....	\$573,478.43
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243,689.65

\$329,788.78

There may be other small items in the above expenditure which properly should not be included, but could only be got at by a very close inspection of each individual claim.

H. B. 543, 1919, provides for a straight appropriation of \$200,000.00—and for the sale of Capitol lands up to \$200,000.00 to be applied on this account—but as only land amounting to \$42,684.90 was sold, that is the amount I have included in this statement.

			Appropriation	Labor	Supplies	Freight	Supplies	Miscellaneous	Levy & Penticost	Lapsed	
									PayRoll	10%	
S. B.	172.	1917	\$ 4,959.50	\$	\$ 419.29			\$ 4,531.51			
S. B.	292.	1917	25,000.00	409.36	290.59	3.00	1,077.82	23,219.23			
H. B.	547.	1917	1,600.00	19.50	37.92			15,39.43			3.15
S. B.	292.	1917	125,000.00	1,522.75	84,375.03	2,593.76	2,767.51	25,269.21	6,501.00	964.73	1,006.01
H. B.	547.	1917	250.00					250.00			
S. B.	358.	1917	75,000.00	150.00	5,090.96	25.85	29.00	61,763.18	4,326.60	1,008.32	2,606.09
S. B.	188.	1917	25,261.64		75.36			25,186.26			
H. B.	489.	1919	10,400.00		10,000.00						400.00
H. B.	489.	1919	16,000.00	88.00	12,095.05				506.60	104.66	3,205.69
H. B.	489.	1919	12,000.00	3,995.50	7,647.28						357.22
H. B.	489.	1919	52,610.50	2,367.04	8,014.39	301.55			37,521.16	4,406.36	
H. B.	489.	1919	1,000.00	163.00	22.00						815.00
H. B.	543.	1919	200,000.00	10,829.82	8,843.19	790.09	13,450.72	165,801.18			285.00
H. B.	543.	1919	42,684.99	28,789.60	56.30		4,124.15				9,714.94
H. B.	1.	1920	113.60					113.60			
TOTAL			\$591,871.23	\$48,334.57	\$136,967.38	\$3,714.25	\$21,449.20	\$307,673.60	\$48,855.36	\$6,484.07	\$18,393.10



Senator Horner, on behalf of the Special Committee on House Bill No. 123, reported as follows:

Mr. President:

We, your special committee, to whom was referred House Bill No. 123 and Senate Bill No. 101, beg leave to report that House Bill No. 123 be amended to read as follows:

HOUSE BILL NO. 123

(As Amended by Special Committee.)

By Dixon and Thompson of the House, and Gulager,  
Luttrell and Calvert of the Senate.

A Bill to be entitled, An Act amending Sections 9741, 9742, 9743, 9744, 9745 and 9746, Compiled Oklahoma Statutes of 1921, relating to the re-sale of real estate for delinquent taxes, and declaring an emergency.

*Be It Enacted by the People of the State of Oklahoma:*

Section 1. That Section 9741, Compiled Oklahoma Statutes, Annotated, 1921, be and the same is hereby amended to read as follows:

Section 9741. In case the owner of real estate or any person having any legal or equitable interest therein is desirous of redeeming the same from sale to the county for delinquent taxes, he shall have the right to do so at any time before such real estate is conveyed by deed to a purchaser \* \* \* of such property as herein provided, by paying the county treasurer the amount of all taxes, penalties, interest and costs of sale up to the date of such redemption, and upon payment thereof the county treasurer shall give the person so redeeming a certificate of redemption and mark the same upon his sales record opposite the description of said real estate, "Redeemed," and the certificate shall be of no validity until the same is countersigned by the county clerk.

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Section 2. That Section 9742, Compiled Oklahoma Statutes, Annotated, 1921, be and the same is hereby amended to read as follows:

Section 9742. If any person is desirous of purchasing the interest of the county in said real estate acquired by reason of the county treasurer having bid the same off for the county he may do so by paying to said county treasurer the amount of *all of the taxes*, penalties, interest and costs of sale and transfer up to date of said purchase and thereupon the said treasurer shall assign and deliver to said purchaser a certificate of purchase to said real estate, which assignment and transfer shall convey to the purchaser all the right and interest of said county to said real estate as fully as if he had been the original purchaser at said tax sale.

Section 3. That Section 9743, Compiled Oklahoma Statutes, Annotated, 1921, be and the same is hereby amended to read as follows:

Section 9743. Whenever the county treasurer of any county shall \* \* \* *make a note of such bid and purchase upon his sales record, and if any real estate so purchased by the county shall remain unredeemed for a period of two years from date of sale, and no person shall offer to purchase the same for the taxes, penalty and costs due thereon, the county treasurer shall proceed to sell such real estate at public auction, when same has been advertised as herein provided.*

Section 4. That Section 9744, Compiled Oklahoma Statutes, Annotated, 1921, be and the same is hereby amended to read as follows:

Section 9744. The treasurer shall give notice of the *re-sale* of such real estate by the publication thereof once each *consecutive week* for four *publications* preceding the *re-sale* in some newspaper in the county, and if there be no paper published in the county, he shall give notice by written or printed notice posted on the door of the court house or build-

ing in which courts are commonly held, or at the usual place of meeting of the county commissioners. Such notice shall contain a description of the real estate to be sold, the name of \* \* \* the owner of said real estate as shown by the *last tax rolls in the office of county treasurer* the time and place of sale, and a statement of the date on which said real estate was sold to the county for delinquent taxes, *and* the year or years for which taxes have been assessed, and that the same has not been redeemed for the period of two (2) years from the date of *sale and the amount of all delinquent taxes, costs, penalties and interest accrued on the same and that such real estate will be sold to the highest bidder for cash provided that sales provided for in this act shall be held on the third Monday of April* of each year in each county.

Section 5. That Section 9745, Compiled Oklahoma Statutes, Annotated, 1921, be and the same is hereby amended to read as follows:

Section 9745. On the day said real estate is advertised for re-sale, the county treasurer shall offer same for sale at his office, between the hours of nine o'clock a. m., and four o'clock p. m., and continue said sale thereafter from day to day between the same hours until all of said real estate is sold. Said real estate must be sold at public auction to the highest bidder for cash, provided such bidder offers or bids an amount equal to or greater than the amount of taxes, penalties, interests and costs due on each tract of land; provided, further, that any such bid for vacant lots located in any city or town may be accepted as the highest and best bid, whether said amount is equal to or greater than the amount of taxes, penalties, interests and costs due thereon. In case no bidder offers or bids the amount due upon any tract of real estate other than the lots located in any city or town, as above provided and offered for sale, the county treasurer shall bid off the same in the name of the county for the amount of taxes, penalties, interests and costs due thereon, and shall issue a deed therefor in the name of the chairman of the board of

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county commissioners, and his successors in office for the use and benefit of the county, and thereafter said property shall be exempt from assessment for ad valorem taxes so long as the title is held for the county; provided, that in no event shall the county be liable to the State or any taxing district thereof for any part of the amount for which any property may be sold. Any property acquired by the county under the provisions of this section may be sold by the treasurer at such price as may after notice by publication be approved by the board of county commissioners. Said notice of publication shall be given by the treasurer in the official county paper and shall embrace a description of the property, the price and to whom proposed to be sold, and stating that he will on a given date to be stated in the notice, apply to the board of county commissioners for its approval of said sale and for an order directing that deed for said property be executed by the chairman of said board. The proceeds of sale of any property acquired by the county under the provisions hereof shall accrue to the common school fund of the county.

Section 6. That Section 9746, Compiled Oklahoma Statutes, Annotated, 1921, be and the same is hereby amended to read as follows:

Section 9746. *Within thirty (30) days after such re-sale* the county treasurer shall file in the office of the county clerk a return of his re-sale of such real estate, and retain a copy thereof in his office, which return must show the real estate so sold, *the date upon which the property was re-sold.* the name of the purchaser and the price paid by him therefor. also a copy of the notice of such re-sale with an affidavit of its publication or posting, *and showing the complete minutes of sale and that the same was adjourned from day to day until the sale was completed,* and such notice, and return shall be presumptive evidence of the regularity, legality and validity of all the official acts leading up to such re-sale. And within said thirty (30) days the county treasurer shall execute, acknowledge and deliver to the purchaser or his assigns a

deed conveying the real estate thus re-sold, which deed shall be upon a form to be prescribed by the State Examiner and Inspector and which shall contain a provision expressly cancelling and setting aside all delinquent taxes, penalties, interests and costs previously assessed *or existing* against said real estate including *ad valorem and outstanding individual and county tax sale certificates*, and such deed shall vest in the purchaser and grantee of said real estate an absolute and perfect title in fee simple to said land. \* \* And *twelve (12) months* after said deed shall have been filed for record in the county clerk's office, no action shall be commenced to void or set aside said deed, *except as to infants, idiots and insane persons or other persons under legal disability who shall have one year after removal of such disability in which to redeem said real estate.* Any number of lots or tracts of land may be included in one deed for which deed the treasurer shall collect from the purchaser.

One Dollar (\$1.00) for the first tract and ten (10) cents for each additional tract included therein. The treasurer shall also charge and collect from the purchaser at such sale the sum of twenty-five (25) cents on each tract of real property and fifteen (15) cents on each town lot so advertised and sold for the cost of publishing said notices of sale, which sums shall be paid into the county treasury and the county shall pay the cost of publishing such notice of re-sale.

When any tract or lot of land sells for more than the taxes, penalties, interest and costs due thereon, the excess shall be turned into the county treasury and there shall be held for the prior owner of such land to be withdrawn any time within two (2) years, and at the end of two (2) years if the same is not withdrawn or collected from the county treasurer, the same shall be turned into the county sinking fund.

Section 7. That all acts and parts of acts in conflict herewith are hereby repealed.



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Section 8. It being immediately necessary 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 full force from and after its passage and approval.

HORNER.

LILLARD.

McPHERREN.

On motion of Senator Horner, the report was adopted and the bill ordered printed and placed on the calendar.

On request of Senator Nichols, the conference report on Senate Bill No. 340 was taken up for consideration, and read by the Clerk as follows:

ENGROSSED CONFERENCE COMMITTEE REPORT  
ON SENATE BILL No. 340.

By Committee on Roads and Highways of the Senate and  
House.

An Act Repealing Sections 10110, 10111, 10112, 10113, 10114 and 10,123 of Compiled Oklahoma Statutes, 1921, Pertaining to the Commissioner of Highways, His Powers, Provinces and Duties, and Substituting Therefor This Act, Creating Certain Officers, Describing Their Duties, Etc.

*Be It Enacted by the People of the State of Oklahoma:*

Section 1. The Department of Highways is hereby created and shall be located at the State Capitol and properly furnished and provided for by the State Board of Public Affairs.

Section 2. The Department of Highways shall be in charge of one Commissioner to be known as Commissioner of Highways. Said Commissioner shall be appointed by the

Governor by and with the advice and consent of the State Senate. Said Commissioner shall be a practical road builder and of recognized executive ability and shall take and subscribe to an oath of office prescribed by law. He shall procure a seal of office and shall administer oath to any person when necessary in the discharge of his duty. The Commissioner of Highways shall receive a salary of Four Thousand (\$4,000) Dollars per annum to be paid monthly, out of the appropriation made to the Highway Department. The Highway Commissioner shall give a good and sufficient bond in the sum of One Hundred Thousand (\$100,000) Dollars, for the full and faithful discharge of his duties, payable to the State of Oklahoma, with sufficient sureties thereon, and such bond shall be approved by the Governor and filed with the Secretary of State.

Section 3. The State Commissioner of Highways shall be authorized to appoint an Assistant Commissioner of Highways, who shall serve during the term of the Commissioner of Highways, who shall receive a salary of Three Thousand (\$3,000.00) Dollars per annum, payable monthly. His duties and qualifications shall be the same as the Commissioner of Highways. He is authorized to act for the Commissioner under his direction and during his absence.

Section 4. The Commissioner of Highways is hereby vested with the powers and duties necessary and proper to enable the Commissioner to fully and faithfully and efficiently carry out all the duties and purposes of this Act. In addition thereto, he shall have the following specific powers and duties:

(1) Have supervision of highways and bridges which are constructed, improved and maintained in whole or in part by the aid of State monies, and all highways constructed in whole or in part by the aid of monies appropriated by the United States Government, so far as such supervision is consistent with the Acts of Congress relative thereto.

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(2) Provide for aiding county highway engineers or other officers of civil sub-divisions and for establishing gradients and alignments, and preparing suitable systems for maintenance of highways and bridges.

(3) Cause standard plans, specifications and estimates to be prepared for the repair and improvements of highways and the construction and repair of bridges, where such highways and bridges are to be constructed out of the money apportioned by the State Highway Commissioner out of the State Highway Fund.

(4) Investigate and determine upon the various methods of road and bridge construction adapted to different sections of the State, and as to the best methods of construction and maintenance of highways and bridges. Where such highways and bridges are to be constructed out of the money apportioned by the State Highway Commissioner out of the State Highway Fund.

(5) Prepare plans, specifications and estimates for all State Highways, where such highways are to be constructed out of the money apportioned by the State Highway Commissioner out of the State Highway Fund.

(6) Let all contracts for the construction or improvement of State Highways, where such highways are to be constructed out of the money apportioned by the State Highway Commissioner out of the State Highway Fund.

(7) The State Highway Commissioner through the State Highway Engineer, is authorized to appoint engineers in the construction of State highway projects, where such projects are to be paid for out of the money apportioned by the State Highway Commissioner out of the State Highway Fund, who shall be paid out of the State Highway Fund of the county wherein such project is located. Provided, that the salary of said engineers shall not exceed Forty-two Hundred (\$4,200.00) Dollars, per annum.

Section 5. The Commissioner of Highways with the consent of the Governor is hereby authorized to appoint a State Engineer, who shall be a civil engineer of established reputation, and qualified in road and bridge construction, hydraulic and sanitary engineering, irrigation and drainage and who shall perform all the duties assigned to the State Engineer under irrigation laws of this State and as provided in Chapter 40, of the Revised Laws of Oklahoma, 1910. Said Commissioner with the consent of the Governor may appoint an Assistant State Engineer, who shall be a competent draughtsman and one stenographer, who shall be secretary to the Commissioner, which said positions are hereby created.

Section 6. The State Commissioner of Highways, Engineer, Assistant State Commissioner of Highways, and every other person appointed to the office or employed by the Commissioner of Highways, shall, before entering upon the duties of his office or employment, take and subscribe to an oath or affirmation to support the Constitution of the United States and of this State, and to faithfully and honestly discharge the duties of his office or employment. Neither the Commissioner, the Engineer, Assistant Commissioner or other person appointed or employed by the Commissioner shall have any pecuniary interest in the sale of road or bridge material, tools, machinery or supplies, or in any contract for the construction of highways or bridges. The Engineer, Assistant Commissioner or any other officer or employee of the Commission, who has custody or control of property or funds of the State, shall give a good and sufficient bond, in an amount and with sureties satisfactory to the Commissioner, conditioned upon the faithful discharge of the duties of their respective offices and accounting for all property and funds coming into their hands by, through or from such office. Any officer or employee who shall violate the provisions of this section shall be guilty of a misdemeanor. The Commissioner of Highways shall have power to remove the Engineer, As-

sistant Commissioner or any other officer or employee of the Department.

Section 7. When directed by the Governor or requested by the Commissioner in writing, the Attorney General shall act as the legal advisor of the Commissioner and shall appear for and assist the Commissioner in any proceeding in any of the courts of the State in which the Commissioner is a party.

Section 8. For the purpose of guaranteeing to the State of Oklahoma as near as practicable, a uniform and connected system of roads, the State Highway system is hereby provided for and the same shall be designated by the State Commissioner of Highways by and with the advice of the Board of County Commissioners of the respective counties of the State, and said State Highway system shall embrace a total mileage in each county of the State of not less than ten (10%) per cent, and not to exceed fifteen (15%) per cent of the total road mileage of the county. In constructing and putting into effect the provisions of this section the State Commissioner of Highways and the Board of County Commissioners shall have due regard for the roads of each county now designated and approved as State Highways and shall only add to or vacate portions of said highways as now established in such instances where the changes made are clearly necessary for the improvement of the State highway system. The State highway system as now designated is hereby designated as the State road system of the State. Provided, that changes shall be made by the County Commissioners upon the approval of the Commissioner of Highways; provided, further, that before any change in any map submitted by County Commissioners is approved, the Commissioner of Highways shall first make a personal investigation, or direct same to be made, of the road involved in any such change.

Section 9. There is hereby created in the State Treasury a fund to be known as the State Highway Fund, which shall consist of all money that may be payable to said fund by law.



PROVIDED, however, that this does not apply to money collected from automobile license tax, gross production tax on oil, gas and other mineral, and the one-fourth (1-4th) of one mill road taxes levied and collected, as provided by law, and no provision of this Act shall be construed to affect such automobile tax, one-fourth (1-4th) mill levy or gross production tax.

Section 10. All money apportioned by the Commissioner of Highways to the counties on the State road mileage basis for the purpose of constructing and maintaining State highways and bridges shall be used by the County Commissioners for that purpose under the direction of the State Commissioner of Highways. Such money shall be sent to the County Treasurer of each county to be deposited in a fund to be known as the State Highway Construction and maintenance Fund. No part of this fund shall be used for any other purpose except the construction and maintenance of State highways and bridges in said county. The violation of the provisions of this Act shall be deemed a misdemeanor and shall be punishable as such. If any part of such fund is diverted for any other purpose the County Commissioners shall become liable on their bond for double the amount of money so diverted.

Section 11. All Federal aid funds apportioned to any county of this State, shall be credited to said county in a separate account opened with said county by the State Highway Commissioner, and this and all other funds, apportioned to each county under the provisions of this Act, are hereby pledged to the completion of that portion of the State highways system embraced in said county, to be used solely for the payment of the cost of such improvements or the maintenance thereof; provided, that if any portion of Federal aid has been apportioned to a county and there shall not be funds to the credit of said county sufficient to meet the same prior to four months previous to the time when said Federal aid may lawfully be contracted for or spent, then said Federal

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aid fund so apportioned may be re-apportioned or distributed to a county or counties where funds to meet the same are available. It is hereby expressly provided that the Commissioner of Highways shall not expend any monies donated for road purposes by any county on any projects except those located within the county by which the donation is made.

Section 12. The Commissioner of Highways is empowered, on behalf of the State, to enter into any arrangement or contract required by the duly constituted Federal authorities, in order to secure the full co-operation of the government of the United States, and the benefits of all present and future Federal allotments in aid of highway construction, reconstruction, improvement or maintenance. The good faith of the State is hereby pledged to cause to be made available each year, sufficient funds to equal the total of any sums now or hereafter apportioned to the State for road purposes by the United States Government for such year, and to maintain the roads constructed with said funds. The Board of County Commissioners of each county is empowered to enter into any arrangement or contract required by the State Commissioner of Highways, in order to fully carry into effect the provisions of this Act.

Section 13. Section (1) of the House Joint Resolution No. 16, Session Laws of 1917, is hereby repealed.

Section 14. The construction and maintenance of the State Highway system and all work incident thereto, shall be under the general supervision and control of the State Commissioner of Highways, who is hereby authorized, empowered and directed to take whatever steps may be necessary to cause said State Highway system to be constructed at the earliest possible time, consistent with the good business management and funds available, after this Act takes effect, and also to provide for the proper maintenance of said State highway system. The State Commissioner of Highways shall have power to make all final decisions affecting the

work provided for herein, and all rules and regulations he may deem necessary not inconsistent with this Act, for the proper management and conduct of said work and for carrying out all of the provisions of this Act in such manner as shall be to the best interest and advantage of the people of the State.

Section 15. Whenever the construction or location of any State highway, or any part thereof, or the obtaining of the right-of-way, or road building materials for the construction or maintenance of each road shall require that private property be taken or damaged; or where a change of gradient, a detour, or an elimination of grade crossings is to be effected, or where the proper and economical location of a highway requires the changing of the channel of any stream, or the right-of-way to any deposit of road building material, or any water supply, or any water power sites and lands to be used in connection therewith, which may be necessary for the proper and economical construction and maintenance of said roads, then the Commissioner with the consent of a majority of the County Commissioners in the county involved, in the name of the State of Oklahoma, shall have the right to purchase or lease the necessary land, or the right-of-way to any deposit of road material, water supply, or any water-power sites and lands to be used in connection therewith, or materials from the owner thereof, and if compensation therefor cannot be agreed upon, just compensation may be ascertained and the property acquired and paid for in the manner as provided by law for the exercise of the right of eminent domain by railroad corporations in this State, and in determining the damages or compensation to be paid the owner thereof, the court or jury shall take into consideration the benefits to be derived by the owner as well as the damages sustained thereby. Where it shall be necessary to acquire any land, right-of-way, or road building material through a court proceeding the County Attorney of the county where any such lands, right-of-way, or material is situated shall

act for and in behalf of the State in such condemnation proceedings.

Section 16. The location and removal of all telephone, telegraph and electric light and power transmission lines, poles, wires and conduits and all pipe lines and tramways, erected or constructed, or hereafter to be erected or constructed upon or across any State highway, insofar as the public travel and traffic is concerned, and insofar as the same may interfere with the construction or maintenance of any such highway, shall be under the control and supervision of the State Commissioner of Highways. The Commissioner, or some other officer selected by the Commissioner, shall serve a written notice upon the person or corporation owning or maintaining any such lines, poles, wires, conduits, pipe lines, or tramways, which notice shall contain a plan or chart indicating the places on the right-of-way at which such lines, poles, wires, conduits, pipe lines or tramways may be maintained. The notice shall also state the time when the work of improving of said roads is proposed to commence, and shall further state that a hearing shall be had upon a proposed plan of location and matters incidental thereto, giving the place and date of such hearing. Immediately after such hearing, the said owner shall be given a notice of the findings and orders of the Commissioner and shall be given a reasonable time thereafter to comply therewith; provided, however, that the effect of any change ordered by the Commissioner shall not be to remove all or any part of such poles, lines, conduits, pipe lines or tramways from the right-of-way of the highway. The removal of the same shall be made at the cost and expense of the owners thereof, unless otherwise provided by said Commissioner, and in the event of the failure of such owners to remove the same at the time so determined, they may be removed by the State Commissioner of Highways, or under his direction, and the cost thereof collected from such owners and such shall not be liable in any way to any person for the placing and maintaining of such lines, poles,

wires, conduits, pipe lines and tramways at the places prescribed by the Commissioner. The Commissioner of Highways is authorized in the name of the State of Oklahoma to institute and maintain through the Attorney General, such suits and actions as may be necessary to enforce the provisions of this Act. Any corporation, association, or the officers or agents of such corporations or associations, or any other person who shall erect or maintain any such lines, poles, wires, conduits, pipe lines or tramways within the right-of-way of such roads, which are hard-surfaced, which are not in accordance with such orders of the Commissioner, shall be deemed guilty of a misdemeanor. This Section is not intended to and does not repeal Section 6326, Compiled Oklahoma Statutes, 1921, and the right and authority of County Commissioners to grant franchises as therein provided, is not abridged. Provided, further, that the Commissioner of Highways shall promulgate such rules and regulations as he may deem necessary for the planting of trees, shrubbery and parking along such State Highways.

Section 17. The State Commissioner of Highways is expressly charged with the duty of controlling the supervision, inspection and direction of the work of construction on behalf of the State and its counties, and of supervising the expenditure of all funds paid on account of such work by the counties of the State, and he shall do and perform all other matters and things necessary to the faithful completion of the improvements herein authorized, and to fully carry out the cooperation contemplated and provided by this Act and the Federal Aid Road Act. All engineers or inspectors having responsible charge of any improvements shall give bond for the faithful performance of their duties and for like accounting of all property intrusted to their custody. All bonds given by such engineers or inspectors in the employ of the State Commissioner of Highways shall be deemed to embrace any and all improvements of which they may be in charge.



Section 18. No monies shall be paid out of the State Highway fund for grading, draining, hard surfacing or maintaining any street or alley within the limits of any city or town in this State, except as hereinafter provided; the County Commissioners of any county may under the direction of the State Commissioner of Highways contract for grading, draining or hard surfacing any street within any incorporated city or town where such street is a continuation of or a connecting link in the State highway system, but that no hard surfacing upon any such street paid for out of the State highway fund as above provided shall exceed eighteen feet in width.

Section 19. Any such city or town through its duly constituted authorities, is hereby authorized to enter into any agreement with the Board of County Commissioners, subject to the approval of the State Commissioner of Highways, to determine the location of such improvement provided for in the above section within such city or town and for its care and maintenance after construction, and in case of disagreement, the matter shall be referred to the State Commissioner of Highways whose decision thereon shall be final.

Section 20. The Board of County Commissioners of adjoining counties may agree upon the grading, drainage, or hard surfacing on any county line road under such rules and regulations as may be prescribed by the State Commissioner of Highways, but all such agreements as to the county line improvements upon any division or section of the State highway system, must be made subject to the approval of the State Commissioner of Highways.

Section 20-A. It is understood that the purpose and intent of the Act is to establish a uniform system of State Highways by vesting in the State Highway Commissioner, authority to construct same with only the funds and monies hereby designated as a State Highway Fund, referred to in

Section 9, of this Act, and that it is not the intent nor purpose to divest or take away from the Board of County Commissioners their duties to construct and maintain roads and bridges with the funds raised in any county by advalorem taxation.

Each county of the State shall continue to construct and maintain its roads and bridges as needed, by advalorem taxation, through its county officials, and nothing in this Act shall be construed to abrogate or divest any county of its right to add to and construct and maintain roads and bridges, as needed, by advalorem taxation;

PROVIDED, that nothing in this Act, shall be construed to repeal Section 10199 of the Compiled Oklahoma Statutes, 1921;

PROVIDED, FURTHER, that nothing herein, shall prevent the County Commissioners and the State Highway Commissioner from mutually agreeing to pool any funds raised from any source, for the purpose of maintaining and constructing any State highways, or the bridges and culverts thereon.

Section 21. All roads, outside of cities that are a part of the State highway system, shall be maintained by the Board of County Commissioners under a patrol system, to be provided for in the rules and regulations promulgated by the State Commissioner of Highways. Whenever the State Commissioner of Highways directs an inspection to be made of any State Road in any county and said inspector reports the condition of the said roads to the State Commissioner of Highways, the Commissioner of Highways shall make recommendation for the repair, re-building or maintenance of said road and shall request the County Commissioners to comply with said order. If, within sixty (60) days after the request shall have been made by the State Commissioner of Highways to the County Commissioners, said County Commissioners have failed, refused or neglected to comply with said

order, then the State Commissioner of Highways is empowered and authorized to proceed with said improvement as specified in his order and shall pay for same out of money to be retained by him from the money apportioned to said county out of the State highway fund.

Section 22. That in apportioning State funds to the respective counties of the State, under the terms of this Act, there shall be taken into consideration and due regard given these counties that have hard surface roads on designated State Highways by county funds, or by county funds with Federal Aid, in that such counties shall have their fair share of the apportioning of State funds for the purpose of maintaining such hard surface roads and the building and maintaining of other and further roads, which are designated State highways in such county to the extent that such county shall be given credit for such hard surface roads so built on State highways in such county.

Section 23. That if any part of this Act shall be held unconstitutional, it shall not affect the other parts hereof.

Section 24. Sections 10110, 10111, 10112, 10113, 10114 and 10123 of the Compiled Oklahoma Statutes, 1921, are hereby repealed.

CLARK NICHOLS,  
JOE S. RATLIFF,  
L. P. BOBO,  
Senate Conferees,

PHILLIPS,  
R. A. SINGLETARY,  
JOE L. WILLIAMS,  
House Conferees.

The President presiding.

Senator Cordell offered the following motion:

Mr. President: I move that the Senate refuse to accept the conference report on Senate Bill No. 340, and ask the House for another conference, instructing the Senate Conference Committee to stand for the striking of Section 9 and substitute the following:

Section 9. There is hereby created in the State Treasury a fund to be known as the "State Highway Fund," which shall consist of all money that may be payable to said fund through moneys raised by the special tax provided for on gasoline:

Provided, however, that the automobile license tax provided for by law, and the one-fourth ( $\frac{1}{4}$ ) of one (1) mill road tax levied and collected, as provided by law, shall be expended in the manner as heretofore provided by law, and no provision of this act shall be construed to affect such automobile tax, or one-fourth ( $\frac{1}{4}$ ) mill levy.

CORDELL.

Senator Wells offered the following amendment:

Mr. President: I move to amend Senate Bill No. 340, line 18, page 22, by striking after the word "county" "by ad valorem taxation."

WELLS.

Senator Nichols moved as a substitute for all pending motions that the conference report as interlined by himself, as chairman of the Conference Committee, be adopted. The Chair held the motion out of order.

The vote recurring upon the Cordell motion for a new conference, the same prevailed.

On motion of Senator Hudson, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION.

The Senate convened at 1:30 o'clock p. m., and was called to order by the President.

Senator Hudson moved that the Senate do now resolve itself into an executive session for the consideration of a

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matter of a private character on the President's table. Motion prevailed.

The Senate reconvened in open session and the Chair announced the following confirmation:

Ben F. Harrison, Budget Officer.

Senator Nichols submitted a conference report covering Senate Bill No. 340, which embodied all the recommendations of the former report, submitted earlier in the day, with the exception that that part of Section 2 providing for the salary of the Highway Commissioner was stricken, and the following amendment added to Section 9: "PROVIDED, However, that this does not apply to money collected from automobile license tax, gross production tax on oil, gas and other mineral, and the one-fourth of one mill road taxes levied and collected, as provided by law, and no provision of this Act shall be construed to affect such automobile tax, one-fourth mill levy, or gross production tax;" and Section 10123 was stricken from the repealing clause in Section 24.

Senator Nichols moved that the conference report be adopted as read. Motion carried.

Senator Hudson moved that the Senate operate under the call of the House. Motion prevailed.

Senator Brown (Love) offered the following motion:

Mr. President: I move that the Senate pay Henry Fowler \$18 for six days' work as page.

BROWN.

Motion prevailed. and the employment committee was instructed to see that the necessary warrant was issued.

On request of Senator Nichols, House Bill No. 245 was taken up for consideration.



Senator Lewis made a point of order that House Bill No. 245, as reported to the Senate by the Appropriations Committee, is not House Bill No. 245 but is in reality a new bill, substituted therefor. The Chair held that a committee has the right to amend any bill to any extent that it may see fit.

Senator Lewis moved that further consideration of House Bill No. 245 be indefinitely postponed, which motion was lost.

Section 1 of House Bill No. 245 was read item by item.

Senator Reed offered the following amendment, which was defeated:

Mr. President: I move to amend House Bill No. 245, line 1, page 2, by striking after the word "Commissioner" "\$3,600.00" and insert "\$3,000.00."

REED.

Senator Reed offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 245, line 2, page 2, by striking after the word "Assistant Commissioner" "\$3,000.00" and insert "\$2,400.00."

REED.

Senator Calvert offered the following amendment, which was tabled on motion of Senator Gulger:

Mr. President: I move to amend House Bill No. 245, line 5, page 2, by striking all of line 5.

CALVERT.

Senator Reed moved that further consideration of House Bill No. 245 be postponed until 10:00 o'clock Thursday morning, and placed on special order for that hour. Motion prevailed.

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Senate Bill No. 340, as amended by the conference committee, was taken up for final roll call.

Senator Feuquay moved that further consideration of this bill be postponed until Thursday at 10:15 a. m., and that it be placed upon special order for that hour.

Roll call on the motion was requested, and resulted as follows:

Ayes: Brown (Blaine), Calvert, Carlock, Cline, Darnell, Durant, Feuquay, Golobie, Gulager, Hill, Horner, Hughes, Hughey, Johns, Johnson, Jones, Leedy, Lewis, Monk, West. Total, 20.

Nays: Anglin, Barker, Bobo, Brown (Love), Cordell, Frye, Glasser, Holloway, Hudson, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, Woods. Total, 21.

Not voting: Cornett, Reed. Total, 2.

Absent: Harvey. Total, 1.

The motion was declared lost.

Senate Bill No. 340 was read at length.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cordell, Darnell, Glasser, Holloway, Hudson, Hughes, Hughey, Johnson, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Nichols, Ratliff, Wells, Woods. Total, 25.

Nays: Brown (Blaine), Calvert, Cline, Durant, Feuquay, Frye, Golobie, Gulager, Hill, Horner, Johns, Land, Leedy, Lewis, Monk, West. Total, 16.

Not voting: Cornett, Reed. Total, 2.

Absent: Harvey. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of Senate Bill No. 340 as amended by the conference committee and ordered the same transmitted to the Honorable House.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled Senate Bill No. 155, by the Committee on Commerce and Labor, entitled:

“An Act to amend Sections 7283, 7284, 7285, 7287, 7288, 7290, 7294, 7300, 7307, 7311 and 7325 of the Compiled Oklahoma Statutes, 1921, relating to the compensation of injured employees in certain industries.”

Enrolled Senate Bill No. 286, by Holloway et al., entitled:

“An Act making an appropriation for the payment of expenses incurred in making the change of administration and in furnishing traffic guards and extra police protection for the people of the State attending the inaugural ceremonies, providing for the method of filing and auditing such claims.”

Enrolled Senate Bill No. 318, by Calvert of the Senate, Baskin and Bayless of the House, entitled:

“An Act fixing the time of convening the regular term of the District Court in District Court Judicial District No. 2, in the State of Oklahoma, and repealing all laws in conflict therewith, and declaring an emergency.”

Enrolled Senate Concurrent Resolution No. 15, by Memminger of the Senate, and White of the House, entitled:

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"A Resolution memorializing the Congress of the United States to enact into law the Norris-Sinclair bill, creating the Farmers' and Consumers' Government Financing Corporation."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 155, 286 and 318 were ordered transmitted to the Governor.

Enrolled Senate Concurrent Resolution No. 15 was ordered transmitted to the Secretary of State for permanent record.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled House Joint Resolution No. 14, by Phillips and Gibbons of the House, and Woods and Luttrell of the Senate, entitled:

"A Joint Resolution authorizing the Commissioner of Highways to enter into contract with the Purcell-Lexington Bridge Company, to take over the toll bridge across the South Canadian River between Purcell and Lexington, Oklahoma, and declaring an emergency."

Enrolled House Bill No. 253, by Committee on Insurance, entitled:

"An Act amending Sections 6949, 6950, 6951, 6952, 6953, 6957 and 6958 of Article XIV of Compiled Oklahoma Statutes of 1921, relating to insurance indemnity contracts."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Joint Resolution No. 14 and Enrolled House Bill No. 253 were referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House of Representatives has concurred in Senate amendments to:

Engrossed House Bill No. 385, by Thompson of Garvin of the House, and Luttrell and Woods of the Senate, entitled:

“An Act making an appropriation for the purpose of paying up all back indebtedness and general support and maintenance of the State Training School for White Boys, located at Pauls Valley, Oklahoma, for the fiscal year ending June 30, 1923, and declaring an emergency.”

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed Senate Bill No. 188, by Anglin, entitled:

“An Act governing the taking up, advertising and sale of stray stock.”

Engrossed Senate Bill No. 192, by Luttrell, entitled:



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“An Act to amend Section 342, Chapter 3, Article 9, of the Compiled Oklahoma Statutes, 1921, relating to attachment bonds, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Bills Nos. 188 and 192 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled House Bill No. 122, by Vernon and Harper, entitled:

“A Bill to be entitled, An Act providing for all State bank employees engaged or employed in the State banking business in the State of Oklahoma to give fidelity bonds for the faithful performance of their duties, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bill No. 122 was referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed Senate Bill No. 15, by Johnson, entitled:

“An Act providing for an emergency appropriation of one hundred thousand dollars for the aid of sick, wounded and disabled soldiers, sailors and marines of the late World War, and their destitute wives, widows and minor children, providing for expense of communication, and declaring an emergency.”

Engrossed Senate Bill No. 222, by Mrs. Looney et al., entitled:

“An Act granting power to the board of county commissioners, district judge and county judge in all counties in the State of Oklahoma having a population of not less than 11,300 and not more than 12,450 and in all counties having a population of not less than 17,660 and not more than 17,700 population, according to the last preceding Federal census, to use the sinking fund of the county derived from penalties, interests or forfeitures, accrued or to accrue as penalties on delinquent taxes for the purpose of erecting a county court house, providing the method of procedure therefor, and repealing all acts in conflict therewith, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives, as amended, and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

House amendments to Senate Bill No. 222 were read by the clerk.

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Senator Looney (Harmon) moved that the Senate refuse to concur in House amendments to Senate Bill No. 222, and that a conference be requested. Motion prevailed.

House amendments to Senate Bill No. 15 were read by the Clerk as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 15.

Engrossed House Amendment No. 1:

That Section 1 of Engrossed Senate Bill No. 15 be amended by striking the words and figures "Two Thousand Five Hundred (\$2,500.00) Dollars" found in line 10 of said section and inserting in lieu thereof the words and figures "Five Thousand (\$5,000.00) Dollars."

Engrossed House Amendment No. 2:

That Section 2 of Engrossed Senate Bill No. 15 be amended by adding the following at the end of said section: "of Oklahoma and the executive secretary of the State Department of Oklahoma or any county chapter of the Red Cross of the State of Oklahoma."

Engrossed House Amendment No. 3:

That Section 3 of Engrossed Senate Bill No. 15 be amended by striking the words and figures "Two Hundred (\$200.00) Dollars" found in line 3 of said section and inserting in lieu thereof the words and figures "Five Hundred (\$500.00) Dollars."

Engrossed House Amendment No. 4:

That Section 3 of Engrossed Senate Bill No. 15 be further amended by inserting the words "of Oklahoma" between the word "Legion" and the word "for" found in line 4 of said section.

## Engrossed House Amendment No. 5:

That Section 3 of Engrossed Senate Bill No. 15 be further amended by inserting a "comma" after the word "communication" found in the last line of said section and adding the words "printing, stationery and supplies" before the word "in" found in the same line.

## Engrossed House Amendment No. 6:

That Engrossed Senate Bill No. 15 be further amended by adding a new section to be known as Section 4, the same to read as follows: "Any person who shall knowingly make a false statement under oath, orally or written, of a material fact relating to a claim, under the provisions of this Act, shall be guilty of a felony and upon conviction thereof shall be punished by a fine of not more than Five Hundred (\$500.00) Dollars or by imprisonment for not more than one(1) year in the State Penitentiary, or by both such fine and imprisonment.

## Engrossed House Amendment No. 7:

That Section 4 be numbered Section 5.

Senator Johnson moved that the Senate concur in the House amendments to Senate Bill No. 15. Motion prevailed.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Fenquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoe), Luttrell, Mel'herren, Memminger, Monk, Ratliff, Wells, Woods. Total, 38.

Nays: None.

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Not voting: Cornett, Leedy, Nichols, Reed, West. Total,

5.

Absent: Harvey. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Wells, Woods. Total, 38.

Nays: None.

Not voting: Cornett, Leedy, Nichols, Reed, West. Total,

5.

Absent: Harvey. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the Engrossed House amendments to Senate Bill No. 15 and ordered the bill referred to the enrolling and engrossing department for enrollment.

House Joint Resolution No. 17, being special order of business, was taken up for consideration and read by sections:

Section 1 was read by the Clerk.

Senator Looney (Pontotoc) offered the following amendment:

Mr. President: I move to amend House Joint Resolution No. 17, lines 5 and 6, page 1, by striking after the word



“people” “at the earliest possible date” and insert in lieu thereof “at the next general election or special election held throughout the State.”

LOONEY.

Senator Feuquay offered the following substitute for the Looney amendment, which was lost.

Mr. President: I move to amend House Joint Resolution No. 17, by substituting for the Looney amendment by inserting in lieu thereof “as provided herein.”

FEUQUAY.

Senator McPherrren offered the following substitute for the Looney amendment:

Mr. President: I move to amend House Joint Resolution No. 17, lines 5 and 6, page 1, by striking after the word “people” the language “at the earliest possible date” and substitute the following, “at the next general election.”

McPHERREN.

The roll call was requested, which resulted as follows:

Ayes: Brown (Love), Carlock, Gulager, Holloway, Lewis, McPherrren, Reed, Woods. Total 8.

Nays: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Ratliff, Wells, West. Total, 33.

Not voting: Cornetti, Nichols. Total, 2.

Absent: Harvey. Total, 1.

The amendment was declared lost.

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The vote recurring upon the Looney amendment the roll call was requested and resulted as follows:

Ayes: Brown (Love), Carlock, Gulager, Holloway, Horner, Hudson, Hughey, Jones, Leedy, Lewis, Looney (Pontotoc), McPherren, Memminger, Monk, Reed, West, Woods. Total, 17.

Nays: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Hill, Hughes, Johns, Johnson, Land, Langley, Lillard, Looney (Harmon), Luttrell, Nichols, Ratliff, Wells. Total, 25.

Not voting: Cornett. Total, 1.

Absent: Harvey. Total, 1.

The Looney amendment was declared lost.

Senator Brown (Love) offered the following amendment, which was tabled on motion of Senator Lillard:

Mr. President: I move to amend House Joint Resolution No. 17, by striking after the word "enlisted" to the word "or" all the language.

BROWN (Love).

Senator Lillard offered the following amendment, which was tabled on motion of Senator McPherren:

Mr. President: I move to amend House Joint Resolution No. 17, lines 16 and 17, page 5, by inserting the following, "provided further, no cash aid, except home aid as hereinbefore defined shall be allowed to any commissioned officer above the rank of first lieutenant."

LILLARD.

Senator McPherren offered the following four amendments which were adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, lines 16 and 17, page 2, by striking after the word

“allies” in line 16 and before the word “prescribing” in line 18, the intervening language.

McPHERREN.

Mr. President: I move to amend House Joint Resolution No. 17, lines 10 to 14, page 4, by striking after the figures “1918” in line 10 and before the word “shall” in line 14, the following language, “each male person who volunteered or who enlisted between April 19, 1898, and December 10, 1898, and served in the United States army or navy, and who was a bona fide resident of what is now the State of Oklahoma at the time of enlistment.”

McPHERREN.

Mr. President: I move to amend House Joint Resolution No. 17, lines 10 and 11, page 5, by striking after the word “enlistment” in line 10 and before the word “after” in line 11 the following language, “December 10, 1898, in the Spanish-American War.”

McPHERREN.

Mr. President: I move to amend House Joint Resolution No. 17, line 18, page 4, and line 1, page 5, by striking after the word “of” in line 18, page 4, and before the word “dollars” in line 1, page 5, the following: “\$50.00 per month home aid or \$30.00” and insert in lieu thereof the following, “\$25.00 per month home aid or \$15.00.”

McPHERREN.

Section 1, as amended, was adopted by unanimous consent.

Section 2 was read by the clerk.

Senator McPherrren offered the following amendments which were adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, lines 9 to 14, page 6, by striking after the word

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“states” in line 9 and before the word “at” in line 14, the intervening language.

McPHERREN.

Mr. President: I move to amend House Joint Resolution No. 17, lines 7 and 8, page 7, by striking after the word “allies” and before the word “sought” in line 8, all the intervening language.

McPHERREN.

Section 2, as amended was adopted by unanimous consent

Section 3 was read by the clerk.

Senator McPherrren offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, lines 14, 15 and 16, page 8, by striking out the proviso.

McPHERREN.

Section 3, as amended, was adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 5-A was read and adopted by unanimous consent.

Section 5-B was read and adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

The following message from the Honorable House was received and read at length.

To the President of the Senate:

I am directed by the House of Representatives to inform you that the House of Representatives refuses to concur in Senate amendments to:

Engrossed House Bill No. 485, by Committee on Appropriations, entitled:

“An Act making appropriations from the general revenue fund of the State of all State educational, charitable, eleemosynary and penal institutions, providing for the appropriations and distributions of the new college funds in accordance with Section 7225, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and providing for the appropriations and distributions of the Section 13 fund as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same and as amended by Chapter 925, Session Laws 1917.”

—and request a conference thereon.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Carlock moved that the request of the Honorable House for a conference be granted.

Motion prevailed, and the Chair appointed as Senate conferees on House Bill No. 485, Senators Carlock, Luttrell and Gulager.

Section 7 of the House Joint Resolution No. 17 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Section 11 was read and adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read and adopted by unanimous consent.

Section 14 was read by the Clerk.



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Senator McPherrren offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, lines 4, 5 and 6, page 21, by striking all of said lines.

McPHERREN.

Section 14, as amended, was adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

Section 17 was read by the clerk.

Senator McPherrren offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, line 16, page 23, by striking the word "fifty (50)" and substitute the word "twenty (20)."

McPHERREN.

Section 17, as amended, was adopted by unanimous consent.

Section 18 was read and adopted by unanimous consent.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 300, 273 and 185 correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 300, 273 and 185 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

The President signed the engrossed copies of House Bills Nos. 465 and 463, as amended, and ordered the same returned to the Honorable House.

Senator Anglin moved that the rules be suspended for the purpose of advancing House Bill No. 159 to engrossment and third reading. Motion prevailed.

On motion of Senator Anglin, House Bill No. 159 was advanced to engrossment and third reading.

Senator Carlock, with unanimous consent, reported as follows on behalf of the Committee on Appropriations:

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 254, by Bremer, et al., entitled, An Act amending Sections 3713, 3714, 3715 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to cotton gin utilities and their control and regulation by the Corporation Commission, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same without recommendation.

CARLOCK, Chairman.

On motion of Senator Carlock, the report was accepted and the bill ordered printed and placed on the Calendar.

Mr. President:

We, your Committee on Appropriations, to whom was referred Engrossed House Bill No. 412, by Joint Committee on Education, of the House and Senate, beg leave to report we have had same under consideration and recommend that the same do pass as amended, with the following amendments:

Amendment No. 1:

Line 14, page 4, by inserting after the word "city" and before the word "of" the following language, "and outlying districts"; also in line 15, page 4, after the word "city" insert the following language, "and outlying districts."

Amendment No. 2:

Line 7, page 12, by inserting after the words "June 1st" the following language, "the County Board of Education shall have power to approve the contracts made by the director of the sub-districts of the county school district." Also amend line 8, page 12, by striking the word "June" and inserting in lieu thereof the word "March."

Amendment No. 3:

In lines 6 and 7, page 21, strike the words and figures "\$400,000.00 (Four Hundred Thousand Dollars)" and insert in lieu thereof the words and figures "\$250,000.00 (Two Hundred and Fifty Thousand Dollars)" and in line 8, page 21, strike out the words and figures "\$600,000.00 (Six Hundred Thousand Dollars)" and insert therein the words and figures "\$500,000.00 (Five Hundred Thousand Dollars)."

CARLOCK, Chairman.

On motion of Senator Carlock, the report was adopted and the bill ordered printed and placed on the Calendar.

Senator Woods, on behalf of the Special Committee for investigation of expenditures in connection with the Geological Survey, reported as follows:

Mr. President:

We, your Special Committee to whom was referred the matter of making an investigation of the expenditure of funds in connection with Geological Survey, beg leave to report:

That we have taken the testimony of a number of witnesses including that of C. W. Shannon, director and as a result of our investigation find that approximately \$48,000 have been received from subscriptions by certain companies for well-log reports, etc., since June, 1920, to date. That the Legislature appropriated in 1921 \$45,000 to be expended for

maintenance, salaries, etc., in connection with this department.

It appears to this Committee that some irregularities have obtained in the handling of the funds appropriated by the State but none that would indicate any criminal intent. It is the unanimous belief of the Committee that gross laxity in handling the funds received from the well-log and record sales has prevailed in the following particulars:

Numerous individuals connected with such Department have been paid sums of money without requiring itemized accounts or receipts or vouchers from persons to whom these monies were paid.

We further find that about \$10,000.00 was paid by checks marked "personal." These checks are accounted for only by verbal explanations. It is not the belief however, of the Committee that the monies paid out on such checks were for Mr. Shannon's personal benefit, but this, with other practices, was an injudicious method of bookkeeping.

We recommend a complete report of the collection and expenditure of funds by this Department be made to the Corporation Commission and that in the future the director of this Department be required to file with the Corporation Commission a quarterly report which report shall show an itemized statement of all collections and expenditures and all personal properties belonging to this Department, and a brief resume of the general activities of the Department and showing a list of the employees and their duties.

Attached hereto is copy of testimony.

Respectfully submitted,

W. H. WOODS, Chairman,  
F. A. CALVERT,  
HARRY JONES,

CLARK NICHOLS,  
G. R. HORNER,  
Committee.

On motion of Senator Woods, the report was adopted.

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Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Committee on Judiciary No. 1, to whom was referred Engrossed House Bill No. 404, entitled, An Act amending Section 1415, Compiled Statutes of Oklahoma, 1921, and declaring an emergency, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that it do pass as amended.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered printed and placed on the Calendar.

On request of Senator West, Senate Joint Resolution No. 27 was by unanimous consent advanced to engrossment and third reading.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the Speaker of the House has appointed Representatives Burger, Treadway and Voorhees as Representative conferees on:

Engrossed Senate Bill No. 222, by Mrs. Looney, et al., entitled:

“An Act granting power to the board of county commissioners, district judge and county judge in all counties in the State of Oklahoma having a population of not less than 11,300 and not more than 12,450, etc., and declaring an emergency.”

Respectfully,

C. J. KENDLE, Chief Clerk.



The Chair appointed as Senate conferees on Senate Bill No. 222, Senators Looney (Harmon), Nichols and Hill.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Enrolled House Bill No. 385, by Thompson of Garvin, of the House, and Luttrell and Woods of the Senate, entitled:

“An Act making an appropriation for general support and maintenance of the State Training School for White Boys, located at Pauls Valley, Oklahoma, for the fiscal year ending June 30, 1923, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bill No. 385 was referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body:

Engrossed Senate Bill No. 331, by Luttrell, entitled:

“An Act relating to the University dormitory bonds, and declaring an emergency.”

Engrossed Senate Bill No. 311, by Woods and Lillard, entitled:

“An Act providing for medical and surgical treatment and hospital care of children who are afflicted with any malady

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or deformity which can likely be remedied, whose parents, or other persons legally chargeable with their support, are unable to provide such treatment and care, providing for payment of the expenses thereof, and conferring jurisdiction on juvenile courts in such cases, providing for the commitment of such children to the University hospital, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Engrossed Senate Bill No. 347, by Johnson of the Senate, and Burger of the House, entitled:

"An Act providing for the number of deputy sheriffs, and assistant jailors in all counties in the State of Oklahoma having a population of not less than 17,660 nor more than 17,700, according to the last preceding Federal decennial census, fixing the salaries thereof, repealing all conflicting laws, and declaring an emergency."

Engrossed Senate Joint Resolution No. 31, by Hughes, entitled:

"A Resolution authorizing the board of county commissioners of Tulsa County, State of Oklahoma, to pay certain persons rewards for the arrest and conviction of persons charged with the crime of highway robbery within the County of Tulsa, excluding the City of Tulsa, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Bills Nos. 331, 311 and 347, and Engrossed Senate Joint Resolution No. 31 were referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 12 correctly enrolled.

The President signed enrolled copy of Senate Bill No. 12 and ordered same transmitted to the Honorable House for the signature of the Speaker.

House Bill No. 17 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Nays: Brown (Love). Total, 1.

Absent: Harvey. Total, 1.

Not voting: Cornett. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 41.

Nays: Brown (Love). Total, 1.

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Absent: Harvey. Total, 1.

Not voting: Cornett. Total, 1.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 17 and ordered the same returned to the Honorable House.

On motion of Senator McPherrren, the Senate recessed until 7:40 o'clock p. m.

#### EVENING SESSION.

The Senate was called to order at 7:30 o'clock p. m., by the President Pro Tempore.

On request of Senator Johns, Senate Bill No. 330 was by unanimous consent advanced to engrossment and third reading.

House Joint Resolution No. 17 was taken up for further consideration.

Senator Fequay, with unanimous consent, offered the following amendment, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 17, line 2, page 23, by striking after the word "taxable" the following language "under the income tax law."

FEUQUAY.

Section 18 was read and adopted by unanimous consent.

Section 19 was read and adopted by unanimous consent.

Section 20 was read and adopted by unanimous consent.

Section 21 was read by the clerk.

Senator McPherrren offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, lines 10 and 11, page 32, by striking after the figures 1918 in line 9 and before the word "to" in line 11 all the intervening language.

McPHERREN.

Section 21, as amended, was adopted by unanimous consent.

Section 22 was read and adopted by unanimous consent.

Section 23 was read and adopted by unanimous consent.

Section 24 was read by the clerk.

Senator Glasser offered the following amendment:

Mr. President: I move to amend House Joint Resolution No. 17, line 16, page 35, by adding after the word "amendment" and before the word "the" "and that the capital or surplus of any bank so invested shall be exempt of ad valorem taxation."

GLASSER

Senator Looney (Pontotoc) was called to the Chair.

Senator Bobo moved to table the Glasser amendment, which motion prevailed.

Section 24 was adopted by unanimous consent.

Section 25 was read and adopted by unanimous consent.

Section 26 was read and adopted by unanimous consent.

Section 27 was read by the clerk.

Senator Glasser offered the following amendment, which was adopted by unanimous consent:



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Mr. President: I move to amend House Joint Resolution No. 17, line 11, page 40, by adding after the word "be" and before the word "deemed" the following language "by the said legislation."

GLASSER.

Section 27, as amended, was adopted by unanimous consent.

Section 28 was read by the clerk.

Senator Glasser offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, lines 9 to 15 inclusive, page 41, by striking after the word "amended" all the remaining words in lines 9, 10, 11, 12, 13, 14 and 15 on page 41.

GLASSER.

Section 28, as amended, was adopted by unanimous consent.

Section 29 was read by the Clerk.

Senator Glasser offered the following four amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 7, line 10, page 42, by striking after the word "not" the word "heretofore" and substitute therefor the word "otherwise."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, line 14, page 42, by striking after the word "comply" and before the word "mandamus" the words "by a" and substitute therefor "therewith by order of the Supreme Court upon."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, lines 17 and 18, page 42, by striking the words "turned back" and substituting therefor the word "returned."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, lines 3, 4 and 5, page 43, by striking after the word "commission" all of lines 3, 4 and 5, page 43.

GLASSER.

Section 29, as amended, was adopted by unanimous consent.

Section 30 was read and adopted by unanimous consent.

Section 31 was read and adopted by unanimous consent.

Senator McPherren moved that Section 32 be considered item by item, which motion prevailed.

Sub-divisions A and B of Section 32 were read by the Clerk.

Senator Hudson offered the following amendment:

Mr. President: I move to amend House Joint Resolution No. 17, line 15, page 44, by striking all of line 15 and the remainder of Section 32.

HUDSON.

Senator Langley offered the following substitute for the Hudson amendment:

Mr. President: I move to amend House Joint Resolution No. 17, line 10, page 44, as follows: By striking after the word "of" and before the word "consecutive" the word "ten" and the numbers, and insert in lieu thereof the word "twenty (20)".

Line 1, page 45, by striking the word "ten" and inserting in lieu thereof, the word "five".

Line 4, page 45, by striking the word "twenty" and inserting in lieu thereof the word "ten".

Line 6, page 45, by striking the word "thirty" and inserting in lieu thereof the word "fifteen".

Line 10, page 45, by striking the word "forty" and inserting in lieu thereof the word "twenty".

By striking in line 13 the word "fifty" and inserting in lieu thereof the word "twenty-five".

LANGLEY.

The vote recurring upon the Langley substitute amendment, the roll call was requested and resulted as follows:

Ayes: Barker, Bobo, Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Hughes, Hughey, Johnson, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), McPherrren, Memminger, Nichols, Ratliff, Reed, West. Total, 26.

Nays: Anglin, Brown (Love), Durant, Glasser, Horner, Hudson, Johns, Jones, Luttrell, Monk, Wells, Woods. Total, 12.

Absent: Harvey. Total, 1.

Not voting: Brown (Blaine), Carlock, Golobie, Land, Leedy. Total, 5.

The amendment was declared adopted.

Senator McPherrren offered the following amendment:

Mr. President: I move to amend House Joint Resolution No. 17, line 12, page 44, by striking after the word "a" and before the word "mill" the words one and one-half ( $1\frac{1}{2}$ ) and substituting therefor the word "three-fourths ( $\frac{3}{4}$ ths).

McPHERREN.

Senator Wells offered the following substitute, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 17, line 12, page 44, by striking after the word "a" and before the word "mill" the words one and one-half ( $1\frac{1}{2}$ ) and inserting in lieu thereof the word "one (1)".

WELLS.

The President Pro Tempore presiding.

## SECOND READING.

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

Senate Bill No. 409, by Darnell, placed on Calendar without reference to committee.

Engrossed House Bill No. 517, by O'Brien, Singletary and Phillips, placed on Calendar without reference to committee.

House Bill No. 179, by Ferrell, placed on Calendar without reference to committee.

House Bill No. 467, by Robertson, placed on Calendar without reference to committee.

House Bill No. 338, by Callahan, placed on Calendar without reference to committee.

House Bill No. 275, by Ferrell, Simpson, Long, Boyer, and Miller (Tulsa), placed on Calendar without reference to committee.

House Bill No. 443, by Disney, placed on Calendar without reference to committee.

House Bill No. 340, by Callahan, placed on Calendar without reference to committee.

The President presiding.

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On request of Senator Anglin, House Bill No. 288 was taken up for consideration.

Senator Anglin offered the following amendment, which was adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 288, line 18, page 8, as follows: By inserting after the word "counties" the following: "Provided further, said levy made for this purpose shall not interfere with proper provisions being made for existing needs of said counties and not until the Excise Board shall have provided a court fund for each year in a sum not less than Five Thousand (\$5,000.00) Dollars."

ANGLIN.

On motion of Senator Anglin, House Bill No. 288, as amended, was advanced to engrossment and third reading.

Senator West, with unanimous consent, reported as follows on behalf of the Committee on Fees and Salaries:

Mr. President:

We, your Committee on Fees and Salaries, to whom was referred Engrossed House Bill No. 531, by Berry and Disney, entitled, An Act amending Section 1, Chapter 85, of the Session Laws, 1919, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass, as amended.

WEST, Chairman.

On motion of Senator West the report was adopted and the bill ordered printed and placed on the Calendar.

The following message from the Honorable House was received and read at length:



To the President of the Senate :

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House refuses to concur in Senate amendments to

Engrossed House Bill No. 346, by Windle, entitled,

“An Act relating to the payment of certain indebtedness in school districts in cities of the first class, having a scholastic population of not less than 1,345 and not more than 1,400 for the year 1921; which indebtedness was created during the school term of 1920 and 1921, and declaring an emergency.”

and requests a conference thereon. The Speaker of the House having appointed Representatives Windle, Thompson (Garvin), and Hines as Representative Conferencees.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Hudson moved that the request of the House be granted, and that the Chair appoint a conference committee.

Motion prevailed and the Chair appointed as Senate Conferencees on House Bill No. 346, Senators Cordell, Looney (Harmon) and Holloway.

Senator McPherrren moved that the Committee of the Senate appointed to confer with a like Committee from the House to fix the date and hour of adjournment, be instructed to confer with the committee from the House. Motion prevailed.

Senator Gulager moved that 79 copies of the report of the State Examiner and Inspector covering his recheck of the prisoners at McAlester be printed for distribution to the various counties and to the Board of Pardons and Paroles. Motion prevailed.

On motion of Senator Hudson the Senate adjourned until 10 o'clock A. M., Thursday.

SEVENTY-FIFTH LEGISLATIVE DAY.

Thursday, March 29, 1923.

MORNING SESSION.

The Senate convened at 10 o'clock a. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Leedy, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods.    Total, 43.

Absent: Harvey.    Total, 1.

The Chair announced a quorum present.

Prayer by the Chaplain.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 385 and 253 correctly enrolled.

The President Pro Tempore signed the enrolled copies of House Bills Nos. 385 and 253 and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 204 correctly enrolled.

Senator Lillard moved that the Senate rescind its action on March 20, in adopting report of the Joint Committee on Adjournment fixing the date of sine die adjournment at 12 o'clock this day.

Senator Looney (Pontotoc) was called to the Chair.

Senator Cline moved to amend Senator Lillard's motion by adding the further provision that the Legislature shall adjourn sine die next Saturday.

The vote recurring upon the Cline amendment, the same was lost.

The vote recurring upon the Lillard amendment roll call was requested and resulted as follows:

Ayes: Bobo, Brown (Love), Cornett, Darnell, Hill, Holloway, Horner, Hughey, Johns, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), McPherrren, Memminger, Nichols, Ratliff, Reed, West, Woods. Total, 21.

Nays: Anglin, Brown (Blaine), Calvert, Cline, Cordell, Durant, Feuquay, Frye, Glasser, Hudson, Hughes, Land, Lewis, Monk, Wells. Total, 15.

Absent: Harvey. Total, 1.

Not voting: Barker, Carlock, Golobie, Gulager, Johnson, Leedy, Luttrell. Total, 7.

The President Pro Tempore presiding.

The motion was declared carried and the Secretary instructed to immediately advise the House of the action of the Senate, relative to adjournment.

The President Pro Tempore signed the enrolled copy of Senate Bill No. 204, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 262, 148, 331,

15, 201 and 171 and Senate Joint Resolution No. 22 correctly enrolled.

The President Pro Tempore signed enrolled copies of Senate Bills Nos. 262, 148, 331, 15, 201 and 171 and Senate Joint Resolution No. 22, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 122, and House Joint Resolution No. 14 correctly enrolled.

The President Pro Tempore signed the enrolled copies of House Bill No. 122 and House Joint Resolution No. 14, and ordered same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 330, Senate Joint Resolution No. 27, and House Bill No. 531 correctly engrossed.

Senator Lillard introduced Senate Concurrent Resolution No. 22 which was read at length by the Clerk, as follows:

#### SENATE CONCURRENT RESOLUTION NO. 22.

By Senate Committee on Adjournment.

Concurrent Resolution Fixing the Day and Hour of the Sine Die Adjournment of the Ninth Legislature of the State of Oklahoma.

WHEREAS, The time for the adjournment sine die of the Ninth Legislature is now near at hand and matters of legislation of vital importance have been considered during the session, and,

WHEREAS, The Constitution of the State of Oklahoma provides that one house cannot adjourn for more than three days without the consent of the other, and,

WHEREAS, No hour for the final adjournment of the Ninth Legislature of the State of Oklahoma has been specifically fixed in pursuance of the said constitutional provision,

NOW, THEREFORE, Be It Resolved, by the Senate of the State of Oklahoma, the House of Representatives concurring therein, that the hour of six o'clock p. m., Friday, March 30th, 1923, be fixed as the hour of the final adjournment sine die of the Ninth Legislature of the State of Oklahoma.

On motion of Senator Lillard the rules were suspended and Senate Concurrent Resolution No. 22 was taken up for immediate consideration.

Senator Lillard moved that Senate Concurrent Resolution No. 22 be adopted. Motion prevailed and the resolution was referred to the enrolling and engrossing department for engrossment.

Senator Looney (Harmon) submitted a conference report on Senate Bill No. 222, which was read by the Clerk as follows:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee on Senate Bill No. 222, by Mrs. Looney, Nichols, Ratliff, Horner of the Senate, and Treadway of the House, entitled:

An act granting power to the Board of County Commissioners, District Judge and County Judge of any county to use the sinking fund of the county derived from penalties, interest or forfeitures, accrued or to accrue as penalties on delinquent taxes for the purpose of erecting a county court house, providing the method of procedure therefor, and repealing all acts in conflict therewith, and declaring an emergency,

to whom was referred the difference between the Senate and the House of Representatives, beg leave to submit the following report:



*Seventy-fifth Day, Thursday, March 29, 1923*      2035

That the House of Representatives recede from the amendments to said bill.

Respectfully submitted,

MRS. LOONEY,

IRA A. HILL,

CLARK NICHOLS,

Senate Conferees.

H. TREADWAY,

A. C. BURGER,

NEWT SANDERS,

House Conferees

On motion of Senator Looney (Harmon) the report on Senate Bill No. 222 was adopted and ordered transmitted to the Honorable House.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith:

Engrossed Senate Bill No. 235, by Darnell et al of the Senate, Bremer et al of the House, entitled:

“An Act to create and legalize revolving funds for the three State Tuberculosis Sanatoria located at Clinton, Sulphur and Talihina, providing for additions or accretions thereto, and for the maintenance of such funds, and providing for the disbursement thereof, and declaring an emergency.”

Engrossed Senate Bill No. 322, by Hughey et al, entitled:

“An Act making an appropriation with which to defray the expenses for the construction of a building for hospital purposes upon the grounds of the Western Oklahoma Hospital at Supply, Oklahoma, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same have been passed by the House of Represen-

tatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 235 and 322 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith,

Engrossed Senate Bill No. 52, by Reed, entitled:

“An Act providing for the forfeiture of all rights obtained upon a sale or under a certificate of purchase issued thereon, of any of the State school or other State land, for cancellation of the certificate of purchase issued therefor for failure to pay any deferred payments when due, providing a procedure therefor, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker of the House, the emergency having failed to receive two-thirds majority.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 52 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to return herewith,

Enrolled Senate Bill No. 12, by Harvey, entitled:

*Seventy-fifth Day, Thursday, March 29, 1923* 2037

“An Act to prevent architects and civil engineers in the service of the State, county, city, township or school district from over estimating the construction cost of public improvements, providing a penalty therefor, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate that same has been read for the fourth time and was signed by the Speaker in open session.

Yours very truly,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to trans- with herewith for the consideration of your honorable body,

Enrolled Senate Bill No. 185, by West et al of the Senate, and Vernon et al of the House, entitled:

“An Act fixing the annual salary of the chief clerk, loan division, of the Commissioners of the Land Office, and declaring an emergency.”

Enrolled Senate Bill No. 273, by Looney of Pontotoc, entitled:

“An Act to prevent fraud and corruption in making, procuring and submitting initiative and referendum petitions, providing penalties for violation thereof, and declaring an emergency.”

Enrolled Senate Bill No. 300, by Holloway, entitled:

“An Act amending Sections 8824, 8827, 8828 and 8830, Compiled Oklahoma Statutes, 1921, relating to the practice of optometry, and declaring an emergency.”

And to inform you and, through you, the Honorable Sen-

ate that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 12, 185, 273 and 300 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to inform you and, through you, the Honorable Senate that the Speaker of the House has appointed Representatives Nance, Elam and Long as Representative conferees on

Engrossed House Bill No. 485, by Committee on Appropriations, entitled:

“An Act making appropriations from the general revenue fund of the State of all State educational, charitable, eleemosynary and penal institutions, providing for the appropriations and distributions of the new college funds in accordance with Section 7225, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and providing for the appropriations and distributions of the Section 13 fund as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same and as amended by Chapter 295, Session Laws 1917.”

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith,

Engrossed Senate Bill No. 340, by Committee on Roads and Highways of the Senate and House, entitled:

*Seventy-fifth Day, Thursday, March 29, 1923*    2039

"An Act repealing Sections 10110, 10111, 10112, 10113, 10114, of the Compiled Oklahoma Statutes, 1921, pertaining to the Commissioner of Highways, his powers, provinces and duties, and substituting therefor this act, creating certain offices, prescribing their duties, etc."

And to advise you and, through you, the Honorable Senate that the committee report thereon has been adopted by the House of Representatives.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 340 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to return herewith,

Engrossed House Bill No. 212, by Berry of the House and Gulager of the Senate, entitled:

"An Act amending Section 4698 of the Compiled Laws of Oklahoma, 1921, also described as Section 8 of Chapter 113 of the Session Laws of 1917, relative to the appointment and duties of the marshal of the city court, and abolishing the police court jurisdiction of the court created."

And to advise you, and through you, the Honorable Senate that the committee report thereon has been adopted and the bill passed as amended.

Respectfully,

C. J. KENDLE, Chief Clerk.

The conference report on House Bill No. 212 was read by the Clerk as follows, and by unanimous consent was adopted:



REPORT OF CONFERENCE COMMITTEE  
ON HOUSE BILL No. 212.

To the Speaker of the House of Representatives,  
and the President of the Senate;

We, your Committee of the House and Senate, appointed for conference on Senate amendments to House Bill No. 212, being an Act amending Section 4698 of the Compiled Laws of Oklahoma of 1921, also described as Section 8 of Chapter 113 of the Session Laws of 1917, relative to the appointment and duties of the Marshal of the City Court and abolishing the Police Court jurisdiction of the court created, and declaring an emergency, beg leave to report as follows:

FIRST: We recommend the rejection of all the Senate amendments except Amendment No. 30, and we recommend its acceptance.

SECOND: We recommend the adoption of Section 1 of the original bill as follows:

Section 1. That Section 4698 of the Compiled Laws of Oklahoma, of 1921, also described as Section 8, of Chapter 113, of the Session Laws of the State of Oklahoma of 1917, be, and the same is hereby amended to read as follows:

“Section 8. The Board of County Commissioners of the county in which said court is located may appoint two marshals and one clerk in county having said court, who shall have been freeholders in said county for one year next preceeding their appointment and who shall hold office for two years, the terms of those appointed under the terms of this Act to expire at the same time as that of the County Clerk, or at the pleasure of the County Commissioners; each marshall and clerk shall receive \$125.00 per month and to be allowed no fees. It shall be their duty to serve all process and subpoena and levy all executions of said court where service can be had within the limits of the city in which the court is held, to them di-

rected by the clerk of said court, provided that nothing in this Section shall prohibit any sheriff, constable, deputy sheriff or other qualified officer within said county from serving any process, subpoena, execution, warrant or any other process of said court to him directed, and he shall have such authority, either within the limits of said city or within the jurisdiction of said court, and provided further that such officer serving such process to him directed shall be allowed to charge the same fees as are now allowed by law in the justice courts of the state. All subpoenas may also be served by registered mail in the manner provided by law."

THIRD: We recommend Section 2 as follows:

"Section 2. The City Court established by Section 4691 of the Compiled Laws of Oklahoma of 1921, also described as Session Laws of 1919, Page 226, as amended by Section 1, Chapter 113 of the Session Laws of 1917, shall have no jurisdiction over the violation of the city ordinances and such jurisdiction shall revert to the police court of the city heretofore effected by said Act, and the city council or other governing body of the said city which has authority and jurisdiction to establish and provide for a police court for the trial of violations of city ordinances of the said city, whose term shall be concurrent with that of the Mayor and who shall be subject to removal for cause."

FOURTH: We recommend the adoption of the emergency clause.

A. K. BERRY,  
JOE O'BRIEN,  
W. E. DISNEY,

CLARK NICHOLS,  
W. M. GULAGER,

Conferees of the House.

Conferees of the Senate.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, Luttrell, McPherren. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, Shall the bill, as amended, become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, Luttrell, McPherren. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the conference amendments to House Bill No. 212 and ordered the same returned to the Honorable House.

Senator McPherrren with unanimous consent offered the following amendment to House Bill No. 250, which was adopted:

Mr. President: I move to amend the Engrossed House Bill No. 250 by striking lines 9, 10 and 11 on page 9, and inserting in lieu thereof the following:

“Treasury shall be set aside and appropriated as a special fund in such amount as is sufficient to meet the salaries herein provided and to take care of the contingent expenses of the office of the State Fire Marshal; provided, such contingent expenses shall not exceed the sum of ten thousand (\$10,000.00) dollars per annum, for which an appropriation is hereby made.”

McPHERREN.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Concurrent Resolution No. 22 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Concurrent Resolution No. 22, and ordered the same transmitted to the Honorable House.

House Bill No. 250 was read for the third time at length.

The question being, “Shall the bill pass?” the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Menninger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, Luttrell, McPherren. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, Luttrell, McPherren. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed and House Bill No. 250 was referred to the enrolling and engrossing department for engrossment of the amendments.

Senate Joint Resolution No. 27 was read for the third time at length.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.



Nays: Brown (Love), Carlock, Glasser. Total, 3.

Absent: Harvey. Total, 1.

Not voting: Durant, Golobie, Leedy, Luttrell, McPherrin. Total, 5.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the resolution become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Menninger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: Brown (Love), Carlock, Glasser. Total, 3.

Absent: Harvey. Total, 1.

Not voting: Durant, Golobie, Leedy, Luttrell, McPherrin. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Joint Resolution No. 27 and ordered the same transmitted to the Honorable House.

Senate Bill No. 330 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay,

Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, Luttrell, McPherren. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result.

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, Luttrell, McPherren. Total, 6.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of Senate Bill No. 330 and ordered the same transmitted to the Honorable House.

House Bill No. 313 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser, Memminger. Total, 2.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 313 and ordered the same transmitted to the Honorable House.

Senator Nichols moved that the rules be suspended for the purpose of introducing a motion to take up general order of business at this time. Motion to suspend the rules was lost.

House Bill No. 85 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Holloway, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 26.

Nays: Anglin, Brown (Blaine), Brown (Love), Cornett, Durant, Gulager, Hill, Horner, Wells. Total, 9.

Absent: Harvey. Total, 1.

Not voting: Barker, Calvert, Carlock, Golobie, Johnson, Leedy, Looney (Pontotoc), West. Total, 8.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 85 and ordered the same returned to the Honorable House.

House Bill No. 246 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherson. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson,

Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 246 and ordered the same returned to the Honorable House.

House Bill No. 201 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, **Cornett**, **Darnell**, Feuqua Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:



Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 201 and ordered the same returned to the Honorable House.

House Bill No. 451 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The bill **having** received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherran. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 451 and ordered the same returned to the Honorable House.

House Bill No. 262 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Bobo, Brown (Blaine), Calvert, Cline, Cordell, Cornett, Darnell, Durant, Frye, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), McPherran, Memminger, Ratliff, Wells, Woods. Total, 26.

Nays: Anglin, Brown (Love), Feuquay, Glasser, Horner, Lewis, Luttrell, Monk, Nichols, Reed. Total, 10.

Absent: Harvey. Total, 1.

Not voting: Barker, Carlock, Golobie, Gulager, Leedy, Looney (Pontotoc), West. Total, 7.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Bobo, Brown (Blaine), Calvert, Cline, Cordell, Cornett, Darnell, Durant, Frye, Hill, Holloway, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), McPherren, Memminger, Ratliff, Wells, Woods. Total, 26.

Nays: Anglin, Brown (Love), Feuquay, Glasser, Horner, Lewis, Luttrell, Monk, Nichols, Reed. Total, 10.

Absent: Harvey. Total, 1.

Not voting: Barker, Carlock, Golobie, Gulager, Leedy, Looney (Pontotoc), West. Total, 7.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

The President Pro Tempore signed the engrossed copy of House Bill No. 262, and ordered same returned to the Honorable House.

House Bill No. 477 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson,

Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 477 and ordered the same returned to the Honorable House.

House Bill No. 539 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The emergency having received the constitutional two thirds majority of the votes of all members elected to and constituting the Senate was declared passed.



The President Pro Tempore signed the engrossed copy of House Bill No. 539 and ordered the same returned to the Honorable House.

House Bill No. 288 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West Woods. Total, 38.

Nays: None

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West Woods. Total, 38.

Nays: None

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 546 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherson. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 546 and ordered the same transmitted to the Honorable House.

House Bill No. 448 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherson. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

House Bill No. 159 was read for the third time and on motion of Senator Nichols was referred to a special committee for correction of the title.

The Chair appointed as such special committee Senators Nichols, Cordell and Horner.

House Bill No. 531 was read for the third time at length. and on motion of Senator Gulager was referred to a special committee for consideration.

The Chair appointed as such committee Senators Gulager, Nichols and Horner.

House Bill No. 245, being on special order, was taken up for consideration.

The items of the appropriation covering the Auditing Department and the Engineering Department were read by the clerk.

Senator Reed offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 245, line 15, page 3, by striking all of line 15.

REED.

Section 1, as amended, was adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

On motion of Senator Nichols House Bill No. 245, as amended, was advanced to engrossment and third reading.

House Joint Resolution No. 17 was taken up for further consideration.

Senator Glasser offered the following three amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, line 14, page 44, by adding after the word "taxes" and before the word "interest" "and" and striking after the word "interest" "and expenses of administration."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, line 13, page 44, by adding after the word "State" and before the word "subject" the word "now."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, line 14, page 44, by adding after the word "taxes" and before the word "taxes" the words "ad valorem."

GLASSER.

Senator Fequay offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, line 14, page 44, by adding after the word "taxes" the following language: "provided that the Legislature of the State may from time to time authorize a levy of such additional ad valorem taxes as will mature and retire all bonds together with interest thereon which may be issued under the authority of this amendment and which is necessary, in addition to the taxes provided herein."

FEUQUAY.

Senator Glasser offered the following amendments, all of which were adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, lines 16 and 17, page 44, by striking after the word "of" in line 16 and before the word "to" in line 17 the intervening language, by substituting the following: "exemptions hereafter allowed."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, lines 4 and 5, page 47, by striking after the word "payers" all of line 4 and all of line 5, page 47.

GLASSER.



Mr. President: I move to amend House Joint Resolution No. 17, line 11, page 47, by striking after the word "the" and before the word "income" the word "real" and substitute therefor the word "actual."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, line 8, page 51, by striking after the word "indebtedness" the words "not exceeding \$5,000."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, line 10, page 51, by striking after the word "taxes" and before the word "paid" the intervening words "except taxes herein imposed."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, lines 2, 3 and 4, page 53, by striking after the word "estate" the remainder of line 2 and all of lines 3 and 4.

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, line 5, page 53, by striking after the word "exceed" and before the word "per" the word "five" and substitute therefor the word "fifteen."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, line 11, page 53, by striking the word "three" and substitute therefor the word "one."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, line 15, page 53, by striking after the word "of" the word "four" and substitute therefor the word "two."

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, lines 2 to 8, page 54, by striking lines 2, 3, 4, 5, 6, 7, 8, inclusive, page 54.

GLASSER.

Mr. President: I move to amend House Joint Resolution No. 17, lines 16, 17 and 18, page 54, and lines 1, 2, 3, 4 and 5, page 55, by striking after the word "June" on line 15 all of lines 16, 17 and 18 on page 54 and lines 1, 2, 3, 4, 5 on page 55, and substitute the following language: "following thereafter, and he shall have the power to correct and adjust such assessment for income taxation as herein provided; provided, that any taxpayer feeling aggrieved by any decision or ruling of the State Auditor in finally determining the amount of income tax due from said taxpayer, shall have the right of appeal from such ruling or decision to the District Court of Oklahoma County, Oklahoma, and from the final decision of that court to the Supreme Court of Oklahoma, by giving to the State Auditor, within ten days after his decision, a written notice of said intention to appeal to the District Court of Oklahoma County, Oklahoma, upon the giving of which notice the State Auditor shall certify to the District Court of Oklahoma County, Oklahoma, all papers and records in said controversy together with his final decision thereon, and provided further, that in the trial of such issue in the District Court of Oklahoma County, Oklahoma, such taxpayer shall be permitted to offer such testimony as he or she may deem necessary for the protection of such tax payer's interest, and all testimony so offered by the tax payer, as well as by the State Auditor, together with the objections thereto shall constitute the record in the Supreme Court for its final decision; and provided further, that pending such appeal the tax payer shall give a bond to the 'Soldiers State Compensation Fund' to be approved by a judge of the District Court of Oklahoma County, Oklahoma, in double the amount of the assessment determined by the State Auditor, conditioned that such tax payer will pay into

the 'Soldiers State Compensation Fund' such sum as may by the Supreme Court be finally adjudged to be due."

GLASSER.

Senator Nichols offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17 as amended, line 17, page 50, as follows: By adding after the words "United States of America" and before the words "income tax deductions," the following: "and except also from income the proceeds of life insurance policies paid upon the death of the insured and the amount received by the insured as a return of premium or premiums paid by him under life insurance endowment or annuity contracts, either during the term or at the maturity of the term mentioned in the contract or upon surrender of the contract."

NICHOLS.

Senator Hudson offered the following amendment:

Mr. President: I move to amend House Joint Resolution No. 17, line 15, page 56, by striking line 15 and all the remainder of Section 32.

HUDSON.

Senator Cordell, on behalf of the special committee on House Bill No. 159, reported as follows:

We, your special committee to whom was referred Engrossed House Bill No. 159, by Varnum, Wooten, Pollock, Eastridge, Burger and Thornley, recommend that the title to said bill be amended by adding at the end thereof the following: "Relating to the organizations and regulations of co-operative corporations."

CLARK NICHOLS, Chairman;  
CORDELL,  
HORNER.

On motion of Senator Cordell the committee report was adopted as read.

The question being, "Shall the bill pass, as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the conference amendments to House Bill No. 159, and ordered same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 448, 250 and 288 correctly engrossed.

The President Pro Tempore signed House Bills Nos. 448, 250 and 288 as amended, and ordered same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 212 correctly engrossed.

The President Pro Tempore signed engrossed conference amendments to House Bill No. 212, and ordered the same returned to the Honorable House.

The following messages from the Governor were received:

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 377, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your honorable body, that I have today signed enrolled Copy of Senate Bill No. 200, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 198, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 209, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 341, and have cause same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 26, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy



of Senate Bill No. 49, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 51, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 118, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 21, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON,  
Governor.

Senator Brown (Love) was called to the chair.

Senator Horner on behalf of the Committee on Code Revision, submitted the following report:

Mr. President:

We, your Committee on Code Revision, to whom was referred Senate Resolution No. 9, by Anglin, beg leave to report as follows:

That we held several hearings for the purpose of ascertaining the facts, and find from the testimony taken at such hearings, as follows:

FIRST. That the Act of 1921, authorizing the compilation, requires that the compilation be designated "Compiled Statutes of Oklahoma, 1921." That at the suggestion of the Code Commission, the compiler was required to designate the compilation as "Compiled Oklahoma Statutes, Annotated, 1921," to conform to the form now in use by a majority of the States, and that the name of the author on the Statute is the customary manner of designating a compilation.

SECOND. That there is an error in the heading of five pages of that part of the Statutes containing the Constitution of Oklahoma and this error is no more than might be expected to occur in manufacturing a work of this kind. That it so happens that it is not misleading.

THIRD. The Act requires that every Section be numbered consecutively with the corresponding number of the Revised Laws of Oklahoma, 1910. At the suggestion of the Code Commission, and owing to the fact that the work necessarily contained the subsequent Acts of the Legislature, these corresponding sections were carried forward under an appropriate head in the back of the Statutes, and also the corresponding Section Number of the Revised Laws of Oklahoma, 1910, was given immediately following the Section contained in the 1921 compilation.

FOURTH. In preparing the work the compiler carried out the instructions of the Code Commission and did not carry the historic number found in the 1910 Laws, for the reason as explained by members of the Commission who appeared before the Committee, that the Code Commission in 1910 had authority to change the language of any existing law, either by addition of new language, or omission of existing statutes. It, therefore, became necessary for them at that time to explain these changes. Upon the adoption of the 1910 Statutes, all matter contained therein became the fixed law of the State. The compiler of the 1921 work, having no authority to make any changes in language, but under the Act, authorizing the compilation, was forced to take the language as it had previously been adopted, and there was no reason for carrying this note, at the suggestion of the Code Commission, this was omitted as being entirely unnecessary and superfluous.

FIFTH. The Act of 1921 provides that the work should be completed and delivered within four months from the date of the printing and publication of the Session Laws of 1921. The Session Laws of 1921 were not delivered until about the month of August of that year. At the suggestion of the Code Commission, the compiler was required to furnish a complete index to Volume One, and a double index to Volume Two. This necessitated several hundred pages extra and accounts for part of the delay. At the beginning of the 1922, the compiler, Mr. Bunn, became seriously ill. The work was of such a peculiar, personal character that it was impossible for the work to proceed during his illness, under the supervision of any assistant and the Code Commission fully excused this delay.

SIXTH. The Committee was advised that the required number of volumes to be delivered to the State under the contract were delivered shortly following the convening of the Ninth Legislature.

The Committee has examined the Act with respect to the price to be charged for sets to be sold to the members of the bar and others requiring the same within the State of Oklahoma, and is of the opinion that, while said Act does not mention transportation charges for the delivery of the work, still we are of the opinion that a reasonable construction should be given to this Act and it would require the compiler to pay such transportation charges.

After giving full consideration to all matters covered by the Resolution, and the testimony taken at the hearing, the Committee is of the opinion that, taking all things into consideration, the contract has been substantially complied with and the 1921 Compilation is a fairly satisfactory work to the members of the Commission, Bench and Bar of this State.

HORNER, Chairman.

The President Pro Tempore presiding.

On motion of Senator Horner, the committee report was adopted.

Senator Jones moved that House Bill No. 497 be advanced to engrossment and third reading. Motion prevailed.

Senator Hudson moved that House Bills Nos. 467, and 340 be submitted to a special committee for consideration, with instructions to report at once so the matter might be acted upon during this day's session.

Motion prevailed, and the Chair appointed Senators Hudson, Cline and Glasser as such committee.

On motion of Senator Lillard, House Bill No. 378 was advanced to engrossment and third reading.

On motion of Senator Lewis, House Bill No. 546 was advanced to engrossment and third reading.

On motion of Senator Hudson, House Bill No. 216 was advanced to engrossment and third reading.

On motion of Senator Cordell, House Bill No. 254 was advanced to engrossment and third reading.

Senator Cordell moved that the rules be suspended for the purpose of roll call on House Bill No. 254.

Motion to suspend the rules was lost.

On motion of Senator Cline, House Bill No. 204 was advanced to engrossment and third reading.

House Bill No. 123 was taken up for consideration, read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

Senator Reed moved that the rules be suspended, for the purpose of roll call on House Bill No. 412.

Motion to suspend the rules was lost.

House Bill No. 351 was taken up for consideration, and read by the Clerk.

On motion of Senator Gulager, further consideration of House Bill No. 351 was indefinitely postponed.

On motion of Senator Golobie, House Bill 429 was advanced to engrossment and third reading.

House Bill No. 429 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Leedy, McPherren. Total,  
4.

The bill having received a constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 429, and ordered the same transmitted to the Honorable House.

On motion of Senator Hudson, the Senate recessed until 1:45 o'clock p. m.

#### AFTERNOON SESSION.

The Senate was called to order at 1:45 o'clock p. m., by the President Pro Tempore.

House Joint Resolution No. 17 was taken up for further consideration.

Section 33 was read by the Clerk.

Senator Glasser offered the following amendment which was adopted:

Mr. President: I move to amend House Joint Resolution No. 17, line 1, page 58, by striking the word "come."

GLASSER.

Section 33, as amended, was adopted by unanimous consent.

Section 34 was read and adopted by unanimous consent.

Section 32 was taken up for further consideration.

Senator Hudson offered the following amendment:



Mr. President: I move to amend House Joint Resolution No. 17, line 15, page 44, by striking line 15, page 44, and the remainder of the section.

HUDSON.

Roll call was requested and resulted as follows:

Ayes: Anglin, Carlock, Cline, Cornett, Glasser, Horner, Hudson, Jones, Luttrell, Wells, Woods. Total, 11.

Nays: Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cordell, Darnell, Feuquay, Frye, Golobie, Hill, Holloway, Hughes, Hughey, Johnson, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), McPherran, Memminger, Nichols, Reed. Total, 25.

Absent: Harvey. Total, 1.

Not voting: Durant, Gulager, Johns, Leedy, Monk, Ratliff, West. Total 7.

The amendment was declared lost.

Senator Wells offered the following amendment which was adopted:

Mr. President: I move to amend House Joint Resolution No. 17, line 12, page 57, as follows, by adding after the word "tax" the following:

"Provided: That the income derived from notes and mortgages of building and loan associations chartered, organized and doing business in this State, under the laws of this State and which are given by the members of such association upon real estate located in the State, and which real estate is subject to taxation under the laws of the State, and the shares issued by a building and loan association loaning its funds to members within this State shall be exempt to the association from taxation under the provisions of this amendment.

WELLS.

Senator Bobo with unanimous consent offered the following amendment to Section 16, which was adopted:

Mr. President: I move to amend House Joint Resolution No. 17, line 16, page 21, by striking after the word "exceed" and before the word "in", the figures "\$25,000,000.00", and inserting in lieu thereof "\$20,000,000.00".

BOBO.

Senator Bobo offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 17, line 15, page 22, by striking after the word "of" the figures "\$25,000,000.00" and inserting in lieu thereof the figures "\$20,000,000.00."

BOBO.

Senator Horner offered the following amendment which was tabled on motion of Senator McPherrren:

Mr. President: I move to amend House Joint Resolution No. 17, line 6, page 53, by adding between lines 6 and 7, the following: "provided that the annual 2% gross premiums receipts tax provided by Article 19, of the Constitution, shall be deducted from the tax imposed by this amendment."

HORNER.

Senator Nichols offered the following amendment which was adopted:

Mr. President: I move to amend House Joint Resolution No. 17, line 6, page 53, as follows: By adding after the words "per centum of tax payer's net income" and before the words "Income Tax Deductions," a new subsection, to be known as subsection 8, as follows:

"8. In the case of Life Insurance Companies such portion of any actual premium received from any individual pol-

icy holder as is paid back or credited to or treated as an abatement or premium of such policy holder within the taxable year, also the net addition required by law to be made within the taxable year to reserve funds (including in the case of assessment insurance companies the actual deposit of sums with state or territorial officers pursuant to law as additions to guarantee or reserve funds), and the sums other than dividends paid within the taxable year on policy and annuity contracts."

NICHOLS.

Senator Lillard moved that the vote by which the McPherren amendment to pages 4 and 5 was adopted be reconsidered.

The roll call was requested and resulted as follows:

Ayes: Barker, Calvert, Cordell, Darnell, Feuquay, Frye, Glasser, Golobie, Gulager, Hughes, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 24.

Nays: Anglin, Bobo, Brown (Blaine), Brown (Love), Cline, Cornett, Hill, Horner, Hudson, Hughey, Johns, Looney (Pontotoc), McPherren, Wells, West. Total, 15.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Holloway, Leedy. Total, 4.

The motion was declared carried.

Senator Lillard then moved that the McPherren amendment lie on the table, which motion prevailed.

Senator Langley moved to reconsider the vote by which the Bobo amendments changing the bond issue from \$25,000,000.00 to \$20,000,000.00 was adopted. Motion prevailed.

On motion of Senator Langley, the Bobo amendments were tabled.

Senator Brown (Love), offered the following amendment, which was defeated:

Mr. President: I move to amend House Joint Resolution No. 17, line 18, page 4, by striking after the word "of" and before the word "dollars" the word "fifty" and substituting therefor the word "one hundred."

BROWN (Love).

On motion of Senator Langley, House Joint Resolution No. 17, as amended, was advanced to engrossment and third reading.

The rules were suspended, and Senate Bill No. 385 was taken up and read by the Clerk, and by unanimous consent advanced to engrossment and third reading.

House Joint Resolution No. 17 was read for the third time at length as follows:

ENROLLED HOUSE JOINT RESOLUTION No. 17.

(As Amended by Senate Committee on Soldiers Relief and Memorials.)

By WOOTEN, of the House, and CORDELL, of the Senate.

A Resolution Proposing an Amendment to the Constitution of the State of Oklahoma.

BE IT RESOLVED by the Senate, the House of Representatives concurring therein, that the Governor of Oklahoma is hereby authorized and directed to submit an amendment to the State Constitution of the State of Oklahoma, to a vote of the people, at the earliest possible date.

The Constitution of the State of Oklahoma shall be amended as follows:

A PROPOSED CONSTITUTIONAL AMENDMENT,  
ENTITLED: A CONSTITUTIONAL AMENDMENT TO

THE CONSTITUTION OF THE STATE OF OKLAHOMA, BY ADDING TO SAID CONSTITUTION, AN ARTICLE TO BE KNOWN AND DESIGNATED AS ARTICLE 26, SAID ARTICLE AUTHORIZES AND PROVIDES FOR THE INDUSTRIAL REHABILITATION AND EQUALIZED COMPENSATION OR FARM OR HOME AID TO ALL SOLDIERS AND CERTAIN DEPENDENTS OF DECEASED SOLDIERS WHO SERVED HONORABLY, FROM THE STATE OF OKLAHOMA, IN THE WAR BETWEEN THE UNITED STATES AND THE GERMAN EMPIRE AND ITS ALLIES; PRESCRIBING QUALIFICATIONS OF THOSE WHO SHALL RECEIVE SUCH LOAN OR CASH COMPENSATION; FIXING THE AMOUNT OF SUCH LOAN OR COMPENSATION AND CREATING A COMMISSION TO BE KNOWN AS THE "SOLDIERS' STATE AID COMMISSION," AND DEFINING THE POWERS AND DUTIES OF SAID COMMISSION AUTHORIZING THE ISSUANCE AND PRESCRIBING THE CHARACTER AND AMOUNT OF BONDS TO BE ISSUED, AND CREATING A SPECIAL FUND FROM THE PROCEEDS THEREOF, TO CARRY OUT THE PURPOSE OF THIS ACT, AND PROVIDING WAYS AND MEANS BY WHICH THE INTEREST ON SAID BONDS SHALL BE PAID WHEN DUE, AND THE BONDS THEMSELVES PAID AT MATURITY.

*Be It Enacted by the People of the State of Oklahoma:*

Section 1. That the Constitution of the State of Oklahoma be amended by adding thereto an article which shall be known as Article 26, which said Article 26 shall be in words and figures, as follows:

Article 26. Each person hereinafter called "soldier," who enlisted or was inducted or served honorably, from the State of Oklahoma, or in military or naval forces of the United States, including nurses, at any time between the 6th

day of April, 1917, and the 11th day of November, 1918, shall be entitled to receive from the State of Oklahoma, out of funds created by this amendment to the Constitution of the State of Oklahoma, hereinafter called "This Amendment," as a bonus, the sum of Fifty (\$50.00) Dollars per month home aid, or Thirty (\$30.00) Dollars cash per month, for each month or major fraction of a month that such soldier was in active service, and the time of service shall be computed from the date of induction to the date of his final discharge;

PROVIDED, however, that no person shall receive a bonus who has been paid a State bonus from any other State in the Union for the same service;

PROVIDED, FURTHER, that no time shall be computed for re-enlistment after November 11, 1918, in the World War;

PROVIDED, FURTHER, that no soldier shall receive more than the maximum sum of Two Hundred Fifty (\$250.00) Dollars cash, or Five Hundred (\$500.00) Dollars as home aid.

Section 2. The word "Soldier" as used in this Amendment, shall be construed to mean and include any soldiers in the army, sailor, marine, nurse, or other person regularly enlisted, commissioned or inducted, who was a part of the military or naval forces of the United States in the war with Germany and its allies, and who was a resident of the State of Oklahoma, at the time he was commissioned, enlisted or inducted, appointed or mustered into military or naval services of the United States. And be it further provided, that the word "Soldier" shall not be deemed to include welfare workers or persons engaged in the work of the Red Cross, Young Men's Christian Association, Young Women's Christian Association, Jewish Welfare, Knights of Columbus, Welfare Board, War Camp or Community Service, the Salvation Army or like organizations. And be it further provided, that no soldier shall receive any benefits accruing under this Amendment, who was dishonor-



ably discharged from the service of the United States army or navy, or who shall have at any time during the period of war with Germany and its allies, sought to avoid service because of conscientious objections thereto, or who shall have been, at any time, guilty of any fraud or wilful violation or evasion of the Selective Service Act, or of the rules and regulations of the War Department in force thereunder, or who though in the service, did civilian work at civilian pay, or for the time spent while taking training in any student army corps, or who has received from other states, a bonus or compensation of like nature as provided in this Amendment.

Section 3. In case of the death of any person who would, if living, be entitled to the benefits under this Amendment, the same shall be paid to the persons in order named:

First: Surviving wife;

Second: Surviving child, and if there be more than one child surviving, then, equally among such children;

Third: Surviving mother;

Fourth: Surviving father;

Provided, that if the applicant for the cash compensation shall die before the payment of such compensation, then, such application shall be deemed to enure to the benefit of the person or persons as aforesaid entitled thereto.

Section 4. No right of payment under this Amendment shall be subject to the claims of any creditors, nor shall it be capable of assignment nor be regarded as assets of the estate of a deceased person, nor made the basis for administration thereof, except as hereinafter provided.

Section 5. For the purpose of administering this Amendment, there is hereby created a Commission to be known as "The Soldiers' State Aid Commission." Such Commission shall consist of the Governor, who will be ex-officio chairman

of the Commission, of the Secretary of State, of the State Treasurer, of the Attorney General and of the Adjutant General of the State.

Section 5A. The Commission shall select a secretary who shall be in charge of the administrative functions of such Commission under the direction of such Commission. Such secretary shall receive a salary of Three Thousand Six Hundred (\$3,600.00) Dollars per annum.

Section 5B. The Commission shall have and maintain an office in the State Capitol at Oklahoma City, and shall have authority to employ not to exceed three assistants for the secretary thereof, at an annual salary of not to exceed Two Thousand Four Hundred (\$2,400.00) Dollars each, and to prescribe proper rules and regulations for the carrying out of this Amendment. The Attorney General shall be the legal adviser of the Commission.

No court shall have jurisdiction over said Soldier State Aid Commission, except the Supreme Court of the State.

Section 6. It shall be the duty of the Commission to determine as expeditiously as possible, the persons who are entitled to the payments under this Amendment, and to make such payments after such determination without delay. The Commission is hereby authorized, empowered and directed to do any act or thing necessary to fully meet the requirements of this Amendment and this power shall be liberally construed by the Commission and by the Supreme Court. No charge made by any agent, notary public or attorney for service in connection with obtaining any of the benefits as provided for under this Amendment, shall be recognized by the Commission, and any person who, for a consideration, advances money on or discounts any warrant issued pursuant to the terms of this Amendment shall be guilty of a felony.

Section 7. If the Commission, after due consideration, shall finally disallow the claim of any person for the bonus under

this Amendment, the reason for said disallowance shall be filed with the application and notice thereof mailed to the applicant at his last known post office address. Within sixty (60) days after such notice, the applicant may file with the Secretary of the Commission, an application for reconsideration by the Commission. The Commission shall thereupon, without delay, take up such motion and dispose of the same, and its action on said motion shall be final.

Section 8. Whenever any application for such bonus has been approved in whole, or in part, by the Commission, it shall cause to be prepared a voucher for the proper amount, transmit the same to the Auditor of the State, who shall audit the same and issue a non-transferable warrant for the same in the proper amount, upon the State payable to the order of the applicant, and deliver said warrant to the secretary of the Commission and take his receipt therefor. It shall be the duty of the Commission to transmit such warrant by mail, to the applicant direct or hand the warrant to the applicant, and not to any other person or persons.

Section 8A. Any beneficiary under this Amendment shall have the privilege of exchanging his warrant for "State of Oklahoma World War Compensation Bonds" hereinafter created; provided such warrant is issued on the basis of said cash compensation.

It shall be the duty of the State Treasurer to pay all such warrants when presented properly indorsed, out of the "Soldiers' Fund." All warrants drawn by the State Auditor pursuant to, and under the provisions of this Amendment, shall be on a form to be prepared by the Commission herein created.

Said warrants shall be numbered consecutively from one upwards, and shall be printed on a color of paper easily distinguishable from that of other warrants, and shall be registered in a book or books provided especially for that purpose.

Section 9. Whoever shall knowingly make a false statement under oath, orally or written, of a material fact relating to a claim under a provision of this Amendment, or knowingly participate in the allowance of fraudulent claims, shall be guilty of a felony and punishable by a fine of not more than One Thousand (\$1,000.00) Dollars, or by imprisonment for not more than one year in the State penitentiary, or by both such fine and imprisonment.

Section 10. Any claimant under this Amendment shall make his election of the character of aid to be received by him, within two years after the said Soldiers' State Aid Commission shall begin to function, and if such claimant elects to take the benefits of the home aid provision of this Amendment, the said claimant shall have two years from the date of such election, in which to exercise his privileges under the provisions of the home aid section of this Amendment. Provided, that benefits of home aid shall not apply to next of kin. Provided, further, that if applicant fails to secure home aid within such period, he or his next of kin in case of his decease, shall not be precluded from participating in cash compensation.

Section 11. The home aid provided by this Amendment may be used either in the purchase of a home, to pay off an existing mortgage or a home then owned, or to be applied on the purchase of a home where the soldier elects to borrow money from the State as herein provided.

Section 12. The State of Oklahoma, for the purpose of assisting in the industrial rehabilitation and providing for farm or home aid for those entitled to aid under this Amendment, shall loan to each person entitled, a maximum sum of Fifteen Hundred (\$1,500.44) Dollars, plus the amount of home aid bonus to which he may be entitled, and loans will be made in multiples of One Hundred (\$100.00) Dollars, and no loan for a sum of less than Five Hundred (\$500.00) Dollars, nor greater than Two Thousand (\$2,000.00) Dollars, including home aid bonus, will be made. Provided, that the maxi-

imum amount so loaned said soldier shall in no event exceed the sum of Two Thousand (\$2,000.00) Dollars, including home aid bonus. Provided, further, that the amount to which any person may be entitled under the home aid provisions of this Amendment shall not be considered a part of said loan, insofar as repayment is concerned, but shall be taken into consideration in estimating the said maximum amount of said Two Thousand (\$2,000.00) Dollars.

Whenever a soldier has selected the land or home he desires to purchase under the provisions herein, he shall file his application with the Commission in such form as may be prescribed by the Commission, setting forth such information as may be required by the Commission. Whenever such application is made, the Commission, if satisfied with the desirability of the real estate and that such person has agreed with the Commission to actually move upon such property, within six months from the date of said loan, the Commission shall be empowered to enter into a contract of purchase with the owner and to purchase said real estate from the owner thereof, upon such terms as may be by them agreed upon. The Commission shall enter into a contract with the applicant for the sale of said land to the said applicant, provided, that the applicant re-purchasing such land or home from the Commission must make an initial payment of at least 15 per cent of the purchase price of the land or home; provided, however, the applicant may apply and shall have a credit on the purchase price of said land or home of such amount as he shall be entitled to under the home aid plan as provided by this Amendment. The balance of said purchase price may be amortized over a period to be fixed by the Commission, not to exceed twenty-five (25) years, together with interest thereon at the rate of five (5) per cent per annum. And be it further provided that in each case the farm or home purchaser shall have the right on any installment date to pay any or all installments unpaid, less interest not accrued. The Commission is hereby empowered in each individual case to determine the terms of

the contract entered into with the soldier, but no real estate or contract for purchases thereof sold under the provisions of this Amendment, shall be transferred, assigned, mortgaged in whole or in part without the approval in writing of such Commission given in such manner as the Commission may prescribe until the purchaser has paid therefor in full, and has complied with all the terms and conditions of his contract. Before entering into any contract for the purchase of real estate by the Commission there must be filed with the Commission an appraisement of the fair cash market value of the real estate proposed to be purchased, which appraisement shall be made by competent appraisers to be appointed by the Commission, verified by the appraisers, and such verification shall state, among other things, that it is made in good faith and that the valuation is honestly determined and represents the bona fide opinion of the appraisers.

Section 13. The contract entered into between the Commission and an approved purchaser shall contain, among other things, provisions that the purchaser shall maintain said farm or home at his place of residence, keep in good order and repair all buildings, fences or other permanent improvements situated therein, and that each purchaser shall, if required, insure and keep insured against fire and tornado all buildings on said land, all policies thereof to be made out in favor of the Commission in such amount or amounts as may be approved by the Commission.

In the event of a failure of a farm or home purchaser to comply with any of the terms of his contract of purchase and agreement with the Commission, the Commission shall have the right, at its option, to cancel said contract of purchase and agreement, and thereupon shall be released from all obligations at law or in equity to convey the property and the purchaser shall forfeit all right thereto, and all payments theretofore made shall be deemed to be rental paid for occupancy.



When a soldier shall have fully performed all the conditions of his contract of purchase, the Commission or its successor in trust, shall execute and deliver to such soldier, its deed conveying to him the title of said Commission, in and to the premises so purchased.

Section 14. Any soldier qualified to receive a loan or cash compensation hereunder shall have the option of electing to take either a cash compensation or home aid, but may not receive both.

Section 15. Any soldier who shall elect to take home aid under the provisions of this Amendment shall not be entitled to receive interest after such election that such amount due him shall remain unpaid.

Section 16. For the purpose of paying the compensation as provided for by this Amendment, the State of Oklahoma, through its officers, is hereby authorized, empowered and directed to borrow upon the credit of the State an aggregate sum amounting not to exceed Twenty-five Million (\$25,000,000.00) Dollars, in the manner herein provided. The Governor, Secretary and State Treasurer, when directed so to do by the Soldiers' State Aid Commission, shall sign all bonds, coupons and perform and do such acts and things as may be necessary to borrow upon the credit of the State the whole or any part of the aforesaid sum, such bonds to bear interest at the rate of not exceeding five (5) per cent per annum, payable semi-annually.

Section 17. As evidence of the indebtedness herein authorized to be incurred, there shall be issued from time to time, as the occasion may require in the judgment of the Commission, the negotiable gold coupon bonds of the State of Oklahoma, to be known and designated as "State of Oklahoma World War Soldiers' Compensation Bonds," payable to bearer, and not to exceed in the aggregate, the sum of Twenty-five Million (25,000,000.00) Dollars. They shall be

issued in denomination of One Hundred (\$100) Dollars each, and upwards, in even multiples, and bear such date or dates as the Commission may determine, and shall not be subject to ad valorem tax, but the income from such bonds or coupons shall be taxable. They shall bear such rate of interest as may be fixed by the Commission, not exceeding five (5) per centum payable semi-annually, and the several semi-annual amounts of interest to accrue, shall be evidenced by appropriate coupons of proper number attached to each form; Provided, that in the discretion of the Commission the first coupon on any such bond may be made payable at any designated time, not longer than one (1) year from its date, and in such case such coupon shall be for the amount of the interest on the bond to the date of the maturity of such coupon. They shall be numbered consecutively from one (1) upward, and shall mature in such amounts and at such time or times, not exceeding twenty (20) years from the date they bear as the Commission may determine. Both the principal of the bonds herein authorized to be issued and the interest that will accrue thereon, shall be payable in gold coin of the United States of America, of the present standard weight and fineness, at the office of the State Treasurer in Oklahoma City. The full faith, credit and resources of the State of Oklahoma are hereby and herein irrevocably pledged to the punctual payment of the principal at maturity and the interest of such bonds issued under authority of this Amendment, as they severally fall due. All bonds issued under and by virtue of this Amendment, and the interest coupons attached thereto, shall be in such form, as may be prescribed by the Attorney General. They shall be issued under the great seal of the State of Oklahoma and shall be executed by the Governor, attested by the Secretary of State, and countersigned by the State Treasurer. The interest coupons shall be executed by the State Treasurer. The bonds herein authorized, and the interest coupons thereto attached, when executed, as aforesaid, and sold, shall constitute valid and binding obligations of the State of Oklahoma.

although the sale thereof may have been effected at a date after the officer or officers signing, attesting or countersigning them shall have ceased to be incumbent of their several offices respectively. When directed so to do by the Soldiers' State Aid Commission, the State Auditor shall provide bonds herein authorized, and shall lodge them with the State Treasurer in whose custody and charge they shall remain until delivered to the purchaser or purchasers thereof. All bonds authorized shall be paid at maturity and all interest accruing thereon shall be paid when it falls due by the State Treasurer, at a place nominated in the bonds and coupons attached. Thirty days before any of the bonds mature, and the interest falling due, the State Auditor shall draw his warrant on the State Treasurer in a sum sufficient to pay maturing bonds and interest falling due. Whenever, in the opinion of the State Board of Equalization, it is advisable so to do, and there are sufficient funds therefor, the State Treasurer may redeem any of the said bonds before maturity if the holders thereof agree thereto, and may also purchase any of said bonds in the open market whenever funds are available, and, in the opinion of said Equalization Board, it is to the advantage of the State so to do.

Section 18. The bonds herein authorized to be issued may be either registered or coupon bonds. Coupon bonds may be registered in the name of the holder. The registry to be certified thereon by the State Treasurer, and the name of the registered owner of the bond to be placed in the registration clause on the back thereof, together with the signature of the said Treasurer, after which no transfer shall be valid unless made by the registered owner in person or by attorney, upon the books of the State Treasurer and the name of the newly registered owner similarly placed on the back of the bond. Bonds registered as to principal may be discharged from registration by being transferred to bearer, after which they shall be transferable by delivery, but may again be registered as to principal as before. The registration of the bonds as to prin-

cipal shall not restrain the negotiability of the coupons by delivery.

Section 19. Coupon bonds may also be registered as to interest and the coupons surrendered and interest made payable only to the registered holder of the bond. For that purpose the State Treasurer shall detach and cancel the coupon and shall endorse a statement on the bonds that the coupon sheet issued therewith has been surrendered by the holder and the coupons cancelled by him, and that the semi-annual interest is thereafter to be paid to the registered holder, or order, by draft, check or warrant drawn payable at the place of payment specified in the bonds. Bonds registered under this section, may, with the consent of the State Treasurer and the holder of the bonds, be reconverted into coupon bonds at the expense of the holder thereof and again reconverted into registered bonds from time to time. The Soldiers' State Aid Commission shall pass regulations or orders as may necessary to give effect to the provisions hereof. The State Treasurer shall keep in his office such books or book as may be necessary for the registration of the bond as herein provided.

No writing on this bond except by the Treasurer of the State of Oklahoma.

In accordance with a provision in this bond, this bond may be registered in the name of the owner, the registry to be certified hereon by the Treasurer of the State of Oklahoma, after which no transfer shall be valid unless made by the registered owner in person or by attorney upon the books of the said Treasurer and the name of the new registered owner similarly placed in the registration by being transferred to bearer, after which it shall be transferable by delivery, but it may be again registered as before. The registration of this bond shall not restrain the negotiability of the coupons by delivery merely, until the surrender and cancellation of the said coupons as provided in said bond.

(Date of Registration)

(In Whose Name Registered)

(State Treasurer)

In accordance with a provision in this bond, the unmatured coupons issued herewith have been surrendered by the holder of the bond and cancelled by the Treasurer of the State of Oklahoma, the semi-annual interest on the bonds is hereafter to be paid to the registered holder or order upon proper acknowledgment of the receipt thereof.

Dated, Oklahoma City, Okla., \_\_\_\_\_, 192\_\_

\_\_\_\_\_  
Treasurer of the State of Oklahoma.

Section 20. All registered bonds herein authorized shall have printed on the face thereof, a clause substantially the following form:

“This registered bond is in substitution for, and in lieu of, ‘State of Oklahoma World War Soldiers’ Compensation Bonds,’ \_\_\_\_\_dated the\_\_\_\_day of\_\_\_\_\_, 192\_\_\_, numbered\_\_\_\_\_to\_\_\_\_\_, both inclusive, which have been surrendered and cancelled simultaneously, with the issuance of this registered bond, this registered bond may be transferred by executing a duly acknowledged transfer or assignment thereof and by presentation to the State Treasurer, who shall register the said bond in the name of the transferee.”

All coupon bonds exchanged for registered bonds shall have printed on the face thereof a clause in substantially the following form:

“This coupon bond is in substitution for, and in lieu of registered ‘State of Oklahoma World War Soldier Compensation

tion Bond,' numbered ----- and dated the ----- day of -----, 19-----, which has been surrendered and cancelled simultaneously with the issuance of this coupon bond.'''

Section 21. None of the bonds authorized to be issued by this Amendment shall have validity, or be negotiated, until the same have been presented to the State Auditor, who shall register the same in a book or books to be provided for that purpose, and the Auditor shall certify by endorsement of such bond that all of the conditions of this Amendment have been complied with in its issuance, and that the evidence of that fact has been presented to, and filed by him in his office; Provided, however, that if the Auditor believes that all of the conditions of this Amendment have not been complied with he may apply to the Commission for direction, and the order of the Commission shall be final; and the Auditor is commanded to comply therewith; and, provided, further, that the remedy of mandamus shall lie at the instance of any bona fide resident of the State of Oklahoma who served honorably in the military or naval forces of the United States of America at any time between the 6th day of April, 1917, and the 11th day of November, 1918, to compel the registration by the State Auditor of any bonds authorized to be issued by this Amendment that are alleged to be legally issued and authorized and entitled to be registered as herein provided; and, provided, further, that the Supreme Court shall have original and exclusive jurisdiction in such mandamus proceedings.

Section 22. The State Treasurer shall offer the bonds at public sale, and shall provide such methods as he may deem necessary for the advertisement of the sale thereof, and shall require a deposit with each bid of such sum as in his judgment will be sufficient to guarantee the fulfillment thereof, and generally conduct the sale or sales of such bonds under such rules and regulations as shall to him seem advisable; Provided the same are consistent with this Amendment. The



Treasurer may reserve the right to reject any and all bids. If no bids satisfactory to the Treasurer are received at such public sale, then the Treasurer may sell all, or any part of the bonds so advertised at private sale to the best advantage, and the proceeds thereof shall be paid into the State Treasury; Provided, that no bonds issued under this Amendment shall be sold at public or private sale at less than par of its face value, and accrued interest from its date.

Section 23. The money derived from the sale of the bonds authorized and directed to be issued by this Amendment, shall be paid into the State Treasury to the credit of a fund to be known and designated "Soldiers' State Compensation Fund," out of which shall be made the disbursements authorized to be made by this Amendment.

Section 24. There is hereby created a fund in and for the State Treasury to be known and designated as the "Oklahoma Soldiers' Compensation Bond Interest and Sinking Fund." The State Treasurer is hereby authorized and directed to credit to this fund the proceeds of the taxes levied and collected to pay the bonds authorized to be issued by this Amendment, and pay into this fund all interest derived from the loan of money in this fund by the State Treasurer; Provided, however, that no money in this fund shall be loaned by the Treasurer unless such loan is secured by bonds of the United States or bonds of the State of Oklahoma, in an amount equal in value to such loans; provided, further, however, that the State Treasurer may, with the advice and consent of the Commission, enter into a contract or agreement with any individual, bank or financial institution to loan on said security any or all money that may be placed in said fund for a stipulated number of years, providing that such individual, bank or financial institution shall purchase the bonds authorized to be issued under this Amendment, and pay therefor, par value and accrued interest, and be it further provided, that any bank, trust, or insurance company, organized under the laws of this State,

may invest in the bonds, issued under the provisions of this Amendment. The officer having charge of the sinking fund of this State or of any county, city, town, township or school district thereof, may invest the sinking fund of the State or of the county, city, town, school, township, or school district in the State of Oklahoma World War Soldiers' Compensation Bonds, which mature prior to the due date of the bonded indebtedness for the payment of which such sinking fund is created. Said bonds shall be approved collateral as security for the deposit of any public funds or trust funds and for the investment of trust funds.

Section 25. There shall be also issued Bonds of the State of Oklahoma for the purpose of raising money to accomplish the loan feature herein provided, which bonds shall be known and designated as "State of Oklahoma World War Soldiers' Home Loan Bonds," payable to bearer, and not exceeding in the aggregate the sum of Thirty Million (\$30,000,000.00) Dollars, which shall be issued in denominations of One Hundred (\$100.00) Dollars each and upward, in even multiples, and bear such date or dates as the Commission may determine and shall not be subject to advalorem tax, but the income from such bonds or coupons shall be taxable under the income tax law. They shall bear interest such as may be fixed by the Commission, not exceeding five (5) per cent, payable semi-annually, and the several semi-annual amounts of interest to accrue shall be evidenced by appropriate coupons of proper number attached to each bond. Provided, that in the discretion of the Commission, first coupon on any such bond may be made payable at any designated time, not longer than one year from its date and in such case such coupon shall be for the amount of interest on the bond to the date of the maturity of such coupon. They shall be numbered consecutively from one upward, and shall mature in such amounts and at such time or times not exceeding twenty-five (25) years from the date they bear, as the Commission may determine. Both the principal and the bonds herein authorized to be issued and the interest

that will accrue thereon, shall be payable in gold coin of the United States of America of the present standard weight and fineness, at the office of the State Treasurer in Oklahoma City, Okla. Said bonds shall be secured by the assets of the loan made to soldiers, and the credit and resources of the State of Oklahoma are pledged to the punctual payment of the principal at maturity or the interest on the bonds under the authority of this Amendment insofar as such "State of Oklahoma World War Soldiers' Home Loan Bonds" are concerned. All bonds issued under and by virtue of this section and interest coupons attached thereto shall be in such form as may be prescribed by the Attorney General. They shall be issued under the great seal of the State of Oklahoma, and shall be executed by the Governor, attested by the Secretary of the State and countersigned by the State Treasurer. The interest coupons shall be executed by the State Treasurer. Such bonds shall bear an endorsement that they are secured by real estate liens, and that the credit of the State of Oklahoma is pledged to their payment. Such bonds shall only be issued and sold as loans are made, and the maturity date of these bonds shall correspond as near as practicable with the maturity date of the loans made. Such bonds shall be sold as necessary and as money is needed to make loans as provided in this Act. The funds that are realized from the payment of the Soldiers' Home and Land Loans, shall be set aside in a fund to be known as the "Soldiers' Home Loan Fund," which said fund shall not be used except for the purpose of retiring bonds and paying interest issued for the purpose of obtaining money for such loans.

Whenever in the opinion of the Soldiers' State Aid Commission, it is advisable so to do, and there are sufficient funds therefor, in said "Soldiers' Home Loan Fund" the State Treasurer may redeem any of such bonds before maturity, if the holders thereof agree thereto, and may also purchase any of such bonds in the open market, whenever funds are available.

Section 26. The rules governing the forms of the foregoing bonds and the registration and form of registration thereof, and the advertisement and sale thereof, shall be the same as herein provided for the bonds issued for the cash payments.

Section 27. The Commission created by this Act shall be abolished by an Act of the Legislature, as soon as the purposes for which it was created shall be deemed by the State Legislature sufficiently accomplished. Upon the abolition of the Commission, its books, papers, records, together with its filing cases and equipment shall be delivered to the Adjutant General of the State, and said books, papers and records shall become a part of the permanent records in the office of the Adjutant General; provided, that after said Commission is abolished, all duties of the Commission shall be performed by the Adjutant General.

Section 28. If any section, sub-division, sentence, clause or phrase in this Amendment is, for any reason, held by any court of competent jurisdiction to be in violation of any provisions of the Constitution of the United States, then and in that event, such holdings or decisions shall not affect the validity of the remaining portion or portions of this Amendment.

Section 29. Immediately upon the passage of this Amendment the Soldiers' State Aid Commission shall organize and proceed to carry out without delay, the provisions of this Amendment. Money required for carrying out the provisions of this Amendment and before money is realized by the sale of bonds, shall be had by the Commission certifying the names of the persons and the amount to be paid and the nature of the obligation to the State Auditor, and thereupon the State Auditor shall issue his warrant and the Treasurer shall pay such warrant upon presentation from any moneys in the State Treasury, not otherwise appropriated. Any State officer or State official who fails, refuses or neglects to

comply with any order, direction or rule of the Soldiers' State Aid Commission may be compelled to comply therewith by order of the Supreme Court upon a mandamus proceeding brought in the Supreme Court by any soldier entitled to compensation. After the bonds are sold, all moneys paid out of the State Treasury under this Section, shall be returned to the State Treasury from the Soldiers' Compensation Fund, after the sale of bonds, and the order and procedure for so doing shall be made by the Soldiers' State Aid Commission.

Section 30. This Amendment shall be submitted to the people of the State of Oklahoma for their approval or rejection at a special election to be held not less than thirty (30) days and not more than one (1) year from the adjournment of the Legislature which passes this Amendment.

Section 31. The Secretary of State is hereby authorized and directed to set aside, for an affirmative argument on this Amendment or measure, two pages or more of the official pamphlet containing proposed initiative and referendum measures to be voted upon at the election at which Amendment is submitted. A committee consisting of two Senators and three Representatives to be appointed by the President of the Senate and Speaker of the House, respectively, shall be named to prepare and file with the Secretary of State, such affirmative argument.

Section 32. For the purpose of raising funds to liquidate the State of Oklahoma World War Soldier Compensation Bonds and interest herein provided for, there is hereby levied the following annual tax for a period of twenty (20) consecutive years, as follows:

(a) A one (1) mill annual tax on all property of this State now subject to ad valorem tax, this tax being in addition to all other ad valorem taxes. Provided, that the Legislature of the State may from time to time authorize the levy of such additional ad valorem tax as will mature and retire all bonds



together with interest thereon which may be issued under authority of this Amendment, and which is necessary in addition to other taxes provided herein.

(b) An annual tax upon all incomes taxable as hereinafter provided for, in excess of the exemptions hereinafter allowed, to be paid upon the following rates:

On the first Ten Thousand (\$10,000) Dollars of such excess, or any part thereof, at the rate of five (5) mills on the dollar.

On the next Fifteen Thousand (\$15,000) Dollars of such excess, or any part thereof, at the rate of ten (10) mills on the dollar.

On the next Twenty-five Thousand (\$25,000) Dollars of such excess, or any part thereof, at the rate of fifteen (15) mills on the dollar.

On the next Fifty Thousand (\$50,000) Dollars of such excess, or any part thereof, at the rate of twenty (20) mills on the dollar.

On all such excess in addition to the aforesaid amounts, twenty-five (25) mills on the dollar.

The tax provided in sub-division (b) of this Section is in addition to all other taxes as provided by law, and in addition to the tax provided for in sub-division (a) of this Section.

The said tax provided for in sub-division (b) hereof, to be computed by adding together the amounts payable under each of said classes.

(e) Each and every person in this State shall be liable to an annual tax upon the entire net income of such person arising or accruing from all sources during the preceding calendar year, and a like tax shall be levied, assessed, collected and paid annually upon the entire net income from all property



owned and all other business, trade or profession carried on in this State by persons residing elsewhere;

PROVIDED, that a husband and wife having a separate income liable to taxation, by reason of this Section, may make separate return thereof.

(d) On or before the fifteenth day of March of each year, each person liable for an income tax, under the provisions of this Act, shall file with the State Auditor, a sworn return of his net income for the year ending December 31st, last preceding the taking effect of this Act, upon the blanks to be prescribed by said State Auditor and furnished to the taxpayers.

(e) If any person, liable under the terms of this Act, fails to render such statement of income within the time required, or renders any return which is false or fraudulent in that it contains statements which differ from the actual income of said persons for the calendar year for which said report is made, the State Auditor may give such person ten days' notice in writing, to appear before him in his office, in the State Capitol, with books of accounting containing entries relating to his business for such calendar year, and may require such person to give testimony or answer interrogatories under oath, which may be administered by the State Auditor, respecting any income liable to such tax or the return thereof. If such person fails to make such return or to permit an examination of his books or answer such questions relating to said income as may be proper, and within the scope of such investigation of such income, the State Auditor may apply to the district court of Oklahoma County, or any judge thereof, for an order requiring such person to give such return, or to permit such examination. Such court or judge shall thereupon, issue its order upon reasonable notice as shall be prescribed therein, to be served upon said person and directing him to appear and testify and to produce such books, papers and records as may be required. A party failing to

comply with such an order shall be guilty of contempt and shall be punishable as provided by law in cases of contempt. Provided that the district court of Oklahoma County shall have jurisdiction of contempt cases arising under this Section. If upon such hearing before the State Auditor or any such court, it be found that such person has been guilty of violation of the provisions hereof, by refusing to make a report as provided for herein, there shall be added to the tax of such person, for the calendar year for which such report is made or due, a penalty of five (5) dollars per day for each and every day that such person had refused to make such report, after the date of March 15th of each calendar year the same being the date provided in this Act for the filing of such report; provided, that upon application, for good cause shown, the State Auditor may extend the time for making such report, not exceeding ninety days.

(f) The State Auditor is hereby empowered to prescribe and promulgate such rules and regulations as may be necessary to carry out the provisions of this Amendment, and shall prepare and furnish for the use of persons liable for the income tax hereunder, all necessary blank affidavits and other forms for making the income tax returns.

(g) The term "income" as used herein shall include: 1. All rentals derived from real estate or any interest thereunder. 2. All interest derived from money loaned or invested in notes, mortgages, bonds or other evidence of debt of any kind whatsoever. 3. All wages, salaries or fees derived from services. 4. All dividends or profits derived from stocks or from the purchase and sale of any property, or other valuables acquired within one year previous, or from any business whatsoever. 5. All royalties derived from the possession or use of franchises or legalized privileges of any kind. 6. All other incomes of any and every kind, derived from any source whatsoever, except alone such as is exempt from taxation hereunder, and by some law of the United States of America, and except also from income,

the proceeds of life insurance policies paid upon the death of the insured and the amount received by the insured as a return of premium or premiums paid by him under life insurance endowment or annuity contracts, either during the term or at the maturity of the term mentioned in the contract or upon surrender of the contract.

(h) In computing the net income taxable under the provisions of this Amendment, there shall be allowed as deductions from the net income of any person:

1. The necessary expenses actually paid in carrying on any business, not including personal living or family expenses.

2. All interest paid within the year by a taxable person on indebtedness.

3. All State, county, school, municipal, federal and state income taxes paid within the year, not including those assessed against local benefits.

4. Losses actually sustained during the year, incurred in trade or arising from fires or storms, and not compensated for by insurance or otherwise.

5. Debts due to the taxpayers actually ascertained to be worthless and charged off within the year.

6. A reasonable allowance for the exhaustion, wear and tear of physical property arising out of its use or employment in any business, and in addition thereto a reasonable allowance in the case of mines, oil, gas and other mineral mining properties to cover depletion therein, which depletion shall be computed under the rules and regulations in force and from time to time adopted by the Department of Internal Revenue of the Government of the United States; Provided, that in no case shall a greater depletion account be allowed the taxpayer by the State of Oklahoma than is allowed by the United States Government against Federal income taxes upon the identical property against which the deple-

tion account is claimed by the taxpayer. Provided, further, that no deduction shall be made for any expense of restoring physical property or making good the exhaustion thereof, for which an allowance is or has been made; provided, further, that no deduction shall be allowed for any amount expended for new buildings, permanent improvements or betterments made to increase the value of any property or estate.

7. All charitable donations, not to exceed fifteen (15) per centum of taxpayer's net income.

8. In the case of Life Insurance Companies such portion of any actual premium received from any individual policy holder as is paid back or credited to or treated as an abatement or premium of such policy holder within the taxable year, also the net addition required by law to be made within the taxable year to reserve funds (including in the case of assessment insurance companies the actual deposit of sums with state or territorial officers pursuant to law as additions to guarantee or reserve funds), and the sums other than dividends paid within the taxable year on policy and annuity contracts.

(i) The Auditor shall be authorized to allow every person as net income not taxable, the following deductions:

1. To an individual, nothing beyond the said sum of One Thousand (\$1,000.00) Dollars.

2. To an individual living with his or her spouse, an additional One Thousand (\$1,000.00) Dollars, provided, that in the event husband and wife make separate returns, they shall be permitted jointly, to claim the total deductions of Two Thousand (\$2,000.00) Dollars, upon such basis of division as they may desire.

3. For each child under the age of (18) years, the sum of Three Hundred (\$300.00) Dollars, additional.

(j) The State Auditor is authorized to revise any return that may be made to him, and he shall notify the party making such return, of such revision on or before the first Monday in May following, and the Auditor shall hear and determine all complaints arising from such revisions which are made before the first Monday in June following thereafter, and he shall have the power to correct and adjust such assessment for income taxation as herein provided; provided, that any taxpayer feeling aggrieved by any decision or ruling of the State Auditor in finally determining the amount of income tax due from said taxpayer, shall have the right of appeal from such ruling or decision, to the District Court of Oklahoma County, Oklahoma, and from the final decision of that Court to the Supreme Court of Oklahoma, by giving to the State Auditor, within ten days after his decision, a written notice of said intention to appeal to the District Court of Oklahoma County, Oklahoma, upon the giving of which notice the State Auditor shall certify to the District Court of Oklahoma County, Oklahoma, all papers and records in said controversy, together with his final decision thereon, and,

Provided, further, that in the trial of such issue in the District Court of Oklahoma County, Oklahoma, such taxpayer shall be permitted to offer such testimony as he, or she, may deem necessary for the protection of such tax payers' interest, and all testimony so offered by the tax payer, as well as by the State Auditor, together with the objections thereto shall constitute the record in the Supreme Court for its final decision, and,

Provided, further, that pending such appeal the taxpayer shall give a bond to the "Soldiers' State Compensation Fund" to be approved by the judge of the District Court of Oklahoma County, Oklahoma, in double the amount of assessment determined by the State Auditor, conditioned that such tax payer will pay into the "Soldiers' State Compensation Fund" such sum as may by the Supreme Court be finally adjudged to be due.

(k) The State Auditor shall complete the assessments of income for each person, and compute the tax thereon on or before the first Monday in June of each year, and such taxes shall be due and payable upon the fifteenth day of June, and shall become delinquent if not paid on or before the first day of July, next following. Whenever any such tax becomes delinquent, the State Auditor shall have power, and it shall be his duty, to issue to any sheriff of this State, a warrant, such as is provided in Section 7392, Revised Laws of Oklahoma, 1910, except that it shall command him to pay the amount collected to the State Auditor. Such proceedings shall be had thereon, as upon a tax warrant issued by a county treasurer for delinquent taxes.

(l) If any of these taxes herein provided for, become delinquent, they shall become a lien on all property, personal and real, of such delinquent person, and shall be subject to the same penalties and provisions as are all ad valorem taxes.

(m) It shall be the duty of the State Auditor to keep a record of all such reports made an income taxes paid under the provisions of this Act, which record shall at all times be open to the inspection of any official entitled to the same, either State or Federal.

(n) The word "person" and "taxpayer" as used in this Act shall include and is hereby construed to include all individuals and persons resident of this State, and all firms, associations and corporations, domestic and foreign, licensed or chartered, doing business in this State, and all other business, trade or profession carried on in this State by persons residing elsewhere. Individuals, members and stockholders of any such firm, association or corporation shall be exempt from payment of such tax on the dividend and profits from any such firm, association or corporation, but shall report on his or her income tax report the amount received as dividends and profits, the name of the firm, association or corporation paying same, date re-



ceived and address of such company. The salary of any member of any such firm, association or corporation is not exempt from such tax. Provided, that the income derived from notes and mortgages of building and loan associations chartered, organized and doing business in this State, under the laws of this State and which are given by the members of such association upon real estate located in the State, and which real estate is subject to taxation under the laws of the State, and the shares issued by a building and loan association loaning its funds to members within this State, shall be exempt to the association from taxation under the provisions of this Amendment.

Section 33. When a sufficient amount of revenue has been collected, under the provisions of this Amendment, to pay off the State of Oklahoma World War Soldiers' Compensation Bonds issued and sold under provisions of this Amendment, and interest, the revenue raising provisions of this Amendment shall cease to be operative.

Section 34. This Amendment shall be in full force and effect from and after its passage; provided, the same shall be ratified by a majority vote of the people of the State of Oklahoma voting.

The question being, "Shall the resolution pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: Gulager. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Leedy. Total, 3.

The resolution having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed and was referred to the enrolling and engrossing department for engrossment.

Senator Feuquay submitted the following motion:

Mr. President: I move that the Senate instruct the Secretary of the Senate to certify on House Joint Resolution No. 17, that the Resolution passed the Senate by more than two-thirds vote and that such certificate be attached to the enrolled bill.

FEUQUAY.

Motion prevailed.

Senate Bill No. 385 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Cline, Darrell, Feuquay, Golobie, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, West. Total, 28.

Nays: Carlock, Cordell, Cornett, Frye, Glasser, Gulager, Hill, Land, Memminger, Wells, Woods. Total, 11.

Absent: Harvey. Total, 1.

Not voting: Brown (Blaine), Calvert, Durant, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed and was referred to the enrolling and engrossing department for engrossment.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body, Engrossed Senate Concurrent Resolution No. 22, by Senate Committee on Adjournment, entitled:

“Concurrent Resolution fixing the day and hour of the sine die adjournment of the Ninth Legislature of the State of Oklahoma.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendment to Senate Concurrent Resolution No. 22 as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE CONCURRENT RESOLUTION No. 22.

House Amendment No. 1:

That Engrossed Senate Concurrent Resolution No. 22 be amended by striking out the words “six o’clock p. m., Friday, March 30th.” and inserting in lieu thereof the words “twelve o’clock Saturday, March 31st.”

Senator Lillard moved that the Senate concur in the House amendment to Senate Concurrent Resolution No. 22.  
Motion prevailed.

The President Pro Tempore signed the House amendment to Senate Concurrent Resolution No. 22, and ordered the bill

referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 188, 170, 160, 347, 174, 83, 237, 192 and 308, and Senate Joint Resolutions Nos. 19 and 24 correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bills Nos. 188, 170, 160, 347, 174, 83, 239, 192 and 308 and Senate Joint Resolutions Nos. 19 and 24, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 159, 245, 204 and 123, correctly engrossed.

On motion of Senator Darnell, House Bill No. 179 was advanced to engrossment and third reading.

Senator Darnell moved that the rules be suspended, and House Bill No. 179 be placed on third reading and final passage. Motion prevailed.

House Bill No. 179, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 33.

Nays: Brown (Love), Frye, Glasser, Gulager, Lewis. Total, 5.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

Absent: Harvey. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 179 and ordered the same returned to the Honorable House.

House Bill No. 163 was taken up for consideration and read by the Clerk.

Senator Looney (Harmon), offered the following amendment:

Mr. President: I move to amend House Bill No. 163, as amended by Senate Committee on Appropriations, line 8, page 4, by striking all items under the Department of Health in said bill from line 8, page 3 to and including line 17, on page 8, of said bill and by substituting in lieu thereof all items under the Department of Health from line 10, page 4, to line 11, page 12 in House Bill No. 163, by Watson and others with the exceptions of all items under the Bureau of Suppression of Malaria and Hookworm.

LOONEY (Harmon).

Senator McPherrren made a point of order that this amendment seeks to substitute a House bill for a House bill. The Chair sustained the point of order.

House Bill No. 163 was passed for the time being.

On motion of Senator Hudson, House Bill No. 338 was advanced to engrossment and third reading.

House Bill No. 13-A was taken up for consideration.

Section 1 was read and adopted by unanimous consent.

Senator Lillard was called to the Chair.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Senator Brown (Love) on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 385 correctly engrossed.

The Acting President signed the engrossed copy of Senate Bill No. 385 and ordered the same transmitted to the Honorable House.

Section 6 of House Bill No. 13-A was read and adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Senator Johns offered the following amendment:

Mr. President: I move to amend Engrossed House Bill No. 13-A, as amended, as follows:

Sub-Section 2. From and after the passage and approval of this Act, all interest now required by law to be paid on State, county, municipal, or other public funds on deposit in the various depositories provided by law, shall be collected by the public officers depositing same as now provided by law, and shall be paid by said public officer in quarterly payments to the Bank Commissioner to be held by him for the benefit of the unsecured depositors and other creditors hereinafter designated of the State banks that shall have failed prior to the passage and approval of this Act. Provided, that no interest on deposits of school funds of the State, county or school districts shall be included within the provisions of this section.



Sub-Section 3. After June 30, 1925, all sums of money realized and collected by the Corporation Commission under the authority of Section 7538 and 7549, inclusive, of the Revised Laws of Oklahoma, 1910, providing for a license tax on foreign and domestic corporations or under any rule or regulation promulgated by the Corporation Commission, under existing laws hereafter enacted for and on account of fines, penalties, forfeitures or privileges, including all fines and penalties imposed by the laws of this State against corporations for failure to make reports to the Corporation Commission, or for any other violation of the laws of Oklahoma shall hereafter be paid quarterly to the Bank Commissioner for the benefit of depositors and other legal creditors of State banks, that shall have failed prior to the passage and approval of this Act.

Sub-Section 4. After June 30, 1923, all sums of money received and collected as fees of every kind by the Secretary of State, under existing law or laws hereafter enacted shall be paid by Secretary of State quarterly to the Bank Commissioner, for the benefit of the depositors and after legal creditors of State banks, that shall have failed prior to the passage and approval of this Act.

Sub-Section 5. All interest, fees, fines, penalties, forfeitures or privileges, as set forth in Sub-Sections 2, 3 and 4 shall be paid to the said Bank Commissioner to be distributed and paid by him in a pro rata division to the unsecured depositors of banks that shall have failed prior to the passage and approval of this Act, and to the unpaid legal creditors of the Depositors' Guaranty Fund of Oklahoma, holding claims against said fund prior to the passage and approval of this Act, and said payments shall be made by the Bank Commissioner quarterly.

Sub-Section 6. If any section, subdivision, provision or clause of this Act is rendered inoperative or held to be null

and void, such action shall not be construed as affecting any other clause, provision, subdivision or section of such Act.

JOHNS.

On motion of Senator West the amendment was tabled.

Section 11 was read and adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

On motion of Senator Feuquay House Bill No. 13-A was advanced to engrossment and third reading.

Senator Feuquay moved that the rules be suspended, and House Bill No. 13-A be placed on roll call and final passage. Motion prevailed.

House Bill No. 13-A was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Reed, Wells, West, Woods. Total, 34.

Nays: Golobie, Gulager. Total, 2.

Not voting: Durant, Feuquay, Langley, Leedy, Looney (Hannon), Ratliff. Total, 6.

Absent: Harvey. Total, 1.

Excused: Memminger. Total, 1.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The Acting President signed the engrossed copy of House Bill No. 13-A, and ordered the same returned to the Honorable House.

Senator Gulager submitted the following explanation of his vote on House Bill No. 13-A:

Mr. President: In explanation of my vote against the abolishment of the Bank Guaranty law, House Bill No. 13-A, I beg leave to state that the democratic platform promised the people to stay with the law, and to abolish the law would be breaking faith with the people who elected me.

GULAGER.

The President presiding.

Senator Carlock, chairman of the Appropriations Committee, called for the consideration of House Bill No. 273, which was read by the Clerk.

On motion of Senator Carlock, House Bill No. 273 was advanced to engrossment and third reading.

Senator Lillard moved that the rules be suspended for the purpose of final roll call on House Bill No. 273. Motion prevailed.

House Bill No. 273, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Not voting: Carlock, Durant, Golobie, Leedy, McPherren. Total, 5.

Absent: Harvey. Total, 1.

The bill having received a constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 273, and ordered the same returned to the Honorable House.

Senate Bill No. 408 was taken up for consideration, and on motion of Senator Lillard, advanced to engrossment and third reading.

Senator Lillard moved the rules be suspended for the purpose of final roll call on Senate Bill No. 408. Motion prevailed.

Senate Bill No. 408, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 36.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Langley, Leedy, McPherren. Total, 6.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

House Bill No. 432 was taken up for consideration and read by sections.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read by the Clerk.

Senator Wells offered the following amendment:

Mr. President: I move to amend House Bill No. 432, page 6, by striking all of Section 4 and renumbering the other sections to correspond.

WELLS.

Senator Anglin offered the following substitute amendment, which was adopted:

Mr. President: I move to amend House Bill No. 432, line 3, page 7, by striking after the word "of" and before the word "per" the figures "\$5,000.00" and inserting "\$4,000.00."

ANGLIN.

Section 4 as amended was adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read and adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bill No. 408 correctly engrossed.

The President signed the engrossed copy of Senate Bill No. 408 and ordered the same transmitted to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Resolution No. 9 correctly engrossed.

The President signed the engrossed copy of Senate Resolution No. 9, and ordered same referred to the enrolling and engrossing department for enrollment.

Section 11 of House Bill No. 432, was read and adopted by unanimous consent.

On motion of Senator McPherrren House Bill No. 432, as amended, was advanced to engrossment and third reading.

The following messages from the Honorable House were received and read at length.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 309, by Miller, et al. of the House, Langley et al., of the Senate, entitled:

“An Act authorizing municipal corporations to purchase or condemn and hold lots and lands, in fee simple, for municipal waterworks, and the protection thereof from contamination and pollution, and prescribing the manner in which such land shall be designated and condemned, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate that the same has been read for the fourth time and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.



Enrolled House Bill No. 309 was referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to return herewith,

Engrossed Senate Bill No. 222, entitled:

“An Act granting power to the Board of County Commissioners, District Judge and County Judge of any county to use the sinking fund of the county, derived from penalties, interest or forfeiture, accrued or to accrue as penalties on delinquent taxes for the purpose of erecting a county court house, providing the method of procedure therefor, and repealing all acts in conflict therewith, and declaring an emergency.”

And to advise you, and through you the Honorable Senate that the committee report thereon has been adopted and the bill passed as amended.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 222 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 204, by Woods, entitled,

“An Act making an appropriation for the State Corporation Commission in the sum of ten thousand (\$10,000) dollars, for the fiscal year ending June 30, 1924, and ten thousand (\$10,000) dollars for the fiscal year ending June 30, 1925, said

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appropriation being for the payment of salaries and expenses in the compilation of Well Log Reports heretofore issued by the Geological Survey."

Enrolled Senate Joint Resolution No. 22, by Mrs. Looney, et al., entitled,

"A Resolution providing for collection of delinquent taxes, gross production tax on petroleum or other crude or mineral oil and natural gas, and declaring an emergency."

And to inform you, and through you, the Honorable Senate that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 204 and Enrolled Senate Joint Resolution No. 22, were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 148, by Committee on Public Health, entitled,

"An Act creating a State Board of Medical Examiners, prescribing its duties, regulating the practice of medicine and surgery and the vending of medicines in the State of Oklahoma, repealing Sections 8797, 8798, 8799, 8800, 8801, 8802, 8803, 8804, 8805, 8806, 8807, 8808, 8809, 8810, 8811, 8812, 8813, 8814, 8815, 8816, 8817, 8818, 8821, 8822, 8823, of the Compiled Oklahoma Statutes, 1921, and all other laws and parts of laws in conflict therewith, except Sections 8701 to 8750, inclusive, and Section 8820, and Sections 8898 to 8923-4, and Sections 8824 to 8832, inclusive, of Compiled Oklahoma Statutes, 1921, and declaring an emergency."

Enrolled Senate Bill No. 171, by Langley of the Senate, and Williams of the House, entitled,

“An Act relating to the salary of deputy court clerk in counties having a population of not less than 19,150, and not more than 19,170, according to the last preceding federal decennial census, repealing conflicting laws, and declaring an emergency.”

Enrolled Senate Bill No. 331, by Luttrell, entitled,

“An Act relating to the University dormitory bonds and declaring an emergency.”

Enrolled Senate Bill No. 15, by Johnson, entitled,

“An Act providing for an emergency appropriation of One Hundred Thousand Dollars for the aid of sick, wounded and disabled soldiers, sailors and marines of the late world war, and their destitute wives, widows and minor children, providing for expense of communication, and declaring an emergency.”

Enrolled Senate Bill No. 201, by Jones, entitled,

“An Act relating to the office of county attorney, and amending Section 5744, of the Compiled Oklahoma Statutes of 1921, as to counties having a population of not less than 30,100 and not more than 30,225, according to the last federal decennial census, and declaring an emergency.”

Enrolled Senate Bill No. 262, by Gulager, entitled,

“An Act regulating the admission by the Corporation Commission of documentary evidence, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

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Enrolled Senate Bills Nos. 148, 171, 331, 15, 201 and 262 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable body,

Enrolled House Bill No. 379, by Taylor (Lincoln) of the House, and Feuquay and Hill of the Senate, entitled,

“An Act amending Section 2247, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to trespass; providing it shall be unlawful to enter without permission a garden, yard, field, pecan grove of another or so entering to commit waste, shall be guilty of trespass; providing fixing of penalty for violation thereof, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bill No. 379 was referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable body,

Engrossed House Concurrent Resolution No. 16, by White, entitled,

“A Resolution requesting the Bank Commissione to publish his findings and conclusions as to liquidation of failed State banks.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed House Concurrent Resolution No. 16 was read at length by the Clerk, as follows:

ENGROSSED HOUSE CONCURRENT RESOLUTION  
No. 16.

By White.

A Resolution Requesting the Bank Commissioner to Publish His Findings and Conclusions as to Liquidation of Failed State Banks.

*Be It Resolved By the House of Representatives, the Senate Concurring therein:*

That the Bank Commissioner be, and he is hereby requested to make a thorough investigation of the liquidation of failed State banks and of the operations of the Banking Department during the last administration and that any person or officials guilty of irregularities be prosecuted, and

Be It Further Resolved, That the Bank Commissioner be, and he is hereby requested to publish his findings in a written report or a series of reports.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith,

Engrossed House Bill No. 346, by Windle, entitled,

“An Act relating to the payment of certain indebtedness in school districts in cities of the first class, having a scholastic population of not less than 1,345 and not more than 1,400 for the year of 1921, which indebtedness was created during the school term of 1920 and 1921, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the Conference Committee report thereon has been adopted by the House of Representatives.

Respectfully,

C. J. KENDLE, Chief Clerk.

The conference report on House Bill No. 346 was read by the Clerk as follows, and on motion of Senator Darnell was adopted:

Mr. President:

We, your Conference Committee on House Bill No. 346, appointed to confer on Senate Amendments to said bill, beg leave to report that we have considered said bill, and recommend as follows:

First. That the Senate recede from the amendments placed on House Bill 346 by the Senate.

WINDLE,  
HINES,  
THOMPSON,

House Conferees.

CORDELL,  
HOLLOWAY,  
MRS. LOONEY,

Senate Conferees.

The question being, “Shall the bill pass as amended?” the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lil-



lard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The bill having received a constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Glasser. Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherrin. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate was declared passed, and House Bill No. 346, with conference report, was ordered returned to the Honorable House.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred House Bill No. 347, by Cunningham, McBee, Anderson, Hutson and Vernon, entitled, An Act authorizing the County Treasurer of any County or the City Treasurer of any city of the first class to maintain suits for the recovery of ad valorem taxes and special assessments, and for foreclosure of lien created thereby in certain cases, providing for sale of property liable therefor where amount of said tax exceeds value of property, providing the procedure therefor, disposition of the receipts from sale of said property, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass as amended, said amendments attached hereto and made a part hereof.

GULAGER, Chairman.

Amendment No. 1:

That the title to said House Bill No. 347 be amended by adding:

“The validation of special assessments for street improvements which have been declared or adjudged invalid by reason of irregularities in certain proceedings levying such assessments in any city within the State of Oklahoma, and declaring an emergency.

Amendment No. 2:

Add new section to said House Bill No. 347 as follows, to-wit:

“Section 7. In all cases where any city, whether operating under the provisions of a special charter or under the provisions of the laws of the State of Oklahoma, has, heretofore, acquired jurisdiction to construct any public improvements payable by special assessment and has heretofore let

any contract therefor, and said improvements have been completed in accordance with the terms of such contract and assessments have been or should be levied to pay the cost of such improvements, and such assessments have been found or adjudicated to be invalid, in whole or in part, by reason of any irregularity arising from the preparation and approval of the engineer's estimate of cost of such improvement or the charging of engineering fees, printing, appraising, and advertising fees, or any other irregularity, such assessments are hereby validated."

Amendment No. 3:

By adding the emergency, as follows:

"Section 8. It being immediately necessary for the preservation of the public health, peace and safety, an emergency is hereby declared to exist, by reason whereof, this Act shall take effect and be in full force from and after its passage and approval."

On motion of Senator Gulager the report was adopted and the bill ordered printed and placed on the Calendar.

House Bill No. 347, as amended, was by unanimous consent advanced to engrossment and third reading.

House Bill No. 347 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Hollowya, Horner, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Hudson, Leedy, McPherren. Total, 6.

The bill having received a constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherren. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 347 and ordered the same returned to the Honorable House.

Senator Hudson offered the following special committee report on House Bill No. 467:

To the President of the Senate:

We, your Special Committee, to whom was referred Engrossed House Bill No. 467, beg leave to report that we have

had same under consideration and return same, with the following recommendations:

That the title of said bill be amended as follows: By striking all of said title and substituting the following:

An Act amending section 10282 of the Compiled Oklahoma Statutes, 1921, by adding a new subdivision thereto defining the words "school furniture" as contained in said Act, and construing said words to mean and embrace "vehicles in which pupils are transported," and validating certain bonds voted for the purpose of purchasing vehicles, and declaring an emergency."

Respectfully submitted,

HUDSON,  
CLINE,  
GLASSER.

On motion of Senator Nichols, the report was adopted.

Senator Nichols moved that the bill be advanced to engrossment and third reading, which motion prevailed.

House Bill No. 320 was taken up for consideration and read by the Clerk.

Senator Glasser offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 320, by striking the words "State Marketing Commission" wherever same appear and substituting therefor in each instance "State Board of Agriculture."

GLASSER.

House Bill No. 320, as amended, was by unanimous consent, advanced to engrossment and third reading.

By unanimous consent, the rules were suspended for final roll call on House Bill No. 320.

House Bill No. 320 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Harvey. Total 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherson. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed, and referred to the enrolling and engrossing department for the engrossment of the amendment.

House Bill No. 275 was taken up for consideration, and on motion of Senator Nichols, advanced to engrossment and third reading.

By unanimous consent the rules were suspended for the purpose of final roll call on House Bill No. 275.

House Bill No. 275 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.



Nays: Brown (Love). Total 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherren. Total, 5.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Brown (Love). Total, 1.

Absent: Harvey. Total, 1.

Not voting: Carlock, Durant, Golobie, Leedy, McPherren. Total, 5.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 275, and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 379 and 309 correctly engrossed.

The President signed the engrossed copies of House Bills Nos. 379 and 309, as amended, and ordered the same returned to the Honorable House.

Senator Gulager, with unanimous consent, reported as follows on behalf of the Committee on State and County Affairs:

Mr. President:

We, your Committee on State and County Affairs, to whom was referred Engrossed House Bill No. 364, by Thorns-brough, entitled, An Act abolishing the office of Assistant County Attorney in all counties in the State of Oklahoma having a population of 18,400 and not more than 18,500, according to the last Federal census of 1920; beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

GULAGER, Chairman.

On motion of Senator Gulager, the report was adopted and the bill ordered printed and placed on the Calendar.

House Bill No. 364 was by unanimous consent advanced to engrossment and third reading.

Senator Woods moved that House Joint Resolution No. 20 be advanced to engrossment and third reading, which motion was lost.

At request of Senator Calvert, House Bill No. 90 was taken up for consideration and read by the Clerk.

On motion of Senator Calvert, committee amendments on House Bill No. 90 were stricken.

Senator Gulager offered the following amendment:

Mr. President: I move to amend House Bill No. 90, by adding, "provided, that all towns and cities shall submit to the county excise board, at the time provided by law, for other towns and school districts, an estimate of the intended expenses for the fiscal year, next."

GULAGER.

On motion of Senator McPherren, further consideration of House Bill No. 90, was deferred until the next legislative day.

On motion of Senator Hudson, the Senate adjourned until 10:00 o'clock a. m., Friday.

## SEVENTY-SIXTH LEGISLATIVE DAY

Friday, March 30, 1923.

### MORNING SESSION.

The Senate convened at 10 o'clock a. m., pursuant to adjournment and was called to order by the President Pro Tempore.

Upon roll call the following Senators were present:

Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 40.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The Chair announced a quorum present.

Prayer by the Chaplain.

On motion of Senator Glasser, all Senate Bills under the head of general order were stricken from the Calendar.

The President Pro Tempore signed the engrossed copy of House Bill No. 159, and ordered same returned to the Honorable House.

The President presiding.

House Bill No. 378 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughey, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Ratliff, Wells, West, Woods. Total, 31.

Nays: Gulager, Hughes, Memminger, Reed. Total, 4.

Not voting: Cornett, Johns, Johnson, Land, Nichols. Total, 5.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughey, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Ratliff, Wells, West, Woods. Total, 31.

Nays: Gulager, Hughes, Memminger, Reed. Total, 4.

Not voting: Cornett, Johns, Johnson, Land, Nichols. Total, 5.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 378, and ordered the same returned to the Honorable House.

House Bill No. 338 was read for the third time at length.

On motion of Senator Hughes further consideration of the bill was indefinitely postponed.

House Bill No. 497, was read for the third time at length.

Senator Glasser offered the following amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 497, line 6, page 2, by striking after the word "of" on said line the words "Chapter 26, Session Laws of 1919" and substitute therefor the words "Sections 10518, 10519, 10520, 10521, Compiled Oklahoma Statutes Annotated 1921."

GLASSER.

Mr. President: I move to amend House Bill No. 497, by amending the title to read as follows: "An Act making an appropriation for carrying into effect the provisions of Sections 10518, 10519, 10520, 10521, Compiled Oklahoma Statutes Annotated 1921, providing for the payment of scholarships in the Oklahoma Agricultural College at Stillwater, Oklahoma."

GLASSER.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feunquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: None.



Not voting: Cornett, Johns, Johnson, Land, Nichols.  
Total, 5.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed, and House Bill No. 497 was referred to the enrolling and engrossing department for engrossment of the amendments.

House Bill No. 204 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Brown (Love), Cline, Darnell, Feuquay, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughey, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 26.

Nays: Bobo, Brown (Blaine), Calvert, Cordell, Gulager, Hughes, Lewis, Memminger, West. Total, 9.

Not voting: Carlock, Cornett, Johns, Johnson, Land.  
Total, 5

Absent: Durant, Golchie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Brown (Blaine), Brown (Love), Calvert, Cline, Darnell, Feuquay, Frye, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 31.

Nays: Bobo, Cordell, Gulager, West. Total, 4.

Not voting: Carlock, Cornett, Johns, Johnson, Land.  
Total, 5.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 204 and ordered the same returned to the Honorable House.

House Bill No. 123, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cornett, Darnell, Gulager, Hill, Holloway, Horner, Hughes, Johns, Johnson, Lewis, Looney (Harmon), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, Woods.  
Total, 24.

Nays: Anglin, Barker, Cordell, Feuquay, Frye, Glasser, Hughey, Langley, Looney (Pontotoc). Total, 9.

Not voting: Bobo, Hudson, Jones, Land, Lillard, Nichols, West. Total, 7.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hughes,

Hughey, Johns, Johnson, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, Woods. Total, 33.

Nays: None.

Not voting: Bobo, Hudson, Jones, Land, Lillard, Nichols, West. Total, 7.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed Engrossed House Bill No. 123, as amended by the Senate, and ordered same returned to the Honorable House.

House Bill No. 245 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cordell, Darnell, Glasser, Gulager, Holloway, Hughes, Johns, Looney (Harmon), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Woods. Total, 20.

Nays: Brown (Blaine), Calvert, Cline, Cornett, Feuquay, Frye, Hill, Hughey, Johnson, Jones, Lewis, Looney (Pontotoc), Memminger, Wells, West. Total, 15.

Absent: Golobie, Durant, Harvey, Leedy. Total, 4.

Not voting: Horner, Hudson, Land, Langley, Lillard Total, 5.

The bill having failed to receive a majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

Senator Cline offered the following explanation of his vote:

Mr. President:

In explanation of my vote on House Bill No. 245, I voted "no" for the reason that House Bill No. 245 is in words and figures as follows, to-wit:

"Great Western Printing Company."

HOUSE BILL No. 245.

By Brydia of Pontotoc County.

"A Bill to be entitled, An Act making an appropriation for the general repair of the administration building, located at the State Normal School at Ada, Oklahoma, and declaring an emergency.

*Be It Enacted by the People of the State of Oklahoma:*

Section 1. There is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, the sum of Seven Thousand One Hundred and Fifty Dollars (\$7,150.00) for the purpose of repairing the Administration Building at the State Normal School, located at Ada, Oklahoma, or as much thereof as is needed.

Section 2. It being immediately necessary 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 full force from and after its passage and approval.

HOUSE OF REPRESENTATIVES.

Oklahoma City, Okla., Feb. 5, 1923.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred House Bill No. 245, by Brydia (Pontotoc), beg leave to report that we have had the same under consideration and

herewith return the same with the recommendation that it do pass.

NANCE, Chairman."

The cover of said House Bill No. 245, has been attached to Senate Bill No. 307, which is the bill that now appears as House Bill No. 245 as amended, said amendment being a substitution of Senate Bill No. 307, and not an amendment of House Bill No. 245, which is unwarranted and is calculated to perpetrate a fraud on the House of Representatives and on the people of this State in this, to-wit: That said House Bill is made to appear from the cover that it has had three several readings in the House and the attaching of the cover of House Bill No. 245 to Senate Bill No. 307 is evidently for the sole and only purpose to avoid the three several readings of said bill on three different days in the House of Representatives as provided by the Constitution of this State.

This practice, if allowed, will be a violation of the Constitution of the State of Oklahoma and will bring the Legislature into disrepute with the people of the State.

CLINE.

Senator McPherrren moved that the vote by which House Bill No. 245 failed of passage be now reconsidered. Motion prevailed.

Senator Looney (Pontotoc) made a point of order that the bill is now before the Senate and must be further considered at this time or a motion made to postpone. The Chair held the point of order well taken.

Senator Nichols moved that further consideration of House Bill No. 245 be postponed for the time being. Motion prevailed.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Joint Resolution No. 17

and House Bills Nos. 320, 497, 273, and 347 correctly engrossed.

The President signed the engrossed copies of House Joint Resolution No. 17, and House Bills Nos. 320, 497, 273 and 347, as amended, and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 222, 311, 322, 194, 207 and Senate Joint Resolutions Nos. 5 and 25 correctly enrolled.

The President signed Senate Bills Nos. 222, 311, 322, 194, 207, and Senate Joint Resolutions Nos. 5 and 25, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 467 and 432 correctly engrossed.

Senator West introduced Senate Resolution No. 20, which was read at length by the Clerk as follows, and on motion of Senator West was adopted, as read:

ENGROSSED SENATE RESOLUTION No. 20.

By WEST.

A Resolution Providing for the Closing of Unfinished Business of the Regular Session of the Ninth Legislature, after Adjournment.

BE IT RESOLVED BY THE SENATE: That after the adjournment of the Ninth Legislature the President Pro Tempore of the Senate and the Secretary of the Senate, be and they are hereby authorized and directed as follows:

1. The President Pro Tempore of the Senate shall audit all claims against the Senate, accruing as a result of the pres-



ent session of the Senate, and the Secretary of the Senate shall approve such claims for payment against any legislative or contingent fund available for that purpose.

2. The President Pro Tempore of the Senate is hereby further empowered and directed to exercise control and supervision of the editing and compiling of the Senate Journal of the Regular Session of the Ninth Legislature, to the end that such Senate Journal may be properly indexed and published; Provided, that a typewritten and bound copy of said permanent Journal shall be certified to as being a true and correct copy of the proceedings of the Senate during the regular session of the Ninth Legislature; and, that after certification, said typewritten and bound copy shall be filed with the Secretary of State; Provided further, that in the work of making such index and superintending the publication of the Senate Journal and the closing of the unfinished business of the Senate, the President Pro Tempore of the Senate is hereby authorized to employ such assistants as may be found necessary to complete the work with dispatch.

The following messages from the Governor were received and read at length:

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your honorable body, that I have today signed enrolled copy of Senate Bill No. 300, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON, Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your honorable body, that I have today signed enrolled copy

*Seventy-sixth Day, Friday, March 30, 1923*      2139

of Senate Bill No. 318, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON, Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 286, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON, Governor.

To the Honorable President of the Senate:

I desire to inform you, and through you, the members of your Honorable body, that I have today signed enrolled copy of Senate Bill No. 155, and have caused same to be filed with the Secretary of State.

Very respectfully,

J. C. WALTON, Governor.

On motion of Senator Hudson, the Senate recessed until 1:30 o'clock p. m.

#### AFTERNOON SESSION.

The Senate was called to order at 1:30 o'clock p. m., by the President Pro Tempore.

House Bill No. 467, was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Glasser, Gulager, Hill,

Holloway, Horner, Hudson, Hughes, Hughey, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 33.

Nays: Brown (Love), Feuquay. Total, 2.

Not voting: Cornett, Johns, Johnson, Land, Nichols. Total, 5.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Calvert, Carlock, Cline, Cordell, Darnell, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 33.

Nays: Brown (Love), Feuquay. Total, 2.

Not voting: Cornett, Johns, Johnson, Land, Nichols. Total, 5.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 467, and ordered the same returned to the Honorable House.

House Bill No. 301 was taken up for consideration, read by the Clerk and by unanimous consent advanced to engrossment, and third reading.

House Bill No. 354 was taken up for consideration, read by the Clerk and by unanimous consent advanced to engrossment, and third reading.

House Bill No. 436 was taken up for consideration and read by sections.

Section 1 was read by the Clerk.

Senator Langley offered the following amendment, which was adopted:

Mr. President: I move to amend Engrossed House Bill No. 436, by striking from the title in lines one to five, the following language: "to prevent the stealing and disposal of stolen automobiles, also amending Chapter 290 of the Session Laws 1919, relating to Section 5, to the registration of motor vehicles and";

By striking all of Section 1 of the measure, and renumbering the present Section 2 of the bill, to read Section 1.

By adding a new Section, to be designated as Section 2, as follows:

"Section 2. All laws and parts of laws in conflict herewith are hereby repealed."

By adding after the word "plates" and before the word "shall" in line 13, page 4, the following language: "issued to owners of motor vehicles".

LANGLEY.

Section 2 was read by the Clerk.

Senator Fenquay was called to the Chair.

Senator Lillard offered the following amendment, which was tabled on motion of Senator Lewis:

Mr. President: I move to amend House Bill No. 436, by adding "provided, that before any person as contemplated in this bill shall sell any car, he shall be required to furnish

description to be taken within the last six months, together with his finger prints and Bertillon measurements.”

LILLARD.

Senator Nichols offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 436, line 9, page 6, by striking lines 8 to 18 inclusive on page 6, and lines 1 to 17 inclusive on page 7.

NICHOLS.

On motion of Senator Brown (Love), further consideration of House Bill No. 436 was indefinitely postponed.

The President presiding.

House Bill No. 412 was taken up for consideration, and read by sections.

Section 1 was read and adopted by unanimous consent.

Section 2 was read and adopted by unanimous consent.

Section 3 was read and adopted by unanimous consent.

Section 4 was read and adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read by the Clerk.

Senator Glasser offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 412, line 2, page 4, as follows: By adding after the word “is” and before the word “at” the following language: “a citizen of the United States.”

GLASSER.

Section 6, as amended, was adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read and adopted by unanimous consent.

Section 9 was read and adopted by unanimous consent.

Section 10 was read and adopted by unanimous consent.

Section 11 was read and adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read and adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

Section 17 was read and adopted by unanimous consent.

Section 18 was read and adopted by unanimous consent.

Section 19 was read by the Clerk.

Senator Langley offered the following amendment:

Mr. President: I move to amend House Bill No. 412 by striking all of Section 19 and renumbering the following sections.

LANGLEY.

Senator Anglin, as a substitute amendment, moved that further consideration of House Bill No. 412, be indefinitely postponed.

The vote recurring upon the Anglin motion, roll was requested, which resulted as follows:

Ayes: Anglin, Barker, Carlock, Cline, Cornett, Darnell, Feunquay, Hill, Horner, Hudson, Hughes, Johns, Jones, Land, Langley, Lillard, Luttrell, Monk, Wells, West. Total, 20.

Nays: Bobo, Brown (Love), Calvert, Cordell, Glasser, Holloway, Hughey, Johnson, Lewis, Looney (Harmon), Loon-



ey (Pontotoc), McPherrren, Memminger, Nichols, Ratliff, Reed, Woods. Total, 17.

Not voting: Brown (Blaine), Frye, Gulager. Total, 3.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The motion to indefinitely postpone was declared to have prevailed.

Senator Looney (Pontotoc), submitted the following conference report, which was read by the Clerk:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee, to whom was referred Engrossed Senate Bill No. 107, as amended by the House, same being by Senate Committee on Appropriations, entitled, An Act making general appropriation for the budget of the Legislature, Executive and Judicial Department of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1924, and June 30, 1925, by functions of each department in accordance with the budget classifications adopted by the Governor, beg leave to report that we have had the same under consideration and herewith return the same with the recommendation that the bill do pass with the following amendments:

#### EXECUTIVE DEPARTMENT:

Page 4, line 5, under the subdivision "Preparation of Budget" that the item "Wages, (Extra Help) \$1,000.00" each year be stricken, and that the item "Special Payments \$9,000.00" each year be stricken.

And in lieu thereof insert the following:

"Salaries:

Budget Officer .....	\$3,600.00	\$3,600.00
Stenographer .....	1,500.00	1,500.00
Extra Help .....		1,800.00

## STATE BOARD OF EQUALIZATION:

Page 5, between lines 9 and 10, after the item "Special Payments (Other than attorney's fees), \$15,000.00" each year, insert the following: "Including cost of adoption and inauguration of a standard system of valuation and assessment of property for taxation."

## SUPREME COURT:

Page 5, line 22, strike out the item "Supreme Court Commissioners (Eighteen at \$5,000 each per annum), \$90,000.00" each year.

Line 28, strike out the item "Law Clerks (Eighteen, \$1,800 each per annum) \$32,400.00" each year.

Line 30, strike out the item "Fund to pay special Justices \$1,000.00" each year.

Line 27, strike out the figures "\$1,800.00" and insert "\$2,200.00" each year.

Line 28, strike out the item "Law Clerks (Nine at \$1,500.00 each per annum) \$13,500.00" and insert the following: "Law Clerks (one at \$2,000.00 per annum) and eight at \$1,800.00 each per annum, \$16,400.00" each year.

Page 5, line 3, strike out entire line, "Other Expenses, \$100.00 each year."

## CRIMINAL COURT OF APPEALS:

Page 6, line 9, strike out the item "Fund to pay Special Judges \$400.00 each year."

Line 13, strike out the item "Other Expenses, \$50.00 each year."

Line 7, under the item "Marshal and Chief Clerk" strike out the figures "\$1,800.00" each year and insert in lieu thereof "\$2,200.00" each year.

Line 8, under the item "Law Clerks (Two at \$1,500.00 each, per annum), \$3,000.00" strike out the item and insert in lieu thereof the following: "Law Clerks (Two at \$1,800.00 each per annum), \$3,600.00" each year.

Line 29, under the same subdivision, strike out the figures "\$5,000.00" for each year, and insert the figures "\$2,500.00" for each year.

#### CLERK OF THE SUPREME COURT:

Page 7, line 13, under the item "Communication" strike out the figures "\$600.00" each year and insert in lieu thereof the figures "\$700.00" each year.

#### STATE REPORTER:

Page 7, line 33, under the item "Printing other than office supplies (State Reports)" strike out the figures \$3,675.00" and insert "\$5,775.00," second year.

#### STATE LIBRARY:

Page 8, line 12, strike out the following: "Special payments (Emergency help in cataloging library), \$200.00" each year.

Line 20, under the item "Other Expenses (Bond of Librarian and dues Library Association), \$400.00" each year, strike out the figures "\$400.00" and insert "\$40.00" each year.

Line 8, under the item "Assistant State Librarian" strike out the figures "\$1,200.00" and insert "\$1,800.00" each year.

Line 9, under the item "Reference Librarian" strike out the figures "\$1,200.00" each year and insert "\$1,500.00" each year.

SECRETARY OF STATE:

Page 9, line 23, strike out the items "Printing and Advertising Initiative Petitions, \$5,000.00" each year.

Line 26, strike out the item "Other Expenses, \$50.00" each year.

STATE AUDITOR:

Page 10, line 11, strike out the item "Other Expenses, \$37.50" each year.

Between lines 16 and 17 insert the following: "Check and Warrant Protection Insurance, \$2,000.00" each year.

Page 11, line 5, strike out "Other Expenses, \$175.00" each year.

Page 11, line 18, under the item "Chief Clerk, Gross Production tax" strike out the figures "\$1,800.00" and insert "\$2,100.00" each year.

Between lines 18 and 19 insert the following: "Two field men at \$1,800.00 per annum each, \$3,600.00" each year.

"Traveling Expense for field men, \$2,400.00" each year.

Line 21, under the item "Extra Help Fund, Gross Production Department" strike out the figures "\$9,600.00" each year and insert in lieu thereof the figures "\$11,100.00" each year.

Line 27, under item "Extra Help Fund, Income Tax," strike out the figures "\$8,400.00" and insert in lieu thereof the figures "\$10,500.00" each year.

After line 34, insert the following:

Collection of Gasoline Tax:

Wages (extra help) .....	\$4,200.00	\$4,200.00
Communication .....	1,250.00	1,250.00
Traveling Expense (in checking collection of tax) .....	3,600.00	3,600.00

Page 12, line 3, under the item "Traveling (in and outside of State on official business) strike out the figures "\$7,500.00" and insert "\$12,500.00" each year.

Line 9, under the item "Other Supplies" strike out the figures "\$3,000.00" each year and insert "\$2,000.00" each year.

#### ATTORNEY GENERAL:

Page 12, line 30, under the item "Wages (extra help)" strike out the figures "\$2,000.00" each year and insert "\$1,000.00" each year.

Line 31, under the item "Special Payments" strike out the figures "\$15,000.00" and insert "\$10,000.00" each year.

Page 13, line 3, under the item "Traveling, etc. \$20,000.00" strike out the figures "\$2,000.00" and insert "\$12,000.00" each year.

Line 9, under the item "Office Supplies" strike out the figures "\$3,000.00" and insert "\$2,000.00" each year.

Line 13, under the item "Office Equipment" strike out the figures "\$4,500.00" and insert "\$3,500.00."

#### STATE TREASURER:

Page 14, between lines 29 and 30, insert the following: "Provided, that the amounts herein appropriated for the payment of funding bonds, coupons and commissions on 1908 and 1913 funding bond issues, shall be paid out of sinking funds heretofore provided by the State Board of Equalization, and provided, further, that the State Treasurer and the State Auditor are hereby directed to transfer said sinking funds into one account to be designated as "1908 and 1913 Sinking Fund."

COMMISSIONER OF THE LAND OFFICE:

Page 15, line 26, under subdivision "Lease and Sales Division" strike out the words "Two bookkeepers (lease) at \$1,500.00 each, \$3,000.00" each year, and insert in lieu thereof the following "1 bookkeeper at \$1,500.00 per annum, \$1,500.00" each year.

Line 30, under the items "Clerks," strike out the word "five" and insert "four" and strike out the figures "\$6,000.00" each year and insert "\$4,800.00" each year.

Page 16, line 21, under the item "bookkeepers" strike out the word "four" and insert "three", and strike out the figures "\$6,000.00" and insert "\$4,500.00" each year.

Line 25, under the item "stenographehrs" strike out the word "four" and insert "three," and strike out the figures "\$4,800.00" and insert "\$3,600.00" each year.

Line 27, under the item "Clerks" strike out the word "six" and insert "five," and strike out the figures "\$7,200.00" and insert "\$6,000.00" each year.

BOARD OF PUBLIC AFFAIRS:

Page 18, line 19, under the item "Extra Help" strike out the figures "\$10,000.00" each year and insert "\$5,400.00" each year.

Between lines 20 and 21, insert the following: "Traveling, \$2,000.00" each year.

Page 19, line 5, under the item "Superintendent of Building" strike out the figures "\$1,200.00" each year and insert "\$1,800.00" each year.

STATE INDUSTRIAL COMMISSION:

Page 20, line 30, under the subdivision "Field Inspection and Insurance Records," under the item "Inspectors" strike



out the word "three" and insert "one," and strike out the figures "\$4,500.00" each year and insert "\$1,500.00" each year.

Between lines 30 and 31 insert the following: "Wages (extra help), \$3,000.00" each year.

#### STATE EXAMINER AND INSPECTOR:

Page 21, line 25, strike out the following "Stenographers (2 at \$1,200.00 each per annum), \$2,400.00" each year.

Line 30, strike out the item "General Repairs, \$25.00" each year.

Page 22, line 7, under the item "Office Equipment" strike out the figures "\$500.00" each year and insert "\$550.00" each year.

Page 22, line 8, strike out the item "Books and Periodicals, \$100.00" each year.

Line 15, under the item "Wages (extra help)" strike out the figures "\$6,000.00" and insert "\$8,000.00" each year.

Page 22, line 17, under the item "Traveling" strike out the figures "\$10,500.00" each year and insert in lieu thereof "\$12,500.00" each year.

Line 18, strike out the item "Communication, \$70.00" for each year.

#### DEPARTMENT OF LABOR:

Page 22, line 26, strike out the item "Extra help, \$19,180.00" each year.

Line 15, under the item "Communication," strike out the figures "\$900.00" for each year and insert "\$700.00" for each year.

Line 25, under the item "Motor Vehicles" strike out the figures "\$500.00" each year and insert in lieu thereof "\$965.00" each year.

Line 36, under the subdivision "Bureau of Factory Inspection" strike out the item "Traveling, \$18,320.00" each year and substitute therefor the following: "Traveling, \$7,500.00" each year.

Page 24, line 6, after the item "Motor Vehicle, \$420.00" insert the following subdivision:

"Boiler Inspection:

Personal Service

Wages (extra help) .....	\$9,000.00	\$9,000.00
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Traveling .....	9,000.00	9,000.00
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"The Commissioner of Labor is hereby authorized, empowered and directed to fix and promulgate a schedule fee for the inspection of factories and boilers to be collected by the State Auditor, and no part of the above items listed under "Boiler Inspection" shall be expended until such schedule is promulgated, and in effect, fixing a minimum inspection fee of \$10.00 net to the State."

CHARITY AND CORRECTIONS:

Page 27, line 12, under the item "Motor Vehicles" strike out the figures "\$660.00" and insert in lieu thereof the figures "\$1,115.00."

STATE INSURANCE BOARD:

Page 28, line 14, strike out the following "Stenographer, \$1,200.00" each year.

Line 15, strike out the item "License Clerk, \$1,500.00" each year.

Line 16, under the item "Wages and Extra Help" strike out the figures "\$2,000.00" and insert "\$1,500.00" each year.

## STATE FIRE MARSHAL:

Page 28, strike out the items under State Fire Marshal's Department and insert in lieu thereof the following: "There is hereby appropriated for the use of the State Fire Marshal in compliance and under the provisions of the terms set forth in House Bill No. 250, all funds as are collected and paid into that fund; provided, however, the same shall not exceed the provisions expressed in House Bill No. 250, and the State Auditor is instructed to issue warrants in compliance herewith and House Bill No. 250."

## BANKING DEPARTMENT:

Page 29, line 19, after the words "Assistant Bank Commissioners and Field Men" strike out the balance of the item, and insert in lieu thereof the figures "\$16,800.00" each year.

Line 28, under the item of "Traveling, etc.," strike out the figures "\$20,000.00" each year and insert in lieu thereof "\$12,600.00" each year.

## CORPORATION COMMISSION:

Page 32, line 2, under the item of "Traveling" strike out the figures "\$1,000.00" each year and insert "\$500.00" each year.

Line 12, strike out the item "Other Expenses, \$500.00" each year.

Line 22, strike out the item "Traveling, \$300.00" each year under the subdivision "Accounting Department."

Line 23, under the item "Appraising and Auditing Public Utilities" strike out the figures "\$100,000.00" each year and insert "\$50,000.00" each year.

Between lines 24 and 25, insert the following: "Rate litigation (expendable during the fiscal years beginning July

1, 1923 and ending June 30, 1925), \$50,000.00" under the column for the first year.

Line 25, strike out all items under the subdivision "Oil and Gas Conservation" and insert the following: "Salaries of Conservation Officers and Employees, \$41,700.00" each year.

"Contingent Fund for purpose specified under Subdivisions B, C and E of this function as shown in the budget, \$24,750.00" each year.

#### STATE MARKET COMMISSION:

Page 33. Strike out entire department.

#### STATE ISSUES COMMISSION:

Page 33. Strike out entire department.

#### STATE ELECTION BOARD:

Page 34, beginning at line 19, strike all items under this department, and insert in lieu thereof the following: "Contingent fund for extra help and for purposes specified under Subdivisions B, C, E and G of Administration Expense of operation for this department, as shown in the budget, \$26,412.50 first year, \$31,962.50 second year."

#### MILITARY DEPARTMENT:

Page 36, line 15, under the item "Examinations" strike out the figures "\$1,000.00" each year and insert "\$3,000.00" each year.

Line 27, strike out the item "Animals killed by State other than Tubercular, \$1,000.00" each year.

Line 36, under the item "Wearing Apparel (uniform allowance)," strike out the figures "\$15,000.00" and insert "\$26,100.00" each year.

## STATE BOARD OF AGRICULTURE:

Page 38, line 9, strike out the item "Wages (extra help), \$1,000.00" each year.

Page 39, lines 11 and 12, strike out item "Office Supplies, \$200.00" each year.

Page 40, line 2, under the item "Traveling" strike out the figures "\$5,000.00" each year and insert "\$4,000.00" each year.

Line 3, under the item "Communication" strike the figures "\$250.00" each year and insert "\$150.00" each year.

Line 5, under the item "Office Supplies" strike out the figures "\$400.00" each year and insert "\$200.00" each year.

Line 7, under the item "Contributions (indemnifying owners of tubercular cattle)", strike out the figures "\$75,000.00" and insert "\$25,000.00" each year.

Between lines 8 and 9, insert the following: "Provided, no amount shall be paid as a contribution hereunder until the tubercular animal is condemned and slaughtered, and in no event, in excess of 50% of the value of the animal, less salvage, and in no event to exceed \$75.00 per head, and no payment shall be made hereunder for any animal heretofore segregated and for which contribution has been made."

Line 29, under the item "Live Stock Inspectors at \$4.00 per day" strike out the figures "\$40,000.00" each year and insert in lieu thereof the figures "\$30,000.00" for the first year and "\$20,000.00" for the second year.

Line 33, under the item "Traveling" strike the figures "\$12,500.00" each year and insert in lieu thereof "\$10,000.00" first year, and "\$7,000.00" second year.

Page 41, line 23, strike out the items "Assessor's, \$10,000.00" each year.

Page 42, line 10, under the item "Communication" strike the figures "\$500.00" each year and insert in lieu thereof "\$300.00" each year.

Line 16, under the item "Motor Vehicles" strike the figures "\$1,500.00" and insert in lieu thereof "\$1,930.00."

Page 45, line 18, strike out the item "Other Expenses, "\$5,000.00" each year.

#### STATE BOARD OF EDUCATION:

Page 46, line 25, under the item "Traveling" strike out the figures "\$1,500.00" each year and insert in lieu thereof "\$750.00" each year.

Page 46, line 28, under the item "Printing, other than office supplies" strike out the figures "\$3,000.00" and insert "\$1,500.00" each year.

#### OKLAHOMA LIBRARY COMMISSION:

Page 47, line 7, strike out the item "Reference Librarian, \$1,500.00" each year.

Line 9, strike out the item "Director, \$1,800.00" each year.

Line 10, strike out the item "Stenographer, \$1,200.00" each year.

Lines 11 and 12, strike out the item "Wages (Summer School Instructor and wages for extra help), \$400.00" each year, and insert the following: "Wages (extra help), \$4,900.00" each year.

#### OKLAHOMA GEOLOGICAL SURVEY:

Page 47, line 30, under the item "Salaries" strike out the figures "\$11,400.00" and insert "\$9,600.00" each year.

Page 48, line 2, under the item "General Repairs" strike out "\$300.00" and insert "\$100.00" each year.



Line 3, under the item "Motor Vehicle Repairs" strike out "\$300.00" and insert "\$200.00" each year.

Line 4, under the item "Traveling" strike out the figures "\$5,000.00" and insert "\$2,400.00" each year.

Line 5, under the item "Transportation" strike out the figures "\$250.00" and insert in lieu thereof "\$200.00" each year.

Line 6, under the item "Communication" strike out the figures "\$800.00" and insert in lieu thereof "\$400.00" each year.

Line 7, under the item "Printing, other than office supplies," strike out the figures "\$2,000.00" and insert in lieu thereof "\$1,000.00" each year.

Line 10, under the item "Motor Vehicle Supplies" strike out the figures "\$500.00" and insert "\$250.00" each year.

Line 12, under the item "Office Equipment" strike the figures "\$1,250.00" and insert "\$500.00" each year.

Line 13, under the item "Motor Vehicle" strike out the figures "\$500.00" for each year and insert "\$965.00 in lieu thereof for the first year.

Line 17, under the item "Salaries," strike out the figures, "\$12,050.00" and insert in lieu thereof the figures "\$9,000.00" each year.

Line 19, under the item "General Repairs," strike out the figures "\$250.00" and insert "\$100.00" each year.

Line 24, strike out the item "Printing, other than office supplies, \$1,500.00" each year.

Line 26, under the item "Office Supplies" strike out the figures "\$800.00" each year and insert "\$500.00" each year.

Line 27, under the item "Medical and Laboratory Supplies" strike out the figures "\$500.00" and insert "\$250.00" each year.

Line 30, under the item "Office Supplies" strike out the figures "\$500.00" and insert "\$250.00" each year.

Line 31, under the item "Laboratory Equipment" strike out the figures "\$350.00" and insert in lieu thereof "\$150.00" each year.

Page 49, line 5, under the item "General Repairs" strike out the figures "\$150.00" and insert "\$100.00" each year.

Line 10, strike out the item "Printing, other than office supplies, \$500.00" for each year.

Line 22, under the item "Office Supplies" strike out the figures "\$600.00" and insert "\$300.00" each year.

Line 25, strike out the item "Impressed Cash, \$6,000.00" and insert in lieu thereof the following: "Rotary Fund, \$10,000.00" for the first year.

Line 26, strike out the note in regard to Rotary Funds and insert therein the following: "There is hereby provided for the Oklahoma Geological Survey a Rotary Fund, which fund is to be used for the publication of certain bulletins, circulars, and maps prepared by the Oklahoma Geological Survey, and it is provided that a charge shall be fixed by the Oklahoma Geological Survey covering the cost of preparation, printing, and distribution of such publications and that there shall always be to the credit of the fund the original value of the appropriation either in cash or its equivalent in publications; provided further, that all net proceeds from the sale of such publications shall be turned into the State Treasury to the credit of the Oklahoma Geological Survey Rotary printing fund to supplement such fund and become a part thereof. It is provided further that copies of all publications shall be furnished without cost to libraries and exchange lists.

"All expenditures made out of such Rotary fund shall be made under the supervision of the Geological Commission upon recommendation of the Director of the Oklahoma Geo-

logical Survey under the rules and regulations and by means of such vouchers as may be prescribed for such funds, the vouchers to bear the verification of the executive officer of the Geological Commission and the Director of the Survey, or by persons designated by the Commission of Directors."

Page 49, line 32, under the item "Laboratory Equipment" strike out the figures "\$1,800.00" and insert "\$1,000.00" each year.

Line 33, strike out the figures "\$350.00" each year under the item "Office Equipment" and insert "\$150.00" each year.

Line 34, under the item "Motor Vehicle Equipment" strike out the word "equipment" and strike the figures "\$1,500.00" each year and insert "\$965.00" each year.

Line 35, under the item "Books and Periodicals" strike the figures "\$250.00" and insert "\$100.00" each year.

Page 50, line 4, under the item "Salaries" strike the figures "\$5,200.00" and insert "\$5,000.00" each year.

Line 6, under the item "General Repairs" strike the figures "\$200.00" and insert "\$100.00" each year.

Line 7, strike out the item "Traveling, \$300.00" each year.

Line 9, under the item "Communication" strike out the figures "\$150.00" and insert in lieu thereof "\$100.00" each year.

Line 10, strike out the item "Printing, other than office supplies, \$1,000.00" each year.

Line 12, under the item "Office Supplies" strike out the figures "\$1,000.00" and insert "\$500.00" each year.

Line 13, under the item "Medical and Laboratory Supplies" strike out the figures "\$1,200.00" and insert "\$700.00" each year.

Line 15, under the item "Office Equipment" strike the figures "\$500.00" and insert "\$250.00" for each year.

Line 16, under the item "Laboratory Equipment" strike out the figures "\$1,000.00" and insert "\$500.00" each year.

Line 17, under the item "Books and Periodicals" strike out the figures "\$300.00" and insert "\$100.00" each year.

#### STATE BOARD OF VOCATIONAL EDUCATION:

Page 51, line 11, strike out the figures "\$44,900.00" and "\$55,400.00" and insert in lieu thereof the following: "\$34,900.00" first year, and "\$45,400.00" second year.

Line 16, following the word "compensation," insert the following paragraph as a new provision: "Provided further, that the appropriation for any of the items under the subsection 'The State Board of Vocational Education' shall not be available until matched by an equal amount of federal aid, except the personal salary for the Director of the State Board of Vocational Education, not to exceed \$3,600.00 each year."

#### DEPARTMENT OF CONFEDERATE PENSIONS:

Page 52, line 8, under the item "Pensions" strike out the figures "\$575,000.00" for the first year, and insert in lieu thereof "\$775,000.00."

#### STATE HIGHWAY COMMISSION:

Page 52, line 13, under the item "Salary for Commissioner," strike out the figures "\$3,600.00" and insert in lieu thereof "\$3,000.00" each year.

Line 15, strike out the item "Stenographer to Commissioner \$1,500.00" each year.

Line 17, strike out the item "Legal Clerk \$2,100.00" each year and insert in lieu thereof "Assistant Chief Clerk, \$1,500.00" each year.

Line 18, under the item "Cashier" strike out the figures "\$1,800.00" each year and insert "\$1,500.00" each year.

Line 19, strike out the item "Assistant Cashier \$1,200.00" each year.

Line 20, strike out the item "Three Posting Clerks \$3,600.00" each year.

Line 21, under the item "Bookkeeper" strike out the figures "\$1,200.00" and insert "\$1,500.00" each year.

Between lines 21 and 22, add the following "Assistant Bookkeeper \$1,500.00" each year.

Line 25, strike out the item "Other Expenses \$1,000.00" each year.

Line 29, under the item "Office Equipment" strike out the figures "\$2,500.00" and insert "\$1,250.00" each year.

Line 30, under the item "Motor Vehicles" strike out the figures "\$1,000.00" each and insert in lieu thereof "\$1,930.00" for the first year.

Page 53, lines 3, 4, 5, 6, 7 and 8, strike out the following items: "Extra Help \$2,400.00" each year, "Finding Clerks (3) 6 months \$1,800.00" each year; "Finding Clerks (1) 2nd 6 months "\$600.00" each year; "Numbering Clerk \$1,200.00" each year; "Mailing Clerk \$1,200.00" each year; "Eight Watchmen \$900.00" each year.

Line 17, under the item "Office Equipment" strike out the figures "\$2,500.00" and insert "\$1,250.00" each year.

Line 29, strike out the item "Bookkeepers (3) 1st 6 months \$2,500.00" each year.

Line 30, under the item "Bookkeepers" strike out the following "(2) 2nd 6 months."

Line 31, under the item "3 Certificate Writers" strike out the figures "\$3,600.00" and insert "\$2,700.00" each year.

Line 32, under the item "3 Certificate Writers (1st six months)" strike out the figures "\$1,800.00" and insert "\$1,350.00" each year.

Line 33, strike out the item "Extra Help \$2,500.00" each year.

Page 54, line 9, under the item "State Engineer" strike out the figures "\$5,000.00" and insert "\$3,000.00" each year.

Line 10, under the item "Assistant State Engineer" strike out the figures "\$4,200.00" and insert "\$2,100.00" each year.

Line 11, strike out the item "Bridge Engineer \$4,200.00" and insert in lieu thereof "3 Assistant State Engineers at \$1,800.00 each per annum \$5,400.00" each year.

Line 12, strike out the item "Division Engineers (2) Field at \$3,600.00 \$7,200.00" each year.

Line 14, strike out the item "Division Engineers (2) (Office at \$3,600.00) \$7,200.00" each year.

Line 16, strike out the item "Assistant Division Engineer \$3,000.00" each year.

Line 17, strike out the item "Laboratory Engineer \$2,100.00" each year.

Line 18, strike out the item "Detail Checker \$1,800.00" each year.

Line 19, strike out the item "Chief Draftsman \$3,000.00" each year.

Line 20, under the items "Draftsman, etc." strike out the figures \$2,400.00" and insert "\$1,500.00" and strike out the figures "\$4,800.00" each year and insert "\$3,000.00" each year.

Line 21, strike out the item "Draftsman \$2,100.00" each year.



Line 22, under the item "Tracer" strike out the figures "\$1,500.00" and insert "\$1,200.00" each year.

Line 23, under the item "Stenographers (2)" add the following "at \$1,200.00 each per annum" and strike out the figures "\$3,000.00" and insert "\$2,400.00" each year.

Line 24, strike out the item "Stenographer \$1,200.00" each year.

Line 25, under the item "Chief Clerk" strike out the figures "\$2,100.00" and insert "\$1,800.00" each year.

Line 25, strike out the item "Voucher Clerk \$1,800.00" each year.

Line 27, strike out the item "File Clerk \$1,800.00" each year.

Line 29, strike out the item "Extra and Individual Help \$12,000.00" each year.

Line 30, strike out the item "2 Inspectors at \$1,800.00, \$3,600 00" each year.

Page 55, line 2, strike out the item "Miscellaneous Expense \$200.00" each year.

Page 55, line 6, under the item "Office Equipment" strike out the figures "\$7,000.00" and insert "\$5,000.00" for the first year and strike out the figures "\$4,000.00" for the second year and insert "\$3,000.00."

Line 7, after the item of "Motor Vehicles" insert the following provision: "Provided that Federal machines are not available."

After line 8 insert the following: "Wages (extra help) to be distributed among the various functions of the Highway Department, at the discretion of the Highway Commissioner \$51,450.00 \$51,450.00."

CUSTODIAN G. A. R. HALL:

Page 56, line 9, under the item "Office Equipment" strike out the figures "\$250.00" and insert "\$100.00" each year.

OKLAHOMA COMMISSION FOR ADULT BLIND:

Page 56, line 20, under the item "Secretary" strike out the figures "\$3,000.00" and insert "\$2,400.00" each year.

Line 21, strike out the item "Field Workers (2) at \$1,500 each per annum, \$3,000.00" each year.

Line 25, under the item "Traveling—Members of Commission, etc." strike out the figures "\$2,000.00" and insert "\$1,500.00" each year.

Line 36, under the item: "Home Teacher, etc." strike out the words "1st year, and two Home Teachers second year at \$1,500.00 each per annum" and strike out the figures "\$3,000.00" for the second year and insert "\$1,500.00."

Page 57, line 8, under the items "Wages (extra help) \$150.00" each year, strike out entire line.

Line 10, strike out the item "Communications" \$100.00 each year.

STATE GAME AND FISH WARDEN:

Page 58, line 17, under the item "Thirteen Rangers, etc." strike out the figures "\$1,800.00" and insert "\$1,500.00" and strike out the figures "\$23,400.00" each year and insert in lieu thereof "\$19,500.00" each year.

Line 21, under the item of "Traveling, Thirteen Rangers" strike out the figures "\$15,600.00" each year and insert in lieu thereof the figures "\$11,700.00" each year.

Page 59, line 7, strike out the words "Sewer and" under the item "Sewer and Water Material Purchase Pipe and Hydraulic Pump and Installing same, \$15,000.00."

Page 60, line 36, under the item "General" strike out the figures "\$2,000.00" each year and insert in lieu thereof the figures "\$25,000.00" each year.

Page 62, strike out Section 5, and insert in lieu thereof the following to be known as Section 5:

"Where provision is made herein for traveling allowance, the expenses of same shall be computed on the following basis:

"All claims made for traveling expenses within this State shall be limited to actual transportation charges, and the sum of Four (\$4.00) Dollars per day in lieu of all subsistence and no claim for traveling allowance or subsistence shall be made unless the party making claim for same is actually traveling upon business for this State, and under orders from the head of the Department for which he is working, and no claim shall be approved or allowed in excess hereof by the State Auditor, and if the State Auditor shall approve, allow or pay any claim in excess hereof, he shall be guilty of malfeasance and liable for the amount of the same on his official bond, and the State Examiner and Inspector shall prepare forms for use in filing claims in conformity with the above provisions herein set forth."

Page 63. Add the following Section to be known as Section 6:

"Section 6. It is hereby made the duty of the State Board of Public Affairs, to have the name of the State of Oklahoma and the Department or Institution which now owns or may hereafter acquire, a motor vehicle for use in said Department or Institution, to be painted thereon in conspicuous letters 'The State of Oklahoma' and the name of the Department or Institution thereunder."

J. C. NANCE,  
D. A. STOVALL,  
W. I. CUNNINGHAM,

House Conferees.

CHAS. McPHERREN,  
JOSEPH C. LOONEY,  
CARL MONK,

Senate Conferees.

On motion of Senator Carlock, the Conference Report on Senate Bill No. 107, was adopted.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Calvert, Cline, Cordell, Darnell, Gulager, Holloway, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Monk, Nichols, Ratliff, Reed, West, Woods. Total, 27.

Nays: Brown (Love), Cornett, Feuquay, Glasser, Hill, Horner, Johnson, Lewis, Memminger, Wells. Total, 10.

Not voting: Brown (Blaine), Carlock, Frye. Total, 3.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the Conference Amendments to Senate Bill No. 107, and ordered same transmitted to the Honorable House.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Resolution No. 20 correctly engrossed.

The President signed the engrossed copy of Senate Resolution No. 20 and ordered same referred to the enrolling and engrossing department for enrollment.

House Bill No. 432 was read for the third time at length.

Senator Cline moved that the vote by which House Bill No. 432 was advanced to engrossment and third reading be reconsidered for the purpose of striking Section 4, which motion was lost.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Brown (Love), Calvert, Carlock, Cordell, Cornett, Darnell, Hill, Holloway, Horner, Hudson, Hughey, Johns, Jones, Langley, Lillard, Looney (Harmon), Luttrell, McPherren, Monk, Nichols, Ratliff, Wells, West, Woods. Total, 26.

Nays: Bobo, Cline, Feuquay, Glasser, Gulager, Hughes, Land, Lewis, Looney (Pontotoc), Memminger, Reed. Total, 11.

Not voting: Brown (Blaine), Frye, Johnson. Total, 3.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Langley, Lillard, Looney (Harmon), Luttrell, McPherren, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 30.

Nays: Cornett, Glasser, Gulager, Land, Lewis, Looney, (Pontotoc), Memminger. Total, 7.

Not voting: Brown (Blaine), Frye, Johnson. Total, 3.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 432, and ordered the same returned to the Honorable House.

Senator Cline offered the following explanation of his vote:

Mr. President: I voted "no" on House Bill No. 432 not because I am against the bill, but for the reason that I am creditably informed that all of Section 4 was stricken out by the House and notwithstanding such action by the House appears here with said section.

CLINE.

The following messages from the Honorable House were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body:

Enrolled House Bill No. 201, by Thompson (Garvin) and Street of the House, and Luttrell of the Senate, entitled,

"An Act amending Section 8572, Compiled Oklahoma Statutes, 1921, relating to the investment of sinking funds of the State or of any county, city, town, township, school district or any municipality thereof, and declaring an emergency."

Enrolled House Bill No. 539, by Johnson of the House, and Holloway of the Senate, entitled,

"An Act fixing the fees allowed in justice courts in all counties having a population of not less than 17,510 and not more than 17,520, according to the last federal census or any census that may be ordered by the Board of County Commissioners, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.



Enrolled House Bills Nos. 201 and 539 were referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body:

Enrolled House Bill No. 429, by House Committee on Education, entitled,

“An Act making an appropriation for library of the Colored Agricultural and Normal University.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bill No. 429 was referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body:

Enrolled House Bill No. 230, by Varnum, et al., entitled,

“An Act amending Sections 3860, 3861, 3862, Paragraph 1, Section 3863, Section 3866, of Article 16, Chapter 20, of the Compiled Oklahoma Statutes, 1921, defining terms, licensing dealers, providing penalties, creating positions and making an appropriation therefor, and declaring an emergency.”

Enrolled House Bill No. 546, by McBee, entitled,

“An Act authorizing the county officers of all counties in the State of Oklahoma, having a population of not less than

24,600 inhabitants and not to exceed 24,750, to appoint deputies, fixing the number of such deputies and maximum salary of each, amending Section 1, Chapter 13, of the Session Laws of 1921, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 230 and 546 were referred to the Committee on Enrolled and Engrossed Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable body,

Engrossed Senate Bill No. 264, by Memminger, entitled,

"An Act to protect members of foreign fraternal beneficiary societies or associations who reside in this State; to give the State Insurance Commissioner power and authority to prescribe rules and conditions precedent or under which such societies or associations can do business in this State; providing penalties for violations of this Act, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed Senate Bill No. 264 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body:

Enrolled Senate Bill No. 237, by Langley, et al., entitled:

“An Act providing for additional ward and cottage buildings for white patients, additions to the kitchen, dining room, power plant, laundry, nurses’ home and personnel quarters, a separate ward and cottage building for colored patients, at the tubercular sanatorium for ex-service persons located at Sulphur, Oklahoma, and making an appropriation therefor, and declaring an emergency.”

Enrolled Senate Bill No. 308, by Hughey, entitled:

“An Act providing for deputy county treasurers in counties having a population of not less than 15,939, and not more than 15,950, according to the last preceding federal decennial census, fixing their salaries, and declaring an emergency.”

Enrolled Senate Bill No. 347, by Johnson of the Senate, and Burger of the House, entitled:

“An Act providing for the number of deputy sheriffs and assistant jailors in all counties in the State of Oklahoma having a population of not less than 17,660, nor more than 17,700, according to the last preceding federal decennial census, fixing the salaries thereof, repealing all conflicting laws, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 237, 308 and 347 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body:

Enrolled Senate Joint Resolution No. 19, by Committee on Appropriations, entitled:

“A Resolution making an appropriation for the payment of public building interest coupons falling due and purchased by the State Treasurer in the absence of an appropriation, and declaring an emergency.”

Enrolled Senate Joint Resolution No. 24, by Holloway, entitled:

“A Resolution reappropriating the sum of \$212.00 unexpended balance in Deficiency Appropriation No. 63, for the Department of State Fire Marshal, so that same may be used for traveling expenses, and declaring an emergency.”

Enrolled Senate Bill No. 83, by Wells, entitled:

“An Act to accept the provisions of an Act of Congress of the United States, approved November 23, 1921, entitled, ‘An Act for the promoton of the welfare and hygiene of maternity and infancy, and for other purposes.’ ”

Enrolled Senate Bill No. 160, by Langley, of the Senate, and Lindsey, of the House, entitled:

“An Act changing the name of the East Oklahoma State Home, at Pryor, Oklahoma, to Whitaker State Orphan Home, repealing conflicting laws, and declaring an emergency.”

Enrolled Senate Bill No. 170, by Cordell, entitled:

“An Act providing a lien for the services of stallions and jacks registered according to the provisions of this Act, and amending Sections 3993 to 4012 inclusive, and repealing all Acts in conflict therewith.”

Enrolled Senate Bill No. 174, by Hughes, entitled:

“An Act amending Section 3893, Chapter 21, of the Compiled Laws of 1921, relating to bounties on wolves and coyotes, and declaring an emergency.”

Enrolled Senate Bill No. 188, by Anglin, entitled:

“An Act governing the taking up, advertising and sale of stray stock.”

Enrolled Senate Bill No. 192, by Luttrell, entitled:

“An Act to amend Section 342, Chapter 3, Article 9, of the Compiled Oklahoma Statutes, 1921, relating to attachment bonds, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President ordered Enrolled Senate Joint Resolutions Nos. 19, 24 and Enrolled Senate Bills Nos. 83, 160, 170, 174, 188 and 192 transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body,

Enrolled Senate Bill No. 311, by Woods and Lillard, entitled,

“An Act providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity which can likely be remedied, whose parents, or other persons legally chargeable with their support, who are unable to provide such treatment and care; providing for pay-

ment of the expenses thereof, and conferring jurisdiction on juvenile courts in such cases; providing for the commitment of such children to the University Hospital; defining the powers and duties of said institutions, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 311 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body:

Enrolled Senate Joint Resolution No. 5, by Mrs. Looney, et al., of the Senate, and Hansen, et al., of the House, entitled:

"A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6, of the Constitution of the State of Oklahoma."

Enrolled Senate Joint Resolution No. 25, by Jones, et al., of the Senate, and Mitchell, et al., of the House, entitled:

"A Joint Resolution authorizing the A. & M. College to reimburse the Federal A. & M. College funds, making an appropriation therefor, and declaring an emergency."

Enrolled Senate Bill No. 194, by Luttrell, entitled:



“An Act to amend Section 328, Chapter 3, Article 8, of Compiled Oklahoma Statutes, 1921, undertaking for delivery in replevin actions, and declaring an emergency.”

Enrolled Senate Bill No. 207, by Durant of the Senate, and Mabon and Moothart of the House, entitled:

“An Act fixing the number of deputies and their salaries in the office of County Assessor in counties having a population of not less than 41,108 and not to exceed 41,200, as shown by the United States census of 1920, and declaring an emergency.”

Enrolled Senate Bill No. 222, by Mrs. Looney, et al. of the Senate, and Treadway of the House, entitled:

“An Act granting power to the Board of County Commissioners, District Judge, and County Judge, of any county to use the sinking fund of the county derived from penalties, interests or forfeiture, accrued or to accrue as penalties on delinquent taxes for the purpose of erecting a county court house; providing the method of procedure therefor, and repealing all Acts in conflict therewith, and declaring an emergency.”

Enrolled Senate Bill No. 322, by Hughey, et al. of the Senate, entitled:

“An Act making an appropriation with which to defray the expenses for the construction of a building for hospital purposes upon the grounds of the Western Oklahoma Hospital, at Supply, Oklahoma, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and have been signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Joint Resolutions Nos. 5 and 25 and Enrolled Senate Bills Nos. 194, 207, 222 and 322 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body, Engrossed House Concurrent Resolution No. 17, by McBee.

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Engrossed House Concurrent Resolution No. 17 was read at length by the Clerk, and laid over under the rules.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body,

Engrossed Senate Bill No. 395, by McPherran, entitled:

“An Act making an appropriation to pay the salaries of the Supreme Court Commissioners, stenographers and for communications, office supplies and equipment for the said Commissioners and the Clerk of the Supreme Court for the fiscal years ending June 30, 1923, 1924, and 1925, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 395, as amended by the House, was referred to Senator McPherrren for consideration.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body,

Engrossed Senate Bill No. 366, by Holloway and Woods, entitled:

“An Act creating a cotton grader and a deputy cotton grader to be appointed by the Board of Agriculture; defining their duties, fixing their salaries, providing for clerical help and expenses connected therewith, adopting standards providing for rules and regulations by the Board, fixing penalties and making an appropriation.”

And to inform you, and through you, the Honorable Senate, that the same has been passed, as amended, by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendments to Senate Bill No. 366, as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 366.

By Holloway and Woods.

Engrossed House Amendment No. 1:

That Engrossed Senate Bill No. 366, be amended by creating a new section to be numbered “Section 13,” the same to read as follows:

Section 13. Where provision is made herein for traveling allowance, the expenses of same shall be computed on the

following basis: All claims made for traveling expenses within this State shall be limited to actual transportation charges, and the sum of Four (\$4.00) Dollars per day in lieu of all subsistence and no claims for traveling allowance or subsistence shall be made unless the party making claims for same is actually traveling upon business for this State, and under orders from the head of the Department for which he is working, and no claims shall be approved or allowed in excess hereon by the State Auditor, and if the State Auditor shall approve, allow or pay any claims in excess hereon, he shall be guilty of malfeasance and liable for the amount of the same on his official bond, and the State Examiner and Inspector shall prepare forms for use in filing claims in conformity with the above provisions herein set forth.

Engrossed House Amendment No. 2:

That Engrossed Senate Bill No. 366 be further amended by changing the number of Section 13 to Section 14.

On motion of Senator Holloway, the House amendments to Senate Bill No. 366 were adopted.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Menninger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: Glasser. Total, 1.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President **signed** the engrossed House amendments to Senate Bill No. 366 and ordered the bill referred to the Enrolling and Engrossing Department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 238, by Hughey, et al., of the Senate, Lightner, et al., of the House, entitled:

“An Act creating a grain inspection department, providing for a State Grain Inspector, and Assistant State Grain Inspector, local Grain Inspectors, sampling for inspection and grading of grain, operating under the direction of the State Board of Agriculture, adoption of Federal grades established by the United States Grain Standards Act, making an appropriation, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

House amendments to Senate Bill No. 238, were read by the Clerk, as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 238.

By Hughey, Reed, Cordell and Darnell, of the Senate, and  
Lightner, Varnum, Treadway, Tolbert and Ray,  
of the House.

Engrossed House Amendment No. 1:

That Engrossed Senate Bill No. 238 be amended as follows:

By striking the words and figures "Ten Thousand (\$10,000.00) Dollars" found in lines 11, 12 and 13, of Section 4, of said Engrossed Senate Bill No. 238, and insert in lieu thereof the words "Seventy-eight Hundred (\$7800.00) Dollars" in both instances.

Engrossed House Amendment No. 2:

That Engrossed Senate Bill No. 238 be further amended by adding at the end of Section 4, the following:

"For traveling and other expenses in the Grain Inspection Department for the fiscal year ending June 30, 1924, the sum of Twenty-two Hundred (\$2200.00) Dollars, and for the fiscal year ending June 30, 1925, the sum of Twenty-two Hundred (\$2,200.00) Dollars."

On motion of Senator Reed, the Senate concurred in House amendments to Senate Bill No. 238.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc) Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: Glasser. Total 1.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill as amended, become an emergency measure?" the roll was called with the following result:



Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feunquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc) Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: Glasser. Total 1.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed House amendments to Senate Bill No. 238, and ordered the bill referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body.

Engrossed Senate Bill No. 164, by Lillard, entitled:

"An Act fixing the salaries of certain clerical, stenographic and other positions connected with the Supreme Court and Criminal Court of Appeals, repealing all Acts and parts of Acts in conflict therewith."

And to inform you, and through you, the Honorable Senate that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the amendment to Senate Bill No. 764, as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE BILL No. 164.

By Lillard.

Engrossed House Amendment No. 1:

That Engrossed Senate Bill No. 164 be amended by adding at the end of Section 1, the following:

“An Assistant State Librarian at a salary of Eighteen Hundred (\$1,800.00) Dollars per annum.”

“A Reference Librarian at a salary of Fifteen Hundred (\$1,500.00) Dollars per annum.”

Senator Lillard moved that the Senate concur in the House amendments to Senate Bill No. 164. Motion prevailed.

The question being, “Shall the bill pass as amended?” the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Fenquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherron, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: Glasser. Total, 1.

Absent: Durant, Golobic, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed House Amendment to Senate Bill No. 164 and ordered the bill referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House of Representatives does not concur in Senate amendments to

Engrossed House Bill No. 347, by Cunningham, et al., entitled:

“An Act authorizing the county treasurers in any county or the city treasurer of any city of the first class to maintain suits for the recovery of ad valorem taxes and special assessments, and for foreclosure or liens created thereby in certain cases, providing for sale of property liable therefor where amount of said tax exceeds value of property providing the procedure therefor, disposition of the receipts from sale of said property.”

and request a conference thereon. The Speaker having appointed Representatives Cunningham, McBee and Ticer as Representative Conferees.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Hudson moved that the Senate grant the request of the House.

Motion prevailed, and the Chair appointed as Senate Conferees on House Bill No. 347, Senators Gulager, Darnell and Horner.

The Clerk read the House amendment to Senate Bill No. 395, as follows:

ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE BILL No. 395.

By McPherren.

House Amendment No. 1:

That Engrossed Senate Bill No. 395 be amended by adding at the end of Section 1, the following: "Provided that none of the salaries provided herein shall be paid until such commissioner or stenographer has entered upon such duties."

Senator McPherren moved that the Senate concur in House amendments to Senate Bill No. 395. Motion prevailed.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Feuquay, Glasser. Total, 2.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lil-

lard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Feuquay, Glasser. Total, 2.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the Engrossed House amendments to Senate Bill No. 395, and ordered the bill referred to the enrolling and engrossing department for enrollment.

On request of Senator Glasser, House Bill No. 333, was by unanimous consent advanced to engrossment and third reading.

By unanimous consent the rules were suspended and House Bill No. 333 placed on final passage.

House Bill No. 333 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 40.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Glasser, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 40.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 333, and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to return herewith,

Engrossed House Bill No. 485, by Committee on Appropriations, entitled:

“An Act making appropriations from the General Revenue Fund of the State of all State educational, charitable, eleemosynary and penal institutions, providing for the appropriations and distributions of the New College Funds in accordance with Section 7225, Revised Laws of Oklahoma 1910, to the institutions entitled to the same, and providing for the appropriations and distributions of the Section 13 Fund as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, as amended by Chapter 295, Session Laws, 1917.”

And to advise you, and through you, the Honorable Sen-



ate, that the Committee Report, thereon, has been adopted and the bill passed as amended.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Conference Report was read by the Clerk as follows:

#### CONFERENCE COMMITTEE REPORT.

To the President of the Senate and Speaker of the House of Representatives:

We, your Conference Committee, appointed by the Speaker of the House and the President of the Senate upon the disagreeing vote on

Engrossed House Bill No. 485, by Committee on Appropriations, same being

“An Act making appropriations from the General Revenue Fund of the State for all State educational, charitable, eleemosynary and penal institutions, providing for the appropriations and distributions of the New College Funds in accordance with Section 7225, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and providing for the appropriations and distribution of the Section 13 Fund as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and as amended by Chapter 295, Session Laws, 1917.”

And to whom were referred the differences existing between the House and the Senate thereon, beg leave to report that we have had the same under consideration and return the said bill herewith, with the following recommendations:

FIRST. That the House and Senate concur in the Engrossed Senate Amendments to Engrossed House Bill No. 485 with the following exceptions and amendments:

Amendment No. 1:

By striking all of line 10, page 3, as follows: "Natural Science Building, \$100,000.00" and inserting in lieu thereof the following: "Medical Building to be located on the campus at Norman, Oklahoma, for first two years medical school, \$100,000.00."

Amendment No. 2:

By adding after line 12 and before line 13, page 3, the following: "Journalism Building, \$75,000.00."

Amendment No. 3:

By adding after line 16 and before line 18, page 4, the following: "Livestock Building and Equipment, \$125,000.00."

Amendment No. 4:

By striking from line 4, page 6, the figures "\$15,000.00" and inserting in lieu thereof the figures "\$33,312.00."

Amendment No. 4-a:

By striking from line 1, page 9, the figures "\$140,000.00" and by adding in lieu thereof the figures "\$150,000.00."

Amendment No. 4-b:

By striking from line 16, page 9, the figures "\$148,000.00" and by adding in lieu thereof the figures "\$158,000.00."

Amendment No. 5:

By striking from line 2, page 7 the figures "\$110,000.00" (for 1st year) and the figures "\$115,000.00" (for 2nd year) and inserting in lieu thereof the following, "\$100,000.00" (for 1st year) and "\$105,000.00" (for 2nd year).

Amendment No. 6:

By striking from line 18, page 7 the figures "\$7,350.00"

(for 1st year) and inserting in lieu thereof the figures “\$9,000.00” (for 1st year).

Amendment No. 7:

By striking from line 6, page 9 the figures “\$95,000.00” (for 1st year) and the figures “\$115,000.00” (for 2nd year) and inserting in lieu thereof the following, “95,000.00” (for 1st year) and “\$100,000.00” (for 2nd year).

Amendment No. 8:

By adding to line 15, page 9, after the word “building” the letter “s,” making the same read “buildings.”

Amendment No. 9:

By striking from line 9, page 10, and after the word “building” the words “and improvements.”

Amendment No. 10:

By striking from line 8, page 11, the figures “\$48,000.00 \$48,000.00” and inserting in lieu thereof the following, “\$50,000.00 \$50,000.00.”

Amendment No. 11:

By striking all of lines 11 and 12, page 11.

Amendment No. 12:

By striking all of lines 2, 3, 4 and 5, page 13, and inserting in lieu thereof the following: “Receiving Building and Equipment, Laundry Building and Equipment \$150,000.00.”

Amendment No. 13:

By striking from line 13, page 13 the figures “\$60,000.00 \$60,000.00” and by adding in lieu thereof the figures, “\$90,000.00 \$90,000.00.”

Amendment No. 14:

By adding after line 16 and before line 17, page 13, the following, "Ward Building, \$50,000.00."

Amendment No. 15:

By striking from line 8, page 14, the figures "\$35,000.00 \$35,000.00" and by adding in lieu thereof the figures "40,000.00 \$40,000.00."

Amendment No. 16:

By adding after line 1 and before line 2, page 15, the following: "Repairs of Barn and Sheds, \$13,995.00."

Amendment No. 17:

By striking from line 1, page 18, the figures "\$17,500.00 \$17,500.00" and by adding in lieu thereof the figures "\$20,500.00 \$20,500.00."

Amendment No. 18:

By striking all of line 3, page 18, and by adding in lieu thereof the following, "Building, Repairs and Equipment, \$15,000.00 (for 1st year) \$2,000.00 (for 2nd year)."

Amendment No. 19:

By striking all of lines 15 and 16, page 18.

Amendment No. 20:

By adding in line 17, page 21, after the word "building" and before the figures "\$35,000.00" the words "and improvements."

Amendment No. 21:

By striking all of line 18, page 21.

## Amendment No. 22:

By striking all of lines 7 and 8, page 22.

## Amendment No. 23:

By striking from line 11, page 23, the figures "\$60,000.-00" and by inserting in lieu thereof the figures "\$45,000.00."

## Amendment No. 24:

By striking from line 14, page 23, the figures "\$26,000.00 \$28,000.00," and inserting in lieu thereof the figures "\$22,500.00 \$24,000.00."

## Amendment No. 25:

By striking from line 18, page 23 the figures "\$60,000.00" and by inserting in lieu thereof the figures "\$45,000.00."

## Amendment No. 26:

By striking all of lines 1, 2, 3, and 4, page 24.

## Amendment No. 27:

By striking from line 7, page 24 the figures "\$24,000.00 \$26,000.00" and inserting in lieu thereof the figures "\$22,000.00 \$24,000.00."

## Amendment No. 28:

By striking from line 9, page 24, the figures "2,550.00 \$1,300.00" and inserting in lieu thereof the figures "\$5,000.00 \$2,000.00."

## Amendment No. 29:

By striking from line 11, page 24, the figures "\$27,500.00" and inserting in lieu thereof the figures "\$45,000.00."

## Amendment No. 30:

By striking all of lines 12, 13, 14, 15, 16, 17, 18, page 24 and all of lines 1 and 2, page 25.

Amendment No. 31:

By striking all of lines 3, 4, 5, 6 and 7, page 25.

Amendment No. 32:

By striking all of lines 8 and 9, page 25.

Amendment No. 33:

By striking all of lines 10 and 11, page 25.

Amendment No. 34:

By striking from line 7, page 7, the figures "\$117,513.66 \$124,513.66" and by inserting in lieu thereof the figures "\$107,513.66 \$114,513.66."

Amendment No. 35:

By striking from line 3, page 8, the figures "\$85,509.21" and inserting in lieu thereof the figures "\$87,159.21."

Amendment No. 36:

By striking from line 12, page 9, the figures "\$127,340.11 \$124,340.11," and by inserting in lieu thereof the figures "\$112,340.00 \$109,340.00."

Amendment No. 37:

By striking from line 11, page 22, the figures "\$163,151.70" and by inserting in lieu thereof the figures "\$63,151.70."

J. H. CARLOCK,	J. E. NANCE,
Chairman, Senate Committee	Chairman, House Committee
JOHN E. LUTTRELL,	RICHARD ELAM,
Member, Senate Committee	Member, House Committee
W. M. GULAGER,	G. S. LONG,
Member, Senate Committee	Member, House Committee



Senator Carlock moved that the Senate accept the Conference Report on House Bill No. 485. Motion prevailed.

The question being, "Shall the bill pass as amended?" the roll was called with the following result:

Ayes: Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Gulager, Holloway, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lillard, Looney (Harmon), Looney (Ponototoc), Luttrell, McPherren, Monk, Ratliff, Reed, West, Woods. Total, 27.

Nays: Cornett, Fequay, Glasser, Hill, Horner, Lewis, Memminger, Wells. Total, 8.

Not voting: Anglin, Brown (Blaine), Frye, Johnson, Nichols. Total, 5.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed, and ordered returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 107, by Senate Committee on Appropriations, entitled:

"An Act making general appropriations for the budget of the Legislative, Executive and Judicial Departments of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1924, and June 30, 1925, by functions of each department in accordance with the budget classification adopted by the Governor."

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Repre-

sentatives, as amended by conference committee, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 401, by Committee on Appropriations, entitled:

“An Act making an appropriation to pay deficiencies as per vouchers and claims on file with the State Auditor, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Clerk read the House amendments to Senate Bill No. 401, as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 401.

By Committee on Appropriations.

Engrossed House Amendment No. 1:

That Engrossed Senate Bill No. 401 be amended by striking the following: “To Pennington Grocery for interest on above claims to January 10, 1923—\$132.80,” this being found as the last item on Page 3.

## Engrossed House Amendment No. 2:

That the following claims be added immediately before Section 2, same being as follows:

"Virginia Sutton,	
For services during 1915 World's Fair-----	\$2,000.00
Sidney Suggs,	
Salaries and expenses, 1912-13-----	1,635.50
Mrs. Hattie Clark Goit,	
As a claim for her late husband, Mr. Goit,	
who served as Assistant State Highway En-	
gineer during 1912-1913 -----	
	1,198.00
W. E. Benjamin,	
For salaries and expenses for 6 months end-	
ing June 30, 1922. Said amount to be paid	
out of special fund created by taxes on Fire	
Insurance premiums in the State-----	
	984.75

## Engrossed House Amendment No. 3:

That the claim of Susan V. Freeman, for Confederate pension, found in line 26, page 6, be changed to read "Durant National Bank". This claim being for the same as indicated in line 27, of page 6.

## Engrossed House Amendment No. 4:

That Section 1, of Engrossed Senate Bill No. 401, be further amended by adding immediately following all claims listed therein and the claims added thereto by the<sup>e</sup> above amendments the following provision: "That no claim provided for therein shall be allowed by the State Auditor until an itemized and sworn statement shall have been filed with State Auditor."

Senator Carlock moved that the Senate concur to House amendments to Senate Bill No. 401. Motion prevailed.

The question being, "Shall the bill pass, as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Menminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Navs: Glasser. Total, 1.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill as amended, become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Feuquay, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 39.

Nays: Glasser. Total, 1.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-third majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed House amendments to Senate Bill No. 401 and ordered the bill referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House of Representatives concur in Senate Amendments to,

Engrossed House Bill No. 477, by Pullen, entitled, A Bill to be entitled:

“An appropriation to pay the additional judge’s salary and court reporters of the 14th Judicial District.”

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House of Representatives has concurred in Senate Amendments to:

Engrossed House Bill No. 250, by O’Brien, et al., entitled,

“An Act amending Sections 93, 98, 100 and 104, Chapter 1, Article 9, Compiled Statutes of Oklahoma, 1921, pertaining to the office of the State Fire Marshal, authorizing the appointment of his assistants and deputies, to prescribe their several powers, describing procedure in certain cases, providing penalties for violation of the provisions thereof, providing funds to carry out the provisions of this Act, and declaring an emergency.”

Engrossed House Bill No. 273, by Committee on Capitol Building and Grounds, entitled,

“An Act providing for improvement of the capitol building, capitol square and grounds, paving Lincoln Boulevard, 21st Street and intersecting streets, building sidewalks, making appropriations therefor.”

Engrossed House Bill No. 320, by Disney, et al., entitled,

“An Act to regulate the storage, grading and marketing of cotton and other non-perishable farm products, repealing all laws in conflict herewith, and declaring an emergency.”

Engrossed House Bill No. 159, by Varnum, et al., entitled,

“An Act amending Sections 5637, 5645 and 5647 of Article 19, Chapter 34, of the Compiled Oklahoma Statutes of 1921.”

Engrossed House Bill No. 204, by Singletary, et al., entitled,

“An Act relating to the powers of cities, with respect to buildings, sites, areas, trades and industries; authorizing the creation of zoning districts, and declaring an emergency.”

Engrossed House Bill No. 288, by Miller (Hughes), et al., entitled,

“A Bill to be entitled, An Act authorizing the County Commissioners in counties in excess of 26,000 in population and not exceeding 27,000 in population, to make an additional levy for the purpose of and in aid of free county fairs therein, and declaring an emergency.”

Engrossed House Bill No. 448, by Lewis, entitled,

“An Act amending Section 3546, of Chapter 17, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to holidays.”

Engrossed House Bill No. 497, by Adams, et al., entitled.

“An Act making appropriation for carrying into effect the provisions of Chapter 26, Session Laws of Oklahoma, 1919, providing for the payment of scholarships in the Oklahoma Agricultural and Mechanical College, at Stillwater, Oklahoma.”

Engrossed House Bill No. 467, by Robertson, entitled,



“An Act providing for the construction of certain language contained in Section 10282 of the 1921 Compiled Laws of this State, and declaring an emergency.”

Engrossed House Bill No. 463, by Lewis, et al. of the House, and Horner of the Senate, entitled,

“An Act relating to the formation of a consolidated school district, creating a consolidated school district in Okmulgee County, Oklahoma, for white children, to be formed out of School Districts 36, 55 and 56, said consolidated school to be located in the town of Hoffman, Oklahoma, and providing for consolidated school to participate in money appropriated by the Legislature and prescribing requirements therefor, and declaring an emergency.”

Respectfully,

C. J. KENDLE, Chief Clerk.

On request of Senator Anglin, House Bill No. 254 was, by unanimous consent, advanced to engrossment and third reading.

By unanimous consent, the rules were suspended, and House Bill No. 254 was placed on final passage.

House Bill No. 254 was read for the third time at length.

The question being, “Shall the bill pass?” the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Feuquay, Glasser. Total, 2.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Frye, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney Pontotoc, Luttrell, McPherrin, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: Feuquay, Glasser. Total, 2.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Bill No. 254 and ordered the same returned to the Honorable House.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body,

Engrossed Senate Bill No. 25, by Hughes, entitled,

"An Act providing for the levy and collection of assessments against the lots and tracts of land specially benefited to pay the cost of construction of paving and other improvements of streets in incorporated towns in the State of Oklahoma, which have heretofore been authorized and completed under

the provisions of a void or unconstitutional law of the State of Oklahoma, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 25 was referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported Senate Bills Nos. 235, 193, 52 and Senate Joint Resolution No. 31 and Senate Concurrent Resolution No. 22 correctly enrolled.

The President signed the enrolled copies of Senate Bills Nos. 235, 193 and 52 and Senate Joint Resolution No. 31, and Senate Concurrent Resolution No. 22 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bills Nos. 539, 429, 201, 546 and 230 correctly enrolled.

The President signed the enrolled copies of House Bills Nos. 539, 429, 201, 546 and 230 and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith for the consideration of your Honorable Body.

Enrolled House Bill No. 451, by Tolbert, Stewart and Stovall, entitled,

“An Act making a deficiency appropriation for the payment of Confederate Pensions for the fiscal year ending June 30, 1923, and for extra help in office of Commissioners, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bill No. 451 was referred to the Committee on Enrolled and Engrossed Bills.

Senator Hudson moved that the Senate do now resolve itself into executive session for the consideration of matters of a private nature on the President's table. Motion prevailed.

\* \* \* \* \*

The Senate reconvened in open session and the Chair announced the following confirmations:

Hon. O. L. Price, District Judge, Oklahoma County.

Hon. Thomas G. Chambers, Sr. District Judge, Oklahoma County.

On motion of Senator Hudson, the Senate recessed until 7:15 o'clock, p. m.

#### EVENING SESSION.

The Senate was called to order at 7:15 o'clock p. m., by the President Pro Tempore.

Senator Langley moved to reconsider the vote by which House Bill No. 436 was indefinitely postponed. Motion prevailed.

Senator Langley, with unanimous consent, withdrew his amendment to the amendment striking Section 1, which had been adopted earlier in the day.

On motion of Senator Langley, House Bill No. 436 was advanced to engrossment and third reading.

By unanimous consent the rules were suspended and House Bill No. 436 was placed on final passage.

House Bill No. 436 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Glasser. Total, 1.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

Not voting: Cornett, Frye. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Mem-

mingier, Monk, Nichols, Ratliff, Reed, Wells, West, Woods.  
Total, 36.

Nays: Feuquay, Glasser. Total, 2.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

Not voting: Cornett, Frye. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and House Bill No. 436, was referred to the enrolling and engrossing department for engrossment of the amendment.

House Bill No. 216 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods.  
Total, 37.

Nays: Gulager. Total, 1.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

Not voting: Cornett, Frye. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay,



Glasser, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Nays: Gulager. Total, 1.

Absent. Durant, Golobie, Harvey, Leedy. Total, 4.

Not voting: Cornett, Frye. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 216 and ordered the same returned to the Honorable House.

Senator Woods moved that the rules be suspended for the purpose of reconsidering the vote by which House Joint Resolution No. 20 failed of advancement to engrossment and third reading.

Motion to suspend the rules was lost.

On request of Senator McPherren, House Bill No. 364, by Thornsborough, was stricken from the Calendar.

Senator Holloway moved that the vote by which House Bill No. 412 was indefinitely postponed be reconsidered. Motion prevailed.

Senator Holloway offered the following amendment, which was adopted:

Mr. President: I move to amend Engrossed House Bill No. 412, by Joint Committee on Education of the House and Senate:

First—By striking the title of said bill and inserting in lieu thereof the following language: “An Act making appro-

priation for the aid of the public schools of Oklahoma for the fiscal years ending June 30, 1924, and June 30, 1925, and providing for the method and manner of the disbursement of said funds to the school districts of the State."

Second—By striking Sections 1 to 25, inclusive, of said bill and inserting in lieu thereof the following language:

"Section 1. For the purpose of promoting the public school interests of the State of Oklahoma and aiding the people in providing adequate school facilities for the education of their children, there is hereby appropriated out of the General Revenue Fund of the State of Oklahoma the sum of \$500,000.00, or so much thereof as may be necessary for the fiscal year ending June 30, 1924, and the sum of \$500,000.00, or so much thereof as may be necessary for the fiscal year ending June 30, 1925, the said appropriations to be used as emergency aid for the public schools of Oklahoma, in accordance with the provisions of this Act.

"Section 2. The State Board of Education is hereby authorized and directed to supplement the State apportionment to any school or school district coming within the provisions of this Act in the order named herein with an amount not more than \$300.00, in any one year, for each teacher employed in the school, the amount to be determined by the Board upon the merits and needs of the school; provided, that the State apportionment shall not be supplemented by any amount greater than enough to give to the rural or village school \$1,300.00, per teacher, for salary and all other purposes, and provided, further, that the total amount available for rural and village schools shall not exceed \$60.00, per capita, for the scholastic enrollment in the district, and in union graded school districts, the State apportionment shall not be supplemented by any amount greater than enough to give the school district \$1,300.00, per teacher, for salary and other purposes exclusive of costs of transportation of pupils, and provided further, that the total amount available shall not exceed \$60.00,

per capita, for the scholastic enrollment in the union graded districts and that, in consolidated districts, the State apportionment shall not be supplemented by any amount greater than enough to give the school district \$1,500.00 per teacher, for salary and all other purposes, exclusive of the costs of transportation of pupils, and provided, further, that the total amount available shall not exceed \$60.00, per capita, for the scholastic enrollment in the consolidated districts, and in all independent school districts the State apportionment shall not be supplemented by any amount greater than enough to give to the school district \$1,750.00, per teacher, for salary and all other purposes; and provided, further, that the total amount available shall not exceed \$2.50 per capita, for the scholastic enrollment in the district and current approved estimates of the school district shall be used by the Board as a basis of calculation, after deducting transferred funds; and this teacher-pupil ratio therein shall, in no case, exceed the average for the State. All applications for State aid, under this Act, shall be made upon forms prescribed by the State Board of Education. Before any application for State aid is granted by the State Board of Education, the State Superintendent shall make investigation regarding its completeness and certify that each school district applying for State aid meets substantially the requirements of this law.

“Section 3. No State aid is to be made available, as provided herein, to any school district in the State until such local school district shall have levied a local school tax to the limit, as provided by the Constitution, of fifteen (15) mills on the dollar valuation.

“Section 4. The State Board of Education shall be authorized, and it shall be its duty, to make such rules and regulations not inconsistent with the terms of this Act, as in its opinion may be necessary to carry out the provisions and intentions of this Act; provided, further, that said Board may expend for necessary clerical assistance, postage, supplies,

etc., an amount not exceeding Fifteen Hundred (\$1,500.00) Dollars of said funds, for each year, in the administration of the provisions of this Act. Claims for such necessary expenses shall be filed against these funds, appropriated, as other State claims are filed and warrants drawn accordingly.

“Section 5. It shall be the duty of the State Superintendent and the County Superintendent to assist the public school districts, which may require the benefits of this Act, in their efforts to meet the necessary requirements in order that it may participate in the distribution of the fund, herein appropriated.

“Section 6. All reports, as required from the school officials of said district, shall have been received and approved and the County Superintendent shall have visited such schools as are under his supervision and made such report as required by the State Board of Education, stating whether in his judgment, the school officials of said district have made intelligent effort to meet the standards and requirements set forth in this Act, that the school receiving this aid has made satisfactory progress under the existing conditions and that, in his opinion, financial aid would prove a good and desirable investment of the State for promoting the educational interest of the people of such district.

“Section 7. Warrants for all money granted under the provisions of this Act shall be transmitted to the County Treasurer like all other school funds under the provisions of the law, and the County Treasurer shall place to the credit of the various school districts the amount granted by the State Board of Education and deposited by the State Treasurer and the County Treasurer shall disburse the same as provided by law.

“Section 8. Schools receiving aid under the provisions of this Act shall also share their part of the State and County school funds, as now provided.

“Section 9. All Acts and parts of Acts in conflict herewith are hereby repealed.”

HOLLOWAY.

Senator McPherren offered the following amendment:

Mr. President: I move to amend House Bill No. 412, by striking the figures “\$500,000.00” in each year and substituting “\$400,000.00” each year.

McPHERREN.

Senator Reed moved to table the McPherren amendment which motion was lost.

The vote recurring upon the McPherren amendment, same was adopted.

Senator Looney (Pontotoc), offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 412, Section 2, by striking the figures “\$1,300.00, \$1,500.00 and \$1,750.00” and substituting therefor, “1,200.00, \$1,400.00 and \$1,600.00.”

J. C. LOONEY.

Senator Anglin moved to reconsider the vote by which the McPherren amendment was adopted. Motion prevailed.

Senator Reed offered the following amendment to the amendment, which was adopted.

Mr. President: I move to amend the McPherren amendment by striking the figures “\$400,000.00” for each year and inserting in lieu thereof “\$450,000.00.”

REED.

On motion of Senator Holloway, House Bill No. 412, as amended was advanced to engrossment and third reading.

Senator Lewis, on behalf of the Committee on Enrolled and Engrossed Bills, reported House Bill No. 436 correctly engrossed.

The President Pro Tempore signed the engrossed copy of House Bill No. 436, as amended, and ordered same returned to the Honorable House.

House Bill No. 245 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Love), Calvert, Carlock, Cordell, Darnell, Glasser, Gulager, Holloway, Hudson, Hughey, Johns, Johnson, Langley, Lillard, Looney (Harmon), Luttrell, McPherrren, Monk, Nichols, Ratliff, Wells, Woods. Total, 24.

Nays: Cline, Feuquay, Hill, Horner, Jones, Lewis, Looney (Pontotoc), Memminger, Reed, West. Total, 10.

Not voting: Barker, Brown (Blaine), Cornett, Frye, Hughes, Land. Total, 6.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed Engrossed House Bill No. 245, as amended, and ordered the same returned to the Honorable House.

Senator McPherrren moved to reconsider the vote by which House Joint Resolution No. 20 failed of advancement. Motion prevailed.

Senator Woods offered the following amendment which was adopted:

Mr. President: I move to amend House Joint Resolution No. 20, by inserting between lines 12 and 13, page 3, the following words: "before any warrant shall issue for the payment



of any money under the provisions in this resolution, the findings and recommendations of the Industrial Court Commission together with the testimony, shall be presented to the Attorney General and the State Auditor of the State of Oklahoma, and receive the approval of both the Attorney General and State Auditor."

WOODS.

Senator Woods offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 20, line 9, page 3, by striking the words and figures "\$5,000.00" and inserting in lieu thereof the words and figures "\$3,500.00."

WOODS.

Senator Langley offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Joint Resolution No. 20, by adding a paragraph at a suitable place, as follows: "Whereas, Dennis Foreman, in the year 1917 while a ward in the Orphans' Home at Pryor, Oklahoma, while operating a sorghum mill lost an arm"; and by adding in the resolving clause the following: "And that said Commission also inquire as to damages for said injury, to be paid on the same terms as aforesaid, not to exceed \$2,000.00"; and by amending title to conform to the resolution.

LANGLEY.

The resolution as amended was by unanimous consent advanced to engrossment and third reading.

By unanimous consent, the rules were suspended, and Senate Joint Resolution No. 20 was taken up for final passage.

House Joint Resolution No. 20 was read for the third time at length.

The question being, "Shall the Resolution pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Calvert, Gulager, Hill, Holloway, Hudson, Hughey, Johns, Johnson, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, Nichols, Ratliff, West, Woods. Total, 21.

Nays: Brown (Love), Carlock, Cline, Cordell, Darnell, Feuquay, Glasser, Jones, McPherrren, Memminger, Monk, Wells. Total, 12.

Not voting: Brown (Blaine), Cornett, Frye, Horner, Hughes, Land, Reed. Total, 7.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The resolution having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

Senator Bobo proposed the name of W. H. Brown, of Muskegee, as the Senate nominee for the Fish Hatchery Commission. Upon roll call all Senators voted in the affirmative as follows:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Calvert, Carlock, Cline, Cordell, Darnell, Feuquay, Glasser, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 37.

Not voting: Cornett, Frye, Hughes. Total, 3.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

Senator Looney (Harmon), called for consideration of House Bill No. 163, which had been postponed earlier in the day's session

Senator Looney (Harmon), offered the following amendment, which was adopted:

Mr. President:— I move to amend House Bill No. 163, line 14, page 4, as follows By striking all of line 14 and all of page 4, after line 14, and all of page 5, all of page 6, all of page 7, all of page 8, down to line 17, and inserting in lieu thereof the following:

Salary of bookkeeper-----	\$ 2,000.00	\$ 2,000.00
Salary of three stenographers, one at a salary of \$1,800.00, one at a salary of \$1,500.00 and one at a salary of \$1,200.00 -----	4,500.00	4,500.00
Contingent fund for the purposes classified under subdivisions of this Bureau, A. B. C. E.-----	10,000.00	10,000.00
	<hr/>	<hr/>
	\$16,500.00	\$16,500.00

#### BUREAU OF PUBLIC HEALTH

##### Educational Work:

Salary of Director of Publicity-----	\$ 2,400.00	\$ 2,400.00
Salary of Stenographer-----	1,500.00	1,500.00
Contingent Fund as shown in Budget--	1,000.00	1,000.00
	<hr/>	<hr/>
	\$ 4,900.00	\$ 4,900.00

#### BUREAU OF DIAGNOSTIC LABORATORY:

Salary of State Chemist-----	\$ 3,000.00	\$ 3,000.00
Salary of Assistant State Chemist-----	2,400.00	2,400.00
Salary of Bacteriologist-----	3,000.00	3,000.00
Salary of Assistant Bacteriologist-----	2,400.00	2,400.00
Salary of Record Clerk-----	1,800.00	1,800.00
Contingent Fund as shown in Budget under subdivisions in this Bureau, B. C. D. E.-----	10,000.00	10,000.00
	<hr/>	<hr/>
	\$22,600.00	\$22,600.00

BUREAU OF SANITARY ENGINEERING:

Salary of Engineer-----	\$ 3,000.00	\$ 3,000.00
Contingent Fund as shown in this Budget -----	1,800.00	1,800.00
	<hr/>	<hr/>
	\$ 4,800.00	\$ 4,800.00

BUREAU OF PURE FOOD, DRUGS AND SANITARY INSPECTION:

Salary of four Supervisors, \$2,400.00 each per annum-----	\$ 9,600.00	\$ 9,600.00
Hotel and traveling expenses of four Supervisors -----	9,600.00	9,600.00
Salaries of eight Inspectors, \$1,800 each per annum -----	14,400.00	14,400.00
Contingent Fund, traveling expenses, etc., for eight Inspectors, \$150.00 per month, each-----	14,000.00	14,400.00
	<hr/>	<hr/>
	\$48,000.00	\$48,000.00

BUREAU OF VITAL STATISTICS:

Salary of Registrar-----	\$ 2,400.00	\$ 2,400.00
Salary of Assistant Registrar-----	1,800.00	1,800.00
Salary of three Statistical Clerks at \$1,500.00 each per annum-----	4,500.00	4,500.00
Contingent Fund for the purposes classified under subdivisions of operating expenses and subdivisions of Capitol outlay of this Bureau as shown in the Budget B and C-----	4,000.00	4,000.00
	<hr/>	<hr/>
	\$12,700.00	\$12,700.00

## BUREAU OF CONTROL OF EPIDEMICS:

Contingent Funds for the purposes classified under subdivisions of this Bureau as shown in the Budget, A, B, C -----	\$15,000.00	\$15,000.00
	<hr/>	<hr/>
	\$15,000.00	\$15,000.00

## BUREAU OF DISTRIBUTION OF BIOLOGICS:

Contingent Fund for the purposes class- ified under subdivisions of this Bu- reau as shown in the Budget-----	\$10,000.00	\$10,000.00
	<hr/>	<hr/>
	\$10,000.00	\$10,000.00

## BUREAU OF VENEREAL DISEASES:

Contingent Fund to be expended under the direction of the Commissioner of Health for the purpose of pre- venting and curing venereal dis- eases -----	\$20,000.00	\$20,000.00
	<hr/>	<hr/>
	\$20,000.00	\$20,000.00

## BUREAU OF MATERNITY AND INFANCY:

Salary of Director-----	\$ 3,000.00	\$ 3,000.00
Salary of Stenographer-----	1,500.00	1,500.00
Salary of Head Nurse (Public Health)-----	2,400.00	2,400.00
Salary of six nurses (assistant Public Health nurses) at \$1,800.00 per an- num, each -----	10,800.00	10,800.00
Special payments -----	2,000.00	2,000.00
General repairs -----	150.00	150.00
Motor vehicle repairs-----	450.00	450.00

Traveling expenses -----	10,400.00	10,400.00
Transportation -----	400.00	400.00
Communications -----	200.00	200.00
(b) Printing -----	3,250.00	3,250.00
Other expenses -----	250.00	250.00
Office supplies -----	500.00	500.00
Medical supplies -----	500.00	500.00
(c) Educational supplies -----	1,300.00	1,300.00
Other supplies -----	50.00	50.00
Office equipment -----	1,400.00	1,400.00
Scientific equipment -----	2,000.00	2,000.00
Motor vehicles -----	2,100.00	2,100.00
(b) Educational equipment -----	2,000.00	2,000.00
Traveling equipment -----	275.00	275.00
Books and periodicals -----	125.00	125.00

Total for Bureau of Maternity and Infancy -----	\$45,050.00	\$45,050.00
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But of this amount the United States Government appropriates from the Sheppard-Towner Bill -----	\$23,679.48	\$23,679.48
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Leaving this amount to be appropri- ated by the Oklahoma Legislature --	\$21,370.52	\$21,370.52
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MRS. LOONEY.

On motion of Senator Looney (Harmon), House Bill No. 163, as amended, was advanced to engrossment and third reading

Senator Feunquay moved that the vote by which House Joint Resolution No. 20 failed of passage be reconsidered. Motion prevailed.

Senator Langley moved that the vote by which the Langley amendment was adopted be reconsidered. Motion prevailed.



Senator Langley with unanimous consent changed his amendment to read “\$1,000.00” in place of “\$2,000.00” and same was adopted.

Senator Lillard moved that House Joint Resolution No. 20, as amended, be advanced to engrossment and third reading.

By unanimous consent, House Joint Resolution No. 20 was taken up for final passage.

House Joint Resolution No. 20 was read for the third time at length.

The question being, “Shall the Resolution pass?” the roll was called with the following result:

Ayes: Barker, Bobo, Calvert, Darnell, Feuquay, Gulager, Hill, Holloway, Hudson, Hughey, Johns, Johnson, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Nichols, Ratliff, Reed, Woods. Total, 23.

Nays: Anglin, Brown (Love), Carlock, Cline, Cordell, Glasser, Monk, Wells, West. Total, 9.

Not voting: Brown (Blaine), Cornett, Frye, Horner, Hughes, Land, Lewis, Memminger. Total, 8.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The resolution having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, “Shall the bill become an emergency measure?” the roll was called with the following result:

Ayes: Barker, Bobo, Calvert, Darnell, Feuquay, Gulager, Hill, Holloway, Hudson, Hughey, Johns, Johnson, Jones, Langley, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Nichols, Ratliff, Reed, Woods. Total, 23.

Nays: Anglin, Brown (Love), Carlock, Cline, Cordell, Glasser, Monk, Wells, West. Total, 9.

Not voting: Brown (Blaine), Cornett, Frye, Horner, Hughes, Land, Lewis, Memminger. Total, 8.

Absent: Durant, Golobie, Harvey, Leedy. Total, 4.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

House Joint Resolution No. 20 was referred to the Enrolling and Engrossing Department for engrossment.

Senator Anglin moved that any officer in this Senate in the Chair shall refuse to sign any bills which may be presented containing the provisions which were contained in Senate Bill No. 182 which was stricken from the Calendar. Motion prevailed.

On motion of Senator Hudson, the Senate adjourned until 9:30 o'clock a. m., Saturday.

## SEVENTY-SEVENTH LEGISLATIVE DAY.

Saturday, March 31, 1923.

The Senate was called to order at 9:30 o'clock a. m., pursuant to adjournment, the President Pro Tempore presiding.

Upon roll call the following Senators were present:

Anglin, Barker, Bobo, Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 40.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

At the request of Senator Nichols House Bill No. 404 was taken up for consideration and by unanimous consent advanced to engrossment and third reading.

House Bill No. 404 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Gulager, Holloway, Hudson Langley, Lillard, Looney (Harmon), Luttrell, McPherren, Nichols, Ratliff, Reed. Total, 13.

Nays: Barker, Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Hill, Horner, Johns, Jones, Land, Lewis, Looney (Pontotoc), Memminger, Monk, Wells. Total, 21.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes, Hughey, Johnson, West, Woods. Total, 6.

The bill having failed to receive the constitutional majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

Senator Cline offered the following explanation of his vote:

Mr. President:

"I vote 'no' on House Bill No. 404 for the reason that said bill is a Senate bill and is in cover 404 of Engrossed House Bill, and is read on this 31st day of March, 1923, for the first time in the Senate, and for said reason is absolutely a violation of the Constitution of the State of Oklahoma, and if said bill were enacted into law, would be invalid.

CLINE.

Senator Darnell offered the following explanation of his vote:

Mr. President:

"I vote 'no' on Plumbing Bill, No. 404, for the reason that the same is not regular, being under a false cover and as a protest against such practice. I would otherwise vote 'yes.'"

DARNELL.

On motion of Senator Nichols, Senate Bill No. 531 was stricken from the Calendar.

House Bill No. 301 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Love), Carlock Cline, Cordell, Darnell, Durant, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Woods. Total, 31.

Nays: Barker, Cornett, Feuquay, Glasser, Wells. Total, 5.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total 4.

Not voting: Calvert, Johnson, Memminger, West. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Bobo, Brown (Love), Carlock Cline, Cordell, Darnell, Durant, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Monk, Nichols, Ratliff, Reed, Woods. Total, 31.

Nays: Barker, Cornett, Feuquay, Glasser, Wells. Total, 5.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total 4.

Not voting: Calvert, Johnson, Memminger, West. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

*Seventy-seventh Day, Saturday, March 31, 1923* 2221

The President Pro Tempore signed the engrossed copy of Senate Bill No. 301 and ordered the same transmitted to the Honorable House.

House Bill No. 354 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cordell, Darnell, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 32.

Nays: Cline, Cornett, Durant, Glasser, Golobie. Total, 5.

Not voting: Calvert, Johnson, West. Total, 3.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cordell, Darnell, Feuquay, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 32.

Nays: Cline, Cornett, Durant, Glasser, Golobie. Total, 5.

Not voting: Calvert, Johnson, West. Total, 3.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-



thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 354 and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Joint Resolution No. 20, correctly engrossed.

The President Pro Tempore signed the engrossed copy of House Joint Resolution No. 20, and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bills Nos. 163 and 412 correctly engrossed.

House Bill No. 90 was taken up for consideration and read by the Clerk.

Senator Monk offered the following amendment which was adopted:

Mr. President: I move to amend House Bill No. 90, by striking all of Section 1, after Line 6.

MONK.

Senator Gulager offered the following amendment which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 90, by adding a section, "Provided that all provisions in this bill shall apply to all cities, whether chartered or otherwise".

GULAGER.

By unanimous consent the rules were suspended and House Bill No. 90 was taken up for final roll call.

House Bill No. 90 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Cordell, Darnell, Durant, Feunquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), McPherren, Memminger, Monk, Nichols, Ratliff, Wells, Woods. Total, 26.

Nays: Brown (Love), Carlock, Cline, Johns, Luttrell. Total, 5.

Not voting: Bobo, Calvert, Cornett, Hudson, Hughey, Johnson, Lillard, Reed, West. Total, 9.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Cordell, Darnell, Durant, Feunquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hughes, Jones, Land, Langley, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Wells, Woods. Total, 27.

Nays: Brown (Love), Carlock, Cline, Johns. Total, 4.

Not voting: Bobo, Calvert, Cornett, Hudson, Hughey, Johnson, Lillard, Reed, West. Total, 9.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

House Bill No. 90 was referred to the enrolling and engrossing department for re-engrossment.

On motion of Senator Memminger, House Bill No. 50 was ordered stricken from the Calendar.

Senator Looney (Pontotoc), moved to reconsider the vote by which Senate Bill No. 163 was advanced to engrossment and third reading, which motion was lost.

House Bill No. 412 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Brown (Love), Cline, Cordell, Durant, Glasser, Golobie, Gulager, Holloway, Hudson, Hughes, Johns, Johnson, Jones, Lewis, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 25.

Nays: Barker, Carlock, Cornett, Darnell, Feuquay, Hill, Horner, Land, Langley, Wells, West. Total, 11.

Not voting: Bobo, Calvert, Hughey, Lillard. Total, 4.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 412 and ordered the same returned to the Honorable House.

House Bill No. 163 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Calvert, Darnell, Golobie, Gulager, Hill, Holloway, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon),

Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Woods. Total, 27.

Nays: Carlock, Cline, Cordell, Cornett, Durant, Glasser, Horner, Looney (Pontotoc), Wells. Total, 9.

Not voting: Brown (Love), Feuquay, Hughey, West. Total, 4.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Calvert Carlock, Cordell, Darnell, Durant, Golobie, Gulager, Hill, Holloway, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 31.

Nays: Cline, Cornett, Glasser, Horner, Looney (Pontotoc). Total, 5.

Not voting: Brown (Love), Feuquay, Hughey, West. Total, 4.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 163, as amended, and ordered the same returned to the Honorable House.

On motion of Senator Nichols House Bill No. 517 was advanced to engrossment and third reading.

Senator Langley offered the following motion in writing:

Mr. President: I move that 1600 copies of House Joint Resolution No. 17 be printed as finally amended and that the Secretary of the Senate send five copies thereof to each member of the Senate and House, and that the remainder be furnished to citizens on request.

LANGLEY.

Motion prevailed, and the Secretary was so instructed.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 398, by Feuquay et al. of the Senate, and Watson (Lincoln), et al., of the House, entitled,

“An Act providing for allowance of deputy hire for county assessors in counties having a population of not less than 33,400 and not more than 33,500 according to the last preceding Federal decennial census, and declaring an emergency.”

Engrossed Senate Bill No. 391, by Brown (Love), of the Senate, and Everhart, of the House, entitled:

“An Act providing for the appointment of a stenographer for the county court and a deputy court clerk, in all counties in the State of Oklahoma, having a population of not less than 15,850, and not more than 15,890, according to the last preceding Federal decennial census, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

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Senate Bills Nos. 398 and 391 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable Body,

Engrossed Senate Joint Resolution No. 30, by Bobo of the Senate, and Callahan, of the House, entitled:

“A Resolution authorizing the proper officials in the city of Wilburton, in Latimer county, Oklahoma, to transfer certain monies from the Sewer Fund to the Water Fund, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Joint Resolution No. 30 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 277, by Horner, entitled:

“An Act amending Section 9725, of Article XI, Chapter 84, of the Compiled Oklahoma Statutes 1921, relating to delinquent personal taxes and the procedure for collection thereof, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Represen-



tatives and signed by the Speaker of the House, the emergency having failed to receive a two-thirds majority.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 277 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 467, by Robertson, entitled:

“An Act amending Section 10282, of the Compiled Oklahoma Statutes, 1921, by adding a new subdivision thereto defining the words ‘School Furniture’ as contained in said act, and construing said words to mean and embrace vehicles in which pupils are transported, validating certain bonds voted for the purpose of purchasing vehicles and declaring an emergency.”

Enrolled House Bill No. 477, by Pullen, entitled:

“An Act making an appropriation to pay the additional Judges and Court Reporters salary of the 13th and 14th Judicial District, supplemental appropriation for expenses of District Judges and Reporters for balance of fiscal year ending June 30, 1923, and declaring an emergency.”

Enrolled House Bill No. 159, by Varnum, et al, entitled:

“An Act amending Sections 5637, 5644, 5645 and 5647, of Article 19, Chapter 34, of the Compiled Oklahoma Statutes of 1921, relating to the organization and regulations of Co-operative Corporations.”

Enrolled House Bill No. 448, by Lewis, entitled:

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"An Act amending Section 3546 of Chapter 17, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to Holidays."

And to inform you and, through you, the Honorable Senate that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 467, 477, 159 and 448 were referred to the Committee on Engrossed and Enrolled Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Joint Resolution No. 39, by Looney (Harmon), of the Senate, and Mitchell, of the House, entitled,

"An Joint Resolution authorizing the appointment of a Commission to arrange for an international exhibition to be held in Philadelphia, in the year One Thousand Nine Hundred, Twenty-six, in celebration of the One Hundred and Fiftieth Anniversary of American Independence."

Engrossed Senate Concurrent Resolution No. 19, by Feunquay, et al, entitled:

"A Resolution memorializing the President of the United States, the present Congress of the United States, other State Legislatures and Citizens of the United States to lend their earnest desire to promote peace, tranquility and good will among the Nations by working for the establishment of certain declarations of principles adopted by the Federation Inter-alliee Des Anciens Combattants commonly known as F. I. D. A. C."

And to inform you, and through you, the Honorable Senate that the same have been passed by the House of Representatives and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Joint Resolution No. 39 and Senate Concurrent Resolution No. 19 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 212, by Woods, entitled:

“An Act defining robbery, fixing a penalty therefor, repealing all conflicting laws and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker of the House, the emergency having failed to receive the constitutional two-thirds majority.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 212 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 497, by Adams and Mitchell, entitled:

"An Act making appropriation for carrying into effect the provisions of Chapter 26, Session Laws of Oklahoma, 1919, providing for the payment of Scholarships in the Oklahoma Agricultural and Mechanical College, at Stillwater, Oklahoma."

Enrolled House Bill No. 275, by Ferrell, Simpson, Long, Boyer and Miller (Tulsa), entitled:

"An Act regulating the gross weight of vehicles or other objects; regulating the distribution of loads and speeds; providing for enforcement and providing penalty, declaring the existence of an emergency."

Enrolled House Bill No. 378, by Miller of Tulsa, Boyer, Long, Simpson, Ferrell, Sinletary, Robertson, Street, O'Brien and Burleson, entitled:

"An Act authorizing cities and towns to provide for the creating of local improvement districts for the purpose of laying out, opening, extending, widening and straightening Streets, Boulevards and Alleys, and Parks and Public Squares, and other public improvements; authorizing assessment of benefits against property in said improvement districts, and paying for said improvements; authorizing the issuance of bonds or certificates, and the redemption thereof; providing that any city or town may pay its portion of the cost of such improvements, and providing for the levying and collection of a tax therefor; and declaring an emergency."

And to advise, you and through you, the Honorable Senate that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 497, 275 and 378 were referred to the Committee on Engrossed and Enrolled Bills.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith for the consideration of your Honorable Body,

Engrossed Senate Bill No. 356, by Holloway, entitled:

“An Act fixing the name of the farms and homes owned by the Counties of Oklahoma for the care and support of the poor.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives and signed by the Speaker of the House, in open session

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 356 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable Body,

Enrolled Senate Concurrent Resolution No. 22, by Senate Committee on Adjournment, entitled:

“Concurrent Resolution fixing the day and hour of the sine die adjournment of the Ninth Legislature of the State of Oklahoma.”

Enrolled Senate Joint Resolution No. 31, by Hudson, entitled:

“A Resolution authorizing the Board of County Commissioners of Tulsa County, State of Oklahoma, to pay to certain persons rewards for the arrest and conviction of persons charged with the crime of highway robbery within the County

of Tulsa excluding the City of Tulsa, and declaring an emergency."

Enrolled Senate Bill No. 52, by Reed, entitled:

"An Act providing for the forfeiture of all rights obtained upon a sale or under certificate of purchase issued thereon, of any of the State school or other State land, for cancellation of the certificate of purchase issued therefor for failure to pay any deferred payments when due, providing a procedure therefor."

Enrolled Senate Bill No. 193, by Luttrell, entitled:

"An Act authorizing the State of Oklahoma to maintain proceedings in garnishment without executing a bond in garnishment, and declaring an emergency."

Enrolled Senate Bill No. 235, by Darnell, et al., of the Senate; Bremer, et al, of the House, entitled:

"An Act to create and legalize revolving funds for the three State tuberculosis sanatoria located at Clinton, Sulphur and Talihina, providing for additions or accretions thereto, and for the maintenance of such funds, and providing for the disbursement thereof, and declaring an emergency."

And to inform you and, through you, the Honorable Senate that the same have been read for the fourth time and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Concurrent Resolution No. 22 was ordered transmitted to the Secretary of State for permanent record, and Enrolled Senate Joint Resolution No. 31 and Enrolled Senate Bills Nos. 52, 193 and 235 were ordered transmitted to the Governor.



To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 379, by Cline, et al, of the Senate; and Van Dall, et al, of the House, entitled:

“An Act providing for the validation of special assessments for street improvements which have been declared or adjudged invalid by reason of irregularities in certain proceedings levying such assessments in cities having a population of not less than 7,000, nor more than 20,000, according to the last preceding Federal decennial census, and declaring an emergency.”

And to inform you and, through you, the Honorable Senate that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The House amendments to Senate Bill No. 379 were read by the Clerk as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 379.

By Cline, Honer, Wells, Cornett and Monk, of the Senate, and  
Van Dall and Rossiter, of the House.

House Amendment No. 1.

That Section 1 of Engrossed Senate Bill No. 379, be amended by striking the words “nor more than 20,000” in line 2, page 1, of said Section.

House Amendment No. 2.

That Section 1 of Engrossed Senate Bill No. 379, be amended by adding after the word validated, at the end of the Section the following: "This Act shall not apply to any city having a population of not less than 15,345 and not more than 15,350, according to the last decennial Federal Census."

Senator Wells moved that the Senate concur in the House amendments to Senate Bill No. 379. Motion prevailed.

The question being, "Shall the bill pass as amended?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney (Harmon), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 35.

Nays: Brown (Love), Langley, Looney (Pontotoc), Total 3.

Not voting: Calvert, Hughes. Total 2.

Absent: Frye, Harvey, Leedy, West. Total, 4.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate was declared passed.

The question being, "Shall the bill as amended, become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Lewis, Lillard, Looney (Harmon), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 35.

Nays: Brown (Love), Langley, Looney (Pontotoc),  
Total 3.

Not voting: Calvert, Hughes. Total 2.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed House Amendments to Senate Bill No. 379 and ordered the bill referred to the enrolling and engrossing department for enrollment.

The following message from the Governor was received and read at length:

To the Honorable President of the Senate:

In regard to Senate Bill No. 295, which was disallowed by me on account of increasing taxation on people of Okmulgee County, this is to advise that I have withdrawn my veto and will be glad to see the bill become a law, after having been informed that I was in error as to the added burden of the taxpayers.

Very respectfully,

J. C. WALTON, Governor.

As per the request of The Governor Senate Bill No. 295 was ordered returned to him.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 90 correctly engrossed.

Senator Hudson, with unanimous consent, introduced Senate Concurrent Resolution No. 23, which was read at length by the Clerk as follows:

SENATE CONCURRENT RESOLUTION No. 23

By Hudson.

A Resolution providing for compiling, indexing and publishing Session Laws of the regular session of the Ninth Legislature of the State of Oklahoma, and for the payment of the cost thereof.

BE IT RESOLVED, by the State of Oklahoma, the House of Representatives concurring therein, that the Secretary of the Senate is hereby authorized and directed to compile, index and publish the Session Laws of the regular session of the Ninth Legislature of the State of Oklahoma, or cause the same to be compiled, indexed and published, and that he is hereby authorized to employ all help and to incur all expenses necessary for the completion of the said work.

BE IT FURTHER RESOLVED, that the cost and expense of compiling, indexing and publishing said Session Laws shall be paid out of the appropriations heretofore made for the per diem and contingent expense of the regular session of the Ninth Legislature of the State of Oklahoma, and said fund is hereby made available for that purpose; provided, that all claims shall be approved by the Secretary of the Senate and paid by the State Treasurer out of the said fund on warrants drawn by the State Auditor in accordance with such approved claims.

BE IT FURTHER RESOLVED, that the cost of said Session Laws to the State shall not exceed \$1.25 per volume and the cost of said Session Laws to the public shall not exceed \$3.00 per volume.

On motion of Senator Hudson, Senate Concurrent Resolution No. 23 was taken up for immediate consideration.

Senator Hudson moved that Senate Concurrent Resolution No. 23 be adopted. Motion prevailed, and Senate Concurrent Resolution No. 23 was referred to the enrolling and engrossing department for engrossment.

Senator Lillard moved to reconsider the vote by which House Bill No. 90 passed. A roll call was requested and resulted as follows:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cline, Cordell, Darnell, Glasser, Golobie, Hill, Holloway, Horner, Hudson, Johns, Johnson, Jones, Langley, Lewis, Lillard, Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 29.

Nays: Cornett. Total, 1.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Durant, Fenquay, Gulager, Hughes, Hughey, Land, Looney (Harmon), Looney (Pontotoc), West. Total, 10.

The motion was declared to have prevailed.

Senator Lillard moved to reconsider the vote by which House Bill No. 90 was advanced to engrossment and third reading. Motion prevailed.

Senator Lillard moved to reconsider the vote by which the Gulager amendment was adopted. Motion prevailed.

On motion of Senator Lillard the Gulager amendment was tabled.

Senator Brown (Love), moved that further consideration of House Bill No. 90 be indefinitely postponed, which motion was lost.

On motion of Senator Langley, House Bill No. 90 was advanced to engrossment and third reading.

By unanimous consent the rules were suspended and House Bill No. 90 placed on final roll call.

House Bill No. 90 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

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Ayes: Barker, Bobo, Darnell, Durant, Hill, Holloway, Horner, Johnson, Jones, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Wells, Woods. Total, 22.

Nays: Anglin, Brown (Love), Cline, Cordell, Cornett, Glasser, Hudson, Johns, Reed. Total, 9.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Carlock, Feuquay, Gologie, Gulager, Hughes, Hughey, Land, West. Total, 9.

The bill having failed to receive a majority of the votes of all members elected to and constituting the Senate, was declared failed of passage.

Senator McPherren moved to reconsider the vote by which House Bill No. 90 failed of passage, which motion was lost.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body:

Enrolled House Bill No. 212, by Berry of the House, and Gulager, et al., of the Senate, entitled,

“An Act amending Section 4698 of the Compiled Laws of Oklahoma, 1921, also described as Section 8 of Chapter 113 of the Session Laws of 1917, relative to the appointment and duties of the marshal of the city court and abolishing the police court jurisdiction of the court created.”

Enrolled House Bill No. 273, by Committee on Capitol Building and Grounds, entitled,

“An Act providing for improvement of the capitol building, capitol square and grounds, paving Lincoln Boulevard,



Twenty-first Street and intersecting streets, building sidewalks, and making appropriations therefor."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled House Bills Nos. 212 and 273 were referred to the Committee on Engrossed and Enrolled Bills.

A committee from the Honorable House of Representatives was received and reported that the House requested that the Senate appoint a like committee to arrange for a Joint Session of the two Houses, and request the Governor to address the Joint Assembly.

Senator Nichols moved that the Chair be instructed to appoint a committee from the Senate for such purpose. Motion prevailed.

The Chair appointed Senators Nichols, Darnell and Cornett.

Senator Gulager was recognized by the Chair and spoke as follows:

Mr. President and Fellow Senators:

I rise at this time, in the closing days of the Ninth Legislature of Oklahoma, not to present a gold watch, fountain pen, grips or satchels, pipes or hats, but to honor a man, who has, from the sounding of the gavel, stood like a pyramid, like the Rock of Gibraltar, for the taxpayer—the fellows back home. It has been easy, through this session of the Legislature, to vote for the popular measure, that carried with it many positions and pay checks; it was easy to vote for the free text books, for it was popular back home so to do; it was easy to vote for the warehouse bill, for it was popular with the voters;

it was easy to vote for the institutional and departmental bills, for they had their lobbyists and their wonderful supporters here, but the man who stood like a bulwark for the taxpayers of the State was the chairman of the Appropriations Committee of the Senate of the State of Oklahoma, who, at all times, stood for a reduction of taxes and as a watch dog over the Treasury of our State, and who had no sentinels stationed at the door.

I wish that I had something of the material kind and character to present to him, but I have no tribute of the material kind to offer, but I now offer, in behalf of the Senate of the State of Oklahoma and its people, a vote of lasting tribute of love, respect, confidence and admiration for a man who stood for right and for the people. I ask that the Senate give him a rising vote of thanks for his position upon all these things, for he has been on the right side of them all. It tries a man's soul and tests his character to be placed in a position of this kind, and I, therefore, ask that this little token of respect and memory of the confidence and fidelity that the Senate has in John Carlock be made a matter of record and spread upon the minutes of the proceedings of the Ninth Legislature.

Senator Lillard, on behalf of Judiciary Committee No. 1, reported as follows:

Mr. President:

We, your Senate Judiciary Committee No. 1, to whom was referred Engrossed House Bill No. 304, by Hansen and Disney, entitled, An Act providing that the State of Oklahoma shall not be required to give cost bonds, replevin bonds, attachment bonds, injunction bonds and appeal bonds in civil actions where the State is a party, and declaring an emergency, beg leave to report that we had the same under consideration, and herewith return the same with the recommendation that it do pass.

LILLARD, Chairman.

On motion of Senator Lillard, the report was adopted and the bill ordered placed on the Calendar.

Senator Lillard moved that House Bill No. 304 be advanced to engrossment and third reading. Motion carried.

House Bill No. 304 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

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Not voting: Calvert, Hughes. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed copy of House Bill No. 304 and ordered the same transmitted to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 23 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Concurrent Resolution No. 23 and ordered same transmitted to the Honorable House.

Senator Brown (Love), on behalf of the Committee on Correction of the Journal, reported as follows:

Mr. President:

We, your Committee on Correction of the Journal, beg leave to report that we have read the Journal to and including Friday, March 30, and have made the few corrections found necessary.

We therefore recommend the adoption of the Journal as corrected to and including Friday, March 30, 1923.

Respectfully submitted,

EARL A. BROWN, Acting Chairman.

On motion of Senator Brown (Love), the report was adopted.

Senator Brown (Love) moved that the Journal to and including Friday, March 30, be adopted as corrected. Motion prevailed.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 13A, by Committee on Banking, entitled,

“An Act amending Section 4127 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to loans of money to bank officers and changing and fixing the penalty for violation thereof; amending Section 4144 of said statutes relating to the rights of banks to borrow money and limiting the pledging of collateral for rediscounts and bills payable of state banks, and fixing the penalty for violation thereof; amending Section 4166 of said statutes relating to the payment of the depositors and other creditors of insolvent state banks, and providing for the liquidation of said banks and the manner thereof and for the appointment of liquidating agents, attorneys and other employees and fixing their compensation; amending Section 4189 of said statutes relating to the right of surety companies to participate in the assets of failed banks and providing for the participation of surety companies paying depository bonds, securing public funds on deposit in state banks in pro rata division of the assets of said banks with the depositors of said banks and providing for the administration of such assets by the Bank Commissioner; amending Section 4150 of said statutes relating to the right of state banks to hold real estate and providing when real estate may be held by said banks and the conveyance thereof; amending Section 4161 of said statutes relating to the State Banking Board and providing for the appointment of said board and fixing the compensation of its members; amending Section 4169 of said statutes providing that the stockholders may repair the loss of a bank and providing for the manner of re-opening such bank; amending Section 4174 of said statutes re-

lating to the certificate of authority for banks to do business, and providing for the issuance of such certificate of authority; Amending Section 4175 of said statutes relating to the rate of interest allowed on deposits, and providing that no greater rate of interest shall be allowed or paid than is permitted by the rules of the Bank Commissioner; repealing Section 4162 of said statutes relating to the depositors' guaranty fund and issue of guaranty fund warrants; repealing Section 4163 of said statutes relating to emergency assessments for the depositors' guaranty fund; repealing Section 4164 of said statutes relating to certain payments into the depositors' guaranty fund for the newly organized banks; repealing Section 4168 of said statutes relating to certificates of guaranty and the display and advertisement of same, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copy of House Bill No. 13A and ordered the same returned to the Honorable House.

Senator Lewis moved that three additional members be appointed to the Committee on Engrossed and Enrolled Bills, to take care of the unusually large volume of work incident to winding up the work of the session. Motion prevailed.

The Chair appointed Senators Hill, Monk and Bobo.

On motion of Senator Hudson the Senate recessed for one hour.

The Senate was called to order by the President Pro Tempore.



Senator Nichols, on behalf of the Special Committee appointed to arrange for Joint Session, reported that the Governor would address the Joint Assembly at the convenience of the Body.

The Chair instructed the committee to perfect arrangements and so inform the Senate.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that the House has concurred in Senate amendments to,

Engrossed House Bill No. 17, by Brydia, entitled,

“An Act relating to the creation of voting precincts in counties having a population of not less than 30,948 and not more than 30,950.”

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 225, by Woods, entitled,

“An Act relating to a revivor of actions against a public official whose predecessor in office was amenable to any court order of mandamus, quo warranto, injunction or other extraordinary court order, upon entering upon his official duties, making such official amenable to such order as though originally obtained against him, and declaring an emergency.”

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And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 225 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 361, by Hudson, entitled,

“An Act fixing the salaries of the county assessor and his first deputy, the county treasurer and the stenographer and assistant stenographer in the office of the county attorney in all counties having a population of not less than one hundred thousand nor more than one hundred fifteen thousand, according to the last preceding Federal decennial census, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The House amendment to Senate Bill No. 361 was read by the Clerk as follows:

**ENGROSSED HOUSE AMENDMENT TO ENGROSSED  
SENATE BILL No. 361.**

By Hudson.

**House Amendment No. 1.**

That Section 1, of Engrossed Senate Bill No. 361, be amended by adding to the end of the Section, after the word "annum" the following: "Provided the terms of this Act shall not be operative as to the Elective Officers until after the General Election to be held in November 1925."

Senator Hudson moved that the Senate concur in House amendments to Senate Bill No. 361. Motion prevailed.

The question being, "Shall the bill pass, as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feu-

quay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the engrossed House amendments to Senate Bill No. 361 and ordered the bill referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 360, by McPherren et al., of the Senate, and Tolbert et al., of the House, entitled,

“An Act providing for the appointment of a temporary assistant to the State Reporter, prescribing qualifications, duties and salary.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The House amendments to Senate Bill No. 360 were read by the Clerk, as follows:

**ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 360.**

By McPherrren and Calvert of the Senate, and Tolbert and  
McBee, of the House.

**House Amendment No. 1.**

That Engrossed Senate Bill No. 360 be amended by adding the following to the title: "and making an appropriation therefor."

**House Amendment No. 2.**

That Engrossed Senate Bill No. 360 be amended by adding a new Section, to be known as No. 2, to read as follows: "Section 2. There is hereby appropriated, out of any money in the State Treasury not otherwise appropriated, for the fiscal year ending June 30, 1924, for payment of salary of the assistant State Reporter created by this Act, the sum of \$2,400.00 and for the fiscal year ending June 30, 1925, a like sum of \$2,400.00 or so much thereof as may be necessary."

Senator Nichols moved that the Senate concur in the House amendments to Senate Bill No. 360. Motion prevailed.

The question being, "Shall the bill pass, as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feunquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughes, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Nays: None.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

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The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President Pro Tempore signed the Engrossed House amendments to Senate Bill No. 360 and ordered the bill referred to the enrolling and engrossing department for enrollment.

On motion of Senator Nichols, House Bill No. 242 was ordered stricken from the Calendar.

On motion of Senator Nichols, House Bill No. 531, which had been stricken from the Calendar at his request, was reinstated.

Senator Nichols offered the following special committee report, which was adopted:

Mr. President:

We, your Special Committee, to whom was referred House Bill No. 531 by Disney and Berry, by request, entitled, An Act amending Section 1, Chapter 85, of the Session Laws, 1919, and declaring an emergency, beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass, as amended, amended copy of bill being attached hereto:

#### AMENDED HOUSE BILL NO. 531.

By Disney and Berry (Muskogee), by Request.

An Act relating to Independent School Districts, amending Section 10409 of Chapter 86, Article 10, of the Compiled Oklahoma Statutes, annotated, 1921, creating representation from the School Districts as a whole, and declaring an emergency."

*Be It Enacted by the People of the State of Oklahoma:*

Section 1. That Section 10409, of Chapter 86, of Article



10 of the Compiled Oklahoma Statutes, Annotated, 1921, be and the same is hereby amended to read as follows:

“Section 5. Representation on each school board, in cities having a population of 30,277 and not exceeding 30,477, according to the last preceding Federal decennial census, shall, in addition thereto be added one representative at large from said city. The representative at large on the board of education shall be elected to such school board from the said school district, as a whole, to represent said district at large, each four years, at the time of holding elections, as now provided by law. The Governor shall appoint some one who is and has been, for six years, a freeholder in said district to fill said place until his successor is elected.”

Section 2. It being immediately necessary 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 full force from and after its passage and approval.

NICHOLS, Chairman.

On motion of Senator Nichols the report was adopted.

By unanimous consent the rules were suspended and House Bill No. 531 placed on roll call for final passage.

The question being, “Shall the bill pass?” the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feiquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, son, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 38.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed, and House Bill No. 531 was referred to the enrolling and engrossing department for engrossment of the amendments.

On motion of Senator Hudson the Senate recessed for one hour.

The Senate was called to order by the President Pro Tempore.

The following letter from the American Legion was read by the Clerk and on motion of Senator Looney of Pontotoc, ordered printed in the Journal.

Oklahoma City, Oklahoma.

March 31, 1923.

M. E. Trapp,  
President of the Senate,  
Capitol Building.

Dear Sir:

On behalf of the American Legion of Oklahoma and all ex-service men, we want to express through you to members of the Senate and of the Ninth Legislature of the State of Oklahoma, the appreciation of the American Legion in passing the most complete legislative program for disabled ex-service men ever authorized by any State. The American Legion is proud to announce to the 11,068 posts and the one million members of the organization that the State of Oklahoma, through the generosity of its people, leads the nation in caring for men who were disabled by service to their country during the World War.

Legislation authorized by the Eighth and Ninth Legislatures of Oklahoma now provides hospital facilities for caring for general cases, for tuberculars, for vocational trainees and for mental and shell-shock cases, with many of whom the war will never be over. You have also provided a fund for the relief of destitute and disabled ex-service men, or their wives, widows and minor children, who for reasons are not or cannot become beneficiaries of these institutions.

You have also, by legislation, given the people of the State of Oklahoma an opportunity, by their vote for State compensation or bonus, to aid their ex-service men to acquire homes. The American Legion firmly believes a majority affirmative vote on such measure will be a lasting investment by the State of Oklahoma in good citizenship.

You are entitled to the lasting gratitude of all ex-service men. The American Legion of Oklahoma is proud of this legislation authorized by you, and pledges through you to the

people of the State that it will continually work, in the headquarters provided by you, in the interest of the disabled for whom you have provided, for good government, good citizenship and Americanism.

Sincerely,

DUDLEY C. MONK,  
Department Commander.

LEON H. BROWN,  
Department Adjutant.

Senator Hudson introduced Senate Resolution No. 21, which was read at length by the Clerk, as follows:

SENATE RESOLUTION No. 21

By Hudson.

A Resolution providing for the custody of the Senate chamber, committee rooms, property and equipment, and its papers and documents, apportioning funds for such purpose and fixing the compensation therefor.

WHEREAS, it is provided in House Bill No. 518, that the respective Houses shall provide for the custody and care of their respective chambers, committee rooms, and equipment, including furniture, typewriters and other articles during the time the Legislature is in session and for the period of time between sessions of the Legislature, and

WHEREAS, it is necessary for the proper care and protection of the property of the Senate, and the preservation of the permanent records of the Senate, and for the proper administration of the office of Secretary of the Senate that the Secretary of the Senate keep open continuously during business hours an office in the State Capitol and have under his supervision and control all papers, documents and records pertaining to or belonging to the Senate for convenience of the

public and for the information and service of the members of the Senate, and

WHEREAS, no provision has been made for the payment to the Secretary of the Senate of any compensation for his services as Secretary of the Senate; and

Whereas, the Secretary of the Senate is ex-officio Secretary of the State Election Board, and is allowed for his services as Secretary of the State Election Board the sum of Two Thousand One Hundred (\$2,100.00) Dollars per annum, payable monthly; and

WHEREAS, it is necessary to provide adequate compensation for the Secretary of the Senate for such duties.

NOW, THEREFORE, BE IT RESOLVED by the Senate of the State of Oklahoma, That the Secretary of the Senate shall have at all times, the custody and care of the Senate chamber, committee rooms and equipment, including furniture, typewriters and other articles used by the Senate and the members thereof and shall maintain and keep open during business hours an office in the State Capitol for the convenience of the public and for the use and benefit and information of members of the Senate, and shall have supervision and control over all papers, documents and records belonging to the Senate, for the better preservation of such papers, documents and records; and that the compensation of the Secretary of the Senate for his services as Secretary of the Senate is hereby fixed at the sum of One Hundred Twenty-five (\$125.00) Dollars per month, payable monthly, beginning January 1, 1923, which shall be in addition to the compensation now fixed by law for his services as ex-officio Secretary of the State Election Board, and the State Auditor is hereby directed to set aside out of the contingent fund, appropriated under House Bill No. 518, of the Regular Session of the Ninth Legislature, the sum of Three Thousand (\$3,000.00) Dollars, for the payment of said salary as Secretary of the Senate, herein fixed; and he is hereby authorized and directed

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to issue his warrants monthly to the Secretary of the Senate, in the sum of One Hundred Twenty-five (\$125.00) Dollars, against that fund of Three Thousand (\$3,000.00) Dollars, upon the presentation to him of claims duly approved by the Presiding Officer of the Senate; provided that the State Auditor shall issue to the said Secretary of the Senate warrants for his compensation herein provided for from January 1, 1923, upon claims therefor duly approved by the Presiding Officer of the Senate.

On motion of Senator Hudson the resolution was taken up for immediately consideration.

Senator Hudson moved that Senate Resolution No. 21 be adopted as read. Motion prevailed, and the Resolution was referred to the enrolling and engrossing department for engrossment.

Senator Looney (Harmon) presented the following letter which was read by the Clerk, and by unanimous consent, ordered printed in the Journal.

Headquarters, U. C. V., W. L. Byrd Camp,  
No. 1545,

Ada, Oklahoma, March 18, 1923.

Mrs. Lamar Looney,  
Hollis, Oklahoma.

Dear Madam:

On behalf of the W. L. Byrd Camp, U. C. V., No. 1545, I wish to most heartily thank you for your magnificent efforts on behalf of our thinned and vanishing ranks. It makes my heart swell with joy to know that there is an able champion in our legislative halls of our most cherished ideals, and then to know that the younger generation appreciate the privilege to substantially help us with their means in our old age, when too, some of us are in so much need of it.



I see from your work in our behalf and your other labors in the Legislature that you are actuated by the spirit of our Southland, that has jealously guarded the liberties and happiness of our people since Patrick Henry proclaimed to the world that neither prince nor potentate should interfere with our freedom and enjoyment; since the matchless Jackson met their minions with grape and cannister at New Orleans, and the gallant Houston met our oppressors at San Jacinto; since we and our gallant Lee stood on the battlements of Cold Harbor and Peterberg; the great statesmen and soldiers of our beloved land, guided by their spirit of right have steered our ship of state to its present harbor of greatness and renown.

And I feel sure that those we leave behind us will be equal to the task of further greatness.

Hoping that God may bless you with much happiness and honor and bless you for your efforts on behalf of the Confederate veterans, I am

Yours most respectfully,

A. M. CROW, Captain Commanding.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 179, 401, 164, 340, 382 and 203; Senate Joint Resolutions Nos. 4 and 13, and Senate Resolution No. 20, correctly enrolled.

The President Pro Tempore signed the enrolled copies of Senate Bills Nos. 179, 401, 164, 340, 382 and 203 and Senate Joint Resolutions Nos. 4 and 13, and ordered the same transmitted to the Honorable House of Representatives for the signature of the Speaker.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 20 and ordered the same transmitted to the Secretary of State for permanent record.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 56, by Horner of the Senate, and Boyer and Lewis of the House, entitled,

“An Act to amend Section 4563, Chapter 29, Article 11, of the Compiled Statutes of Oklahoma, 1921, relating to the vacation of streets, avenues, alleys and lanes, providing for the reopening of the same, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House, the emergency having failed to receive two-third majority.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 56 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 270, by Committee on Education, entitled,

“An Act creating certain clerical, stenographic, and other positions in the State Department of Education, fixing the salaries therefor and repealing all conflicting laws.”

Engrossed Senate Bill No. 381, by Feuquay, Langley and Brown (Love), entitled,

“An Act amending the fifth subdivision of Section 9575, providing tax exemptions for ex-Spanish War veterans and ex-World War veterans, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 270 and 381 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body:

Enrolled House Bill No. 250, by O'Brien, Brice, Nance and Disney, entitled,

"An Act amending Sections 93, 98, 100 and 104, Chapter 1, Article 9, Compiled Statutes of Oklahoma, 1921, pertaining to the office of the State Fire Marshal, authorizing the appointment of his assistants and deputies, to prescribe their several powers; describing procedure in certain cases; providing penalties for violation of the provision thereof; providing funds to carry out the provisions of this Act, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House, in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copy of House Bill No. 250 and ordered the same returned to the Honorable House.

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On request of Senator McPherrren, House Bill No. 443 was taken up for consideration and read at length by the Clerk.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 21 correctly engrossed.

The President Pro Tempore signed the engrossed copy of Senate Resolution No. 21 and ordered same referred to the enrolling and engrossing department for enrollment.

Senator Langley offered the following amendment to House Bill No. 443, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 443 by striking all of Section 5, on pages 3 and 4 of the bill.

LANGLEY.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 9 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Resolution No. 9, and ordered the same transmitted to the Secretary of State for permanent record.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 25 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Bill No. 25 and ordered the same transmitted to the Honorable House of Representatives for the signature of the Speaker.

On motion of Senator McPherrren, House Bill No. 443 was advanced, as amended, to engrossment and third reading.

By unanimous consent, the rules were suspended and House Bill No. 443 taken up for roll call for final passage.

House Bill No. 443 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Cordell, Darnell, Feuquay, Gula-ger, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Wells, Woods. Total, 24.

Nays: Brown (Love), Cline, Cornett, Durant, Glasser. Total, 5.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting : Bobo, Calvert, Carlock, Golobie, Hill, Hughes, Land, Looney (Harmon), Memminge, Reed, West. Total, 11.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Cordell, Darnell, Feuquay, Gula-ger, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Langley, Lewis, Lillard, Looney (Pontotoc), Luttrell, McPherren, Monk, Nichols, Ratliff, Wells, Woods. Total, 24.

Nays: Brown (Love), Cline, Cornett, Durant, Glasser. Total, 5.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting : Bobo, Calvert, Carlock, Golobie, Hill, Hughes, Land, Looney (Harmon), Memminge, Reed, West. Total, 11.

The emergency having failed to receive the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared to have failed of passage.

House Bill No. 443 was referred to the enrolling and engrossing department for engrossment of the amendments.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 354, by Anderson, entitled,

“An Act repealing Article XVII, the same being Sections 9308 to 9316 both inclusive, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the appointment of a Board of Managers for eleemosynary institutions, and declaring an emergency.”

Enrolled House Bill No. 463 by Lewis, et al., of the House, and Horner, of the Senate, entitled:

“An Act authorizing the formation of a consolidated school district in Okmulgee County, State of Oklahoma, for white children, to be formed out of School Districts Number Fifty-five, Thirty-six and Fifty-six, locating the school of the town of Hoffman, Okmulgee County, State of Oklahoma, making all provisions of existing laws relating to the disorganization of districts, disposition of school property, adjustment of finances, apportionment of State aid, election of officers and transportation of pupils applicable thereto, and declaring an emergency.”

Enrolled House Bill No. 333, by Moothart and Mabon, of the House, and Durant, of the Senate, entitled:

“An Act authorizing the county assessor of all counties in the State of Oklahoma having a population as shown by the federal census, 1920, of not less than forty-one thousand (41,000) and not more than forty-three thousand (43,000), to



appoint one additional deputy, fixing the salary, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copies of House Bills Nos. 354, 463, and 333, and ordered the same returned to the Honorable House.

House Bill No. 517 was taken up for consideration and read by sections.

Section 1, sub-division (a), was read by the Clerk.

Senator Ratliff offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517, line 12, page 3, by striking after the word “hearing” the remainder of the sub-division.

RATLIFF.

Senator Brown (Love), offered the following amendment:

Mr. President: I move to amend House Bill No. 517 by striking after the enacting clause, all of said bill.

EARL A. BROWN.

Senator McPherrren made a point of order that same was not a proper amendment.

The Chair held the point of order well taken.

The following messages from the Honorable House of Representatives were received and read at length:

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To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 150, by Hughes, entitled:

“An Act providing for the organization of industrial, life, health and accident insurance companies on the stipulated premium plan, regulating the same, and declaring an emergency.”

Engrossed Senate Bill No. 236, by Glasser, entitled,

“An Act amending Section 470, of the 1910 Revised Laws, the same being Section 4407, of the Compiled Oklahoma Statutes, 1921, providing the method and manner of levying assessments for sewers, and the interest thereon, in municipalities, the collection, payment and disposition thereof, and establishing a lien against the property charged therewith.”

Engrossed Senate Bill No. 287, by Monk, entitled:

“An Act amending Section 5484, Article XIV, Chapter 34, of the Compiled Oklahoma Statutes of 1921, pertaining to railroad and extending the provisions thereof to include public service corporations as defined in Section 34, Article IX of the Constitution of Oklahoma, and authorizing such corporations to create indebtedness or increase or diminish their capital stock without reference to subscribed capital stock, repealing all conflicting laws, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 150, 236 and 287 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 337, by Jones, of the Senate, and Mitchell, of the House, entitled:

“An Act authorizing the Agricultural & Mechanical College Board of Regents to set aside portions of the campus of the Agricultural & Mechanical College for the construction of dormitories, and to construct and equip said dormitories, and to manage and regulate same, and to issue bonds for the purpose of constructing said dormitories, authorizing banks, trusts and insurance companies to invest in said bonds, and providing said bonds shall be accepted as collateral as security for the deposit of public funds and for the investment of trust funds or of sinking funds of county, city, town, township or school district, and declaring an emergency.”

Engrossed Senate Bill No. 211, by Looney (Pontotoc), entitled:

“An Act amending Chapter 78, Article 3, Compiled Oklahoma Statutes, 1921, and providing for student loans.”

Engrossed Senate Joint Resolution No. 29, by Cline, entitled,

“A Resolution authorizing the Board of Directors of the Oklahoma Historical Society to transfer the sum of Eleven Hundred (\$1,100.00) Dollars from the contingent fund of the appropriation for the support of that society for the remainder of the year ending June 30, 1923, to the fund for the payment of salaries and wages for the fiscal year ending June 30, 1923, and declaring an emergency.”

Engrossed Senate Joint Resolution No. 23, by Jones, et al, entitled,

“A Joint Resolution directing the payment to Shea & Donnelly Company, Inc., the sum of Four Thousand Dollars,

retained by the State of Oklahoma out of the contract price for the building of the State Capitol of Oklahoma, on account of it being uncertain that forty-five pieces of limestone used in erection of said State Capitol building being finally of uniform color, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 337 and 211 and Senate Joint Resolutions Nos. 29 and 23 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 224, by Cline, of the Senate, and Franks, Bell and Watkins, of the House, entitled,

"An Act amending Section 10412, Chapter 86, Article 10, of the Compiled Statutes of Oklahoma, 1921, relating to powers of Boards of Education, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives, as amended, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The House amendments to Senate Bill No. 224 were read by the Clerk as follows:

**ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 224.**

By Cline, of the Senate, and Franks, Bell and Watkins,  
of the House.

**House Amendment No. 1:**

That Engrossed Senate Bill No. 224 be amended by changing the title to read as follows: "An Act amending Section 10412, Chapter 86, Article 10, Statutes of Oklahoma, 1921, and Section 5, Chapter 97, Session Laws, 1919, relating to Boards of Education, and declaring an emergency."

**House Amendment No. 2:**

That Engrossed Senate Bill No. 224 be amended by adding a new section to be known as No. 2, as follows:

"Section 2. That Section 5, of Chapter 97, Session Laws, 1919, be and the same is hereby amended to read as follows: In all independent school districts in which there is located a city having a population of 30,477 and not exceeding 30,500 and in which said school district a portion thereof, lies outside of said city, from and after the passage of this Act there shall be elected at large, a member of the Board of Education from the independent school district as a whole, to represent the said school district at large. In case of a vacancy, the members of the Board of Education then in office may appoint some freeholder of the said independent school district to fill said vacancy."

**House Amendment No. 3:**

That Engrossed Senate Bill No. 224 be amended by changing Section 2 to be numbered Section 3.

Senator Cline moved that the Senate concur in the House amendments to Senate Bill No. 224. Motion prevailed.

The question being, "Shall the bill pass, as amended?" the roll was called, with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Frye, Harvey, Leedy, West. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill, as amended, become an emergency measure?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Brown (Blaine), Brown (Love), Carlock, Cline, Cordell, Cornett, Darnell, Durant, Fenquay, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherran, Memminger, Monk, Nichols, Ratliff, Reed, Wells, Woods. Total, 38.

Nays: None.

Absent: Frye, Harvey, Leedy, West. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.



The President Pro Tempore signed the engrossed House amendments to Senate Bill No. 224 and ordered the bill referred to the engrossing and enrolling department for enrollment.

Senator Barker moved to reconsider the vote by which House Bill No. 404 failed of passage, which motion was lost.

Section 1, sub-division (b), of House Bill No. 517 was read by the Clerk, and all of Section 1 was adopted as amended.

Section 2 was read by the Clerk.

Senator Wells offered the following amendment, which was adopted.

Mr. President: I move to amend House Bill No. 517, line 6, page 6, by striking after the word "acreage" and before the word "of" the words "or in number."

WELLS.

Senator Holloway was called to the Chair.

Senator Gulager offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517, line 8, page 7, by adding after the word "acknowledged," "provided that all hearings of protest upon any road improvement district shall be held in the county seat of the county where said road improvement district is located."

GULAGER.

Senator Wells, with unanimous consent, offered the following amendment to Section 1, which was adopted:

Mr. President: I move to amend House Bill No. 517, line 2, page 1, by striking after the word "acreage" the words "or number."

WELLS.

Senator Wells offered the following amendment to Section 2, which was adopted:

Mr. President: I move to amend House Bill No. 517, line 12, page 7, by striking after the word "side tracks" and before the word "and" the word "etc."

WELLS.

The following message from the Honorable House of Representative was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 179, by Bobo, entitled,

"An Act amending Section 3675, Compiled Statutes of Oklahoma, 1921, giving a live stock inspector authority to fix local and special quarantine areas, and declaring an emergency."

Enrolled Senate Bill No. 164, by Lillard, entitled,

"An Act fixing the salaries of certain clerical, stenographic and other positions connected with the Supreme Court and Criminal Court of Appeals, repealing all Acts and parts of Acts in conflict herewith."

Enrolled Senate Joint Resolution No. 13, by Golobie, of the Senate, and Anderson and Mitchell, of the House, entitled,

"A Resolution for the annual display of the American flag on Mother's Day, the Second Sunday in May."

Enrolled Senate Joint Resolution No. 4, by Nichols, et al, entitled,

"A Resolution providing for the submission of a proposed amendment to the Constitution, authorizing the enactment of appropriate legislation providing for the compulsory

compensation of employees, and their dependents, in case of death, or permanent or partial disability."

Enrolled Senate Bill No. 382, by Luttrell, of the Senate, and Phillips, of the House, entitled,

"An Act authorizing County Assessors in counties having a population of not less than nineteen thousand, three hundred and eighty-five (19,385), or more than nineteen thousand, three hundred and ninety (19,390), according to the last preceding federal decennial census, to appoint two deputies, and authorizing the board of county commissioners to fix the salary thereof and to allow and provide for the payment by the county, repealing laws conflicting herewith, and declaring an emergency."

Enrolled Senate Bill No. 340, by Committee on Roads and Highways, of the House and Senate, entitled:

"An Act repealing Sections 10110, 10111, 10112, 10113, 10114, of Compiled Oklahoma Statutes, 1921, pertaining to the Commissioner of Highways, his powers, provinces and duties and substituting therefor this Act, creating certain offices, prescribing their duties, etc."

Enrolled Senate Bill No. 401, by Committee on Appropriations, entitled,

"An Act making an appropriation to pay deficiencies as per vouchers and claims on file with the State Auditor, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

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Enrolled Senate Bills Nos. 179, 164, 382, 340 and 401 and Enrolled Senate Joint Resolutions Nos. 13 and 4 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 313, by Miller, et al., of the House, and Darnell, et al., of the Senate, entitled,

“An Act creating a Real Estate Commission, providing for the appointment of commissioners, defining their powers and duties, fixing their compensation and term of office, providing for the creation of a general fund for said commission, providing for the issuance of licenses by said commission, and prohibiting any person, firm, co-partnership, association or corporation to act as real estate broker or salesman without first complying with the provisions of this Act; assessing penalties for violations of this Act, and for other purposes.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copy of House Bill No. 313, and ordered the same returned to the Honorable House.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 107 correctly enrolled.

The Acting President signed the enrolled copy of Senate Bill No. 107, and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bill No. 443 correctly engrossed.

The Acting President signed Engrossed House Bill No. 443, as amended, and ordered the bill returned to the Honorable House.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 25, by Hughes, entitled,

“An Act providing for the levy and collection of assessments against the lots and tracts of land specially benefitted to pay the cost of the constuction of paving and other improvements of streets in incorporated towns in the State of Oklahoma which have heretofore been authorized and completed under the provisions of a void or unconstitutional law of the State of Oklahoma, and declaring an emergency.”

Enrolled Senate Bill No. 203, by Woods, entitled,

“An Act making appropriation for the State Corporation Commission in the sum of Five Thousand (\$5,000) Dollars for the fiscal year ending June 30, 1923, said appropriation being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

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Enrolled Senate Bills Nos. 25 and 203 were ordered transmitted to the Governor.

House Bill No. 517 was taken up for further consideration.

Senator Brown (Love), made a point of order that House Bill No. 517 having been advanced to engrossment and third reading is not subject to amendment.

The Chair held the point of order well taken.

Senator McPherrren moved to reconsider the vote by which House Bill No. 517 was advanced to engrossment and third reading. Motion prevailed.

Senator McPherrren moved that the Senate appoint a committee of three to keep in touch with a like committee from the Honorable House and make arrangements to the end that the two Houses may adjourn at the same time.

Motion prevailed, and the Chair appointed Senators Hudson, Nichols and Darnell as such committee.

Senator McPherrren moved that the joint session to hear the Governor's address be the last function performed by the two bodies. Motion prevailed.

Senator Wells offered the following amendments to House Bill No. 517, which were adopted:

Mr. President: I move to amend House Bill No. 517, line 1, page 8, by striking after the word "attach" all the rest of said line and all of line 2.

WELLS.

Mr. President: I move to amend House Bill No. 517, line 11, page 8, by striking lines 11, 12, 13, 14, 15, 16 and 17.

WELLS.

Section 3, as amended, was adopted by unanimous consent.



Section 4 was read and adopted by unanimous consent.

Section 5 was read and adopted by unanimous consent.

Section 6 was read by the Clerk.

Senator Gulager offered the following amendments, which were adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517, line 11, page 11, by adding after the word "day" and before the word "while" the following: "provided that not more than two days per month only for Clerk of said Board."

GULAGER.

Mr. President: I move to amend House Bill No. 517, line 2, page 12, by adding after the word "highways" and before line 3, "No fee shall be allowed for more than four per cent of the total cost of said road project."

GULAGER.

Section 6, as amended, was adopted by unanimous consent.

Section 7 was read and adopted by unanimous consent.

Section 8 was read by the Clerk.

Senator Gulager offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517, page 14, by striking Section 8 and re-numbering the other sections consecutively.

GULAGER.

Section 9 was read by the Clerk.

Senator McPherrren offered the following amendment, which was adopted by unanimous consent.

Mr. President: I move to amend House Bill No. 517,

line 5, page 15, by striking after the word "items" the letters "etc."

McPHERREN.

Section 9, as amended, was adopted by unanimous consent.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported House Bills Nos. 477, 159, 448, 497, 378, 275, 467, 273 and 212 correctly enrolled.

The Acting President signed the enrolled copies of House Bills Nos. 477, 159, 448, 497, 378, 275, 467, 273, and 212, and ordered the same returned to the Honorable House of Representatives.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 372, by Horner and Durant, entitled,

"An Act amending Section 10648, of Article XXV, Chapter 86, Compiled Oklahoma Statutes, Annotated, 1921, relating to school fraternities, and declaring an emergency."

Engrossed Senate Bill No. 84, by Wells, entitled,

"An Act providing that counties may erect quarters on the county poor farms for the isolation and treatment of indigent tuberculosis patients, permitting the acceptance of donations, and providing for care, treatment and maintenance."

Engrossed Senate Bill No. 7, by Cordell, entitled,

"An Act making an appropriation for the purpose of aiding union graded and consolidated schools; providing for the distribution of such money, and declaring an emergency."

Engrossed Senate Bill No. 292, by Luttrell, entitled,

“An Act relating to insurance contracts made by insurance corporations, associations or stock companies not having complied with the laws of the State of Oklahoma, making such contracts void, and prescribing a penalty for violation hereof.”

Engrossed Senate Bill No. 383, by Hughes, entitled,

“An Act relating to free fairs, providing that three or more counties may organize a free district fair not inconsistent with county or State fairs already organized, prescribing the manner of organization, the duties of officers, time of holding the same, providing for the premiums and the means of raising same, making estimates of cost and the collection and disbursement of fair funds, premiums, catalogues and advertising.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 372, 84, 7, 292, and 383 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 109, by Durant, of the Senate, and Moothart and Mabon, of the House, entitled,

“An Act authorizing the adoption of photographic recording of any county in this State and providing for the purchase of machines, equipment and supplies therefor, or the let-

ting of such recording by contract to a suitable person or persons prepared and equipped to do such work under such terms and conditions as the Board of County Commissioners may deem advisable and fixing the maximum fees to be charged for such recording where done under contract, and fixing recording fees in certain instances to be charged and collected by the receiving officer, repealing all conflicting laws, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 109 was referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 369, by Brown (Love), entitled,

"An Act making appropriation to pay J. L. Wilson for horses killed by order of the State Veterinary Department, and declaring an emergency."

Engrossed Senate Bill No. 99, by Hill, entitled,

"An Act amending Section 2762, Revised Laws of Oklahoma, 1910, being Section 2229, Compiled Oklahoma Statutes, 1921, and Section 2787, Revised Laws of Oklahoma, 1910, being Section 2256, Compiled Oklahoma Statutes, 1921, relating to injuring or interfering with telephone lines, etc., and declaring an emergency."

Engrossed Senate Bill No. 388, by Brown and Looney, of the Senate, and Hansen and Salter, of the House, entitled,

“An Act relating to the power of the Board of Regents of Oklahoma University, pertaining to contracts for leasing of a portion of the campus of the University of Oklahoma.”

Engrossed Senate Bill No. 241, by Horner, entitled,

“An Act making an appropriation to reimburse A. J. Gill, and others, for money erroneously paid into the State Treasury as gross production tax on oil and coal, and declaring an emergency.”

Engrossed Senate Joint Resolution No. 16, by Jones, entitled,

“A Resolution authorizing and directing the Board of Regents of the Oklahoma State Agricultural and Mechanical College to convey by quit claim deed to the former owners and assigns all right, title and interest the State of Oklahoma may have in said lands heretofore deeded to the Agricultural and Mechanical College of the Territory of Oklahoma, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bills Nos. 369, 99, 388, and 241, and Senate Joint Resolution No. 16 were referred to the enrolling and engrossing department for enrollment.

Section 10 of House Bill No. 517 was read and adopted by unanimous consent.

Section 11 was read by the Clerk.

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Senator Wells offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517, line 4, page 17, by striking after the word "than" and before the word "miles" in line 5, the word "three" and inserting the words "four, nor less than one and one-half."

WELLS.

Section 11, as amended, was adopted by unanimous consent.

Section 11½ was read by the Clerk.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 517, line 16, page 18, by striking the word "company" and substituting the word "property."

McPHERREN.

Section 11½, as amended, was adopted by unanimous consent.

Section 12 was read and adopted by unanimous consent.

Section 13 was read and adopted by unanimous consent.

Section 14 was read and adopted by unanimous consent.

Section 15 was read and adopted by unanimous consent.

Section 16 was read and adopted by unanimous consent.

Section 17 was read by the Clerk.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 264, 211, 395, 224, 287, 398, 361, 150, 360, 379, 284, 391, 277, 225, 238, 212 and 270, and Senate Joint Resolutions Nos. 23, 29, 30 and 39, correctly enrolled.



The Acting President signed the enrolled copies of Senate Bills Nos. 264, 211, 395, 224, 287, 398, 361, 150, 360, 379, 284, 391, 277, 225, 238, 212, 270; and Senate Joint Resolutions Nos. 23, 29, 30 and 39, and ordered the same transmitted to the Honorable House of Representatives for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 21 correctly enrolled.

The Acting President signed the enrolled copy of Senate Resolution No. 21 and ordered the same transmitted to the Secretary of State for permanent record.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,  
Enrolled House Bill No. 346, by Windle, entitled,

“An Act relating to the payment of certain indebtedness in school districts in cities of the first class having a scholastic population of not less than 1,345 and not more than 1,400 for the year of 1921, which indebtedness was created during the school term of 1920 and 1921, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copy of House Bill No. 346 and ordered the same returned to the Honorable House of Representatives.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 216, by Long and Ferrell, entitled,

“An Act to provide for regional planning commissions in cities and towns, providing funds for same, defining the powers of such commissions, and declaring an emergency.”

Enrolled House Bill No. 320, by Disney and Gibbons, entitled,

“An Act to regulate the storage, grading and marketing of cotton and other non-perishable farm products, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copies of House Bills Nos. 216 and 320 and ordered the same returned to the Honorable House of Representatives.

Section 18 of House Bill No. 517 was read and adopted by unanimous consent.

Section 19 was read and adopted by unanimous consent.

Section 20 was read and adopted by unanimous consent.

Section 21 was read by the Clerk.

Senator Gulager offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517 by striking Section 21.

GULAGER.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 388, 56, 356, 369, 381, 337, 236, 366, 372, 84, 7, and 383, correctly enrolled.

The Acting President signed the enrolled copies of Senate Bills Nos. 388, 56, 356, 369, 381, 337, 236, 366, 372, 84, 7, and 383, and ordered the same transmitted to the Honorable House of Representatives for the signature of the Speaker.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 123, by Glasser, entitled,

“An Act amending Section 7461, Compiled Oklahoma Statutes, Annotated, 1921, relating to labor and materialman’s lien, and declaring an emergency.”

Engrossed Senate Joint Resolution No. 21, by Cornett, et al., of the Senate, and Elam, et al., of the House, entitled,

“A Resolution authorizing the crediting of certain ad valorem taxes collected by the State and its subdivisions on property used in the production of oil, gas and other minerals under the provisions of Chapter 39, Session Laws of 1916, in cases where the gross production tax was also paid on the production of oil and gas and other minerals for the same period, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been passed by the House of Rep-

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representatives and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 123 and Senate Joint Resolution No. 21 were referred to the enrolling and engrossing department for enrollment.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 304, by Hansen and Disney, entitled,

“An Act providing that the State of Oklahoma shall not be required to give cost bonds, replevin bonds, attachment bonds, injunction bonds, in civil actions where the State is a party, and declaring an emergency.”

Enrolled House Bill No. 301, by Committee on Appropriations, entitled,

“An Act making appropriation to pay the salary, expenses and Oklahoma's part of the expenses of the boundary commission appointed by the Supreme Court of the United States to determine the boundary between the State of Oklahoma and the State of Texas along the Red River, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copies of House Bills Nos. 304 and 301, and ordered the same returned to the Honorable House of Representatives.

Section 22 of House Bill No. 517 was read and adopted by unanimous consent.

Section 23 was read by the Clerk.

Senator McPherrren offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 517, by striking Section 23 and substituting therefor the following: "Section 23. When the Board of Commissioners receives the proceeds from sale of bonds they shall immediately turn same over to the County Treasurer, who shall receive, deposit and disburse the same in like manner as other county funds.

McPHERREN.

Section 23, as amended, was adopted by unanimous consent.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bills Nos. 292, 241, 99, and 109, Senate Concurrent Resolution No. 19 and Senate Joint Resolution No. 16, correctly enrolled.

The Acting President signed the enrolled copies of Senate Bills Nos. 292, 241, 99 and 109, Senate Concurrent Resolution No. 19 and Senate Joint Resolution No. 16, and ordered the same transmitted to the Honorable House of Representatives for the signature of the Speaker.

Section 24 of House Bill No. 517 was read and adopted by unanimous consent.

Section 25 was read by the Clerk.

Senator Gulager offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 517, line 13, page 34, and line 2, page 35, by striking after the word "of" and before the word "per" and inserting the word "fifteen."

GULAGER.

Section 25, as amended, was adopted by unanimous consent.

Section 26 was read by the Clerk.

Senator McPharren offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 517, line 7, page 39, by striking lines 7, 8, 9, 10, 11 and 12 and inserting in lieu thereof the following: "The sheriff conducting such sales shall be allowed such fees as is heretofore prescribed by law for the sale of property for delinquent taxes."

McPHERREN.

Senator Gulager offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 517, line 13, page 38, by striking after the word "cost" and before the word "fee" in line 14, "attorney fee of not to exceed ten per cent of such recovery, exclusive of cost and penalties."

GULAGER.

Section 26, as amended, was adopted by unanimous consent.

Section 27 was read by the Clerk.

Senator McPharren offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 517, line



16, page 39, by striking after the word "State" in line 16, the remainder of line 16 and the remainder of said section.

McPHERREN.

Section 27, as amended, was adopted by unanimous consent.

Section 28 was read by the Clerk.

Senator Gulager offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517, lines 11 and 13, page 42, by striking after the word "exceed" and before the word "per cent" and adding "twenty."

GULAGER.

Senator Langley offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517, by striking after the word "years" in line 1, page 42, the remainder of the line and also striking lines 2 to 7 inclusive on page 42, and adding in lieu thereof "All bonds issued under the provisions of this Act shall mature in equal annual installments or as nearly so as practicable, said bonds shall bear interest at a rate not exceeding 5 per cent per annum, interest payable semi-annually.

LANGLEY.

Section 28, as amended, was adopted by unanimous consent.

Section 29 was read by the Clerk.

Senator McPherren offered the following amendment, which was adopted by unanimous consent:

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Mr. President: I move to amend House Bill No. 517, line 6, page 44, by striking after the word "county" in line 6, all the remainder of Section 29.

McPHERREN.

Section 29, as amended, was adopted by unanimous consent.

Section 30 was read and adopted by unanimous consent.

Senator Brown (Love), on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 123 and Senate Joint Resolution No. 21 correctly enrolled.

The Acting President signed the enrolled copies of Senate Bill No. 123 and Senate Joint Resolution No. 21 and ordered the same transmitted to the Honorable House of Representatives for the signature of the Speaker.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 288, by Miller (Hughes), and Edwards, of the House, entitled,

"An Act authorizing the county commissioners in counties in excess of 26,000 in population and not exceeding 27,000 in population, to make an additional levy for the purpose of and in aid of free county fairs therein, and declaring an emergency."

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House of Representatives and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copy of House Bill No. 288 and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Bill No. 385, by Committee on Hospitals and Charities, et al., entitled,

“An Act establishing an institution for drug and liquor addicts in this State; providing for the administration, management and operation thereof; fixing ways and means for receiving patients therein; prescribing the manner and care for said patients; creating a Board in each county and fixing the duties thereof; providing for repairs and equipment, making an appropriation therefor, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been passed by the House and has been signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 385 was referred to the enrolling and engrossing department for enrollment.

Section 32 of House Bill No. 517 was read and adopted by unanimous consent.

Section 33 was read and adopted by unanimous consent.

Senator Brown (Love) on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 385 correctly enrolled.

The Acting President signed the enrolled copy of Senate

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Bill No. 385 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Section 34 of House Bill No. 517 was read by the Clerk and adopted by unanimous consent.

Section 35 was read and adopted by unanimous consent.

Section 36 was read by the Clerk.

Senator Gulager offered the following amendment, which was adopted:

Mr. President: I move to amend House Bill No. 517, by striking all of Sections 36, 37, 38, 39 and 40.

GULAGER.

Senator McPherrren offered the following amendment, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517 by renumbering all remaining sections consecutively.

McPHERREN.

Section 41 was read and adopted by unanimous consent.

Senator Langley, with unanimous consent, offered the following amendment to Section 28, which was adopted by unanimous consent:

Mr. President: I move to amend House Bill No. 517, line 5, page 43, by striking the words "of acts" before the word "the" and inserting in lieu thereof "this act"; by striking all of line 6, page 43 and the words "and by this act pledged", and inserting in lieu thereof the following, "levy herein authorized and all real property located in such district is hereby pledged as security."

LANGLEY.

On motion of Senator McPherrren, House Bill No. 517, as amended, was advanced to engrossment and third reading.

The President Pro Tempore presiding.

Senator McPherren moved that the rules be suspended and House Bill No. 517 be taken up for roll call and final passage. Motion prevailed.

House Bill No. 517 was read for the third time at length.

The question being, "Shall the bill pass?" the roll was called with the following result:

Ayes: Anglin, Barker, Carlock, Cline, Cornett, Darnell, Durant, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Bobo, Brown (Love), Cordell, Feuquay. Total, 4.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The question being, "Shall the bill become an emergency measure?" the roll was called, with the following result:

Ayes: Anglin, Barker, Carlock, Cline, Cornett, Darnell, Durant, Glasser, Golobie, Gulager, Hill, Holloway, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Bobo, Brown (Love), Cordell, Feuquay. Total, 4.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The emergency having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The bill was referred to the enrolling and engrossing department for engrossment of the amendments.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 270, by Committee on Education, entitled,

“An Act creating certain clerical, stenographic and other positions in State Department of Education, fixing the salaries therefor, and repealing all conflicting laws.”

Enrolled Senate Bill No. 287, by Monk, entitled,

“An Act amending Section 5484, Article XIV, Chapter 34, of the Compiled Oklahoma Statutes of 1921, pertaining to railroads and extending the provisions thereof to include public service corporations as defined in Section 34, Article IX, of the Constitution of Oklahoma, and authorizing such corporations to create indebtedness, or increase or diminish their capital stock without reference to subscribed capital stock, repealing all conflicting laws, and declaring an emergency.”

Enrolled Senate Bill No. 361, by Hudson, entitled,

“An Act fixing the salaries of the county assessor and his first deputy, the county treasurer, and the stenographer and assistant stenographer in the office of the county attorney, in all counties having a population of not less than one hundred thousand nor more than one hundred fifteen thousand, accord-



ing to the last preceding federal decennial census, and declaring an emergency.”

Enrolled Senate Bill No. 379, by Cline, et al., entitled,

“An Act providing for the validation of special assessments for street improvements which has been declared or adjudged invalid by reason of irregularities in certain proceedings levying such assessments in cities having a population of not less than 7,000, excluding any city having a population of not less than 15,345 and not more than 15,350, according to the last preceding federal decennial census, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 270, 287, 361 and 379 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Joint Resolution No. 29, by Cline, entitled,

“A Resolution authorizing the Board of Directors of the Oklahoma Historical Society to transfer the sum of eleven Hundred (\$1,100.00) Dollars from the contingent fund of the appropriation for the year ending June 30, 1923, to the fund for the payment of salaries and wages for the fiscal year ending June 30, 1923, and declaring an emergency.”

Enrolled Senate Joint Resolution No. 30, by Bobo, of the Senate, and Callahan, of the House, entitled,

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“A Resolution authorizing the proper officials of the city of Wilburton, in Latimer County, Oklahoma, to transfer certain monies from the sewer fund to the water fund, and declaring an emergency.”

Enrolled Senate Joint Resolution No. 39, by Looney (Harmon), of the Senate, and Mitchell (Payne), of the House, entitled,

“A Joint Resolution authorizing the appointment of a commission to arrange for an international exhibition to be held in Philadelphia in the year One Thousand Nine Hundred Twenty-six, in celebration of the one-hundred and fiftieth anniversary of American Independence.”

Enrolled Senate Bill No. 150, by Hughes, entitled,

“An Act providing for the organization of industrial life, health and accident insurance companies on the stipulated premium plan, regulating the same, and declaring an emergency.”

Enrolled Senate Bill No. 212, by Woods, entitled,

“An Act defining robbery, fixing a penalty therefor, repealing all conflicting laws, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Joint Resolutions Nos. 29, 30, and 39, and Senate Bills Nos. 150 and 212 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

Enrolled Senate Bill No. 277, by Horner, of the Senate, et al., entitled,

“An Act amending Section 9725, of Article XI, Chapter 84, of the Compiled Oklahoma Statutes, 1921, relating to delinquent personal taxes, and the procedure for collection thereof, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 277 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 17, by Berry, entitled,

“An Act authorizing counties in the State of Oklahoma to purchase lands and make improvements thereon for the benefit of the poor of such counties, providing manner for holding such elections, and declaring an emergency.”

Enrolled House Bill No. 204, by Singletary, et al., entitled,

“An Act relating to the power of cities, with respect to buildings, sites, areas, trades and industries; authorizing the creation of zoning districts, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

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The President Pro Tempore signed the enrolled copies of House Bills Nos. 17 and 204, and ordered the same returned to the Honorable House of Representatives.

On motion of Senator Hudson, the Senate recessed for thirty minutes.

The Senate was called to order by the President Pro Tempore.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

This is to advise you, and through you, the Honorable Senate, that the House of Representatives is transmitting herewith for the consideration of your Honorable Body,

Enrolled Senate Bill No. 391, by Brown (Blaine), of the Senate, and Everhart, of the House, entitled,

“An Act providing for the appointment of a stenographer for the county court and a deputy court clerk, in all counties in the State of Oklahoma having a population of not less than 15,850, and not more than 15,890, according to the last preceding federal decennial census, and declaring an emergency.”

Enrolled Senate Joint Resolution No. 23, by Woods, Jones, and Golobie, entitled,

“A Joint Resolution directing the payment to Shea & Domelly Company, Inc., the sum of Four Thousand Dollars, retained by the State of Oklahoma out of the contract price for the building of the State Capitol of Oklahoma, on account of it being uncertain that forty-five pieces of limestone used in erection of said State Capitol Building being finally of uniform color, and declaring an emergency.”

Enrolled Senate Bill No. 211, by Looney (Pontotoc), entitled,

“An Act amending Chapter 78, Article 3, Compiled Oklahoma Statutes, 1921, and providing for student loans.”

Enrolled Senate Bill No. 224, by Cline, of the Senate, and Franks, Bell and Watkins, of the House, entitled,

“An Act amending Section 10412, Chapter 86, Article 10, of the Compiled Oklahoma Statutes, 1921, relating to powers of Boards of Education, and declaring an emergency.”

Enrolled Senate Bill No. 264, by Memminger, entitled,

“An Act to protect members of foreign fraternal beneficiary societies or associations who reside in this State; to give the State Insurance Commissioner authority to prescribe rules and condition precedent or under which societies or associations can do business in this State; providing penalties for violation of this Act, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that same have been read for the fourth time and signed by the Speaker in open session.

Yours very respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 391, 211, 224 and 246, and Enrolled Senate Joint Resolution No. 23 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Concurrent Resolution No. 23, by Hudson, entitled,

“A Resolution providing for compiling, indexing and publishing Session Laws of the regular session of the

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Ninth Legislature of the State of Oklahoma, and for the payment of cost thereof."

And to advise you, and through you, the Honorable Senate, that the same have been adopted by the House of Representatives and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Concurrent Resolution No. 23 was referred to the enrolling and engrossing department for enrollment.

The President presiding.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills reported House Bill No. 517 correctly engrossed.

The President signed Engrossed House Bill No. 517, as amended, and ordered the same returned to the Honorable House.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 99, by Hill, entitled,

"An Act amending Section 2762, Revised Laws of Oklahoma, 1910, being Section 2229, Compiled Oklahoma Statutes, 1921, and Section 2787, Revised Laws of Oklahoma, 1910, being Section 2256, Compiled Oklahoma Statutes, 1921, relating to injuring or interfering with telephone lines, etc., and declaring an emergency."

Enrolled Senate Bill No. 109, by Durant, et al., entitled,



“An Act authorizing the adoption of photographic recording of any county in this State and providing for the purchase of machines, equipment and supplies therefor, or the letting of such recording by contract to a suitable person or persons prepared and equipped to do such work under such terms and conditions as the Board of County Commissioners may deem advisable and fixing the maximum fees to be charged for such recording where done under contract and fixing recording fees in certain instances to be charged and collected by the receiving officer, repealing all conflicting laws, and declaring an emergency.”

Enrolled Senate Bill No. 241, by Horner, entitled,

“An Act making an appropriation to reimburse A. J. Gill, and others, for money erroneously paid into the State Treasury as gross production tax on oil and coal, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 99, 109 and 241 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 107, by Senate Committee on Appropriations, entitled,

“An Act making general appropriations for the budget of the Legislative, Executive and Judicial Departments of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1924, and

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June 30, 1925, by functions of each department in accordance with the budget classification adopted by the Governor."

Enrolled Senate Bill No. 225, by Woods, entitled,

"An Act relating to a revivor of actions against a public official whose predecessor in office was amenable to any court order or mandamus, quo warranto, injunction or other extraordinary court order, upon entering upon his official duties, making such official amenable to such order as though originally obtained against him, and declaring an emergency."

Enrolled Senate Bill No. 381, by Feuquay, Langley and Brown (Love), entitled,

"An Act amending the fifth sub-division of Section 9575, providing tax exemptions for ex-Spanish War veterans and ex-World War veterans, and declaring an emergency."

Enrolled Senate Bill No. 292, by Luttrell, entitled,

"An Act relating to insurance contracts made by insurance corporations, associations or stock companies not having complied with the laws of the State of Oklahoma, making such contracts void, and prescribing a penalty for violation hereof."

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 107, 225, 381 and 292 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 383, by Hughes, entitled,

“An Act relating to free fairs, providing that three or more counties may organize a free district fair not inconsistent with county or State fairs, already organized, prescribing the manner of organization, the duties of officers, the time of holding the same, providing for the premiums and the means of raising the same, making estimates of cost and the collection and disbursement of fair funds, premiums, catalogues and advertising.”

Enrolled Senate Bill No. 388, by Brown, et al., entitled,

“An Act relating to the power of the Board of Regents of Oklahoma University, pertaining to contracts for leasing of a portion of the campus of the University of Oklahoma.”

Enrolled Senate Joint Resolution No. 16, by Jones, entitled,

“A Resolution authorizing and directing the Board of Regents of the Oklahoma State Agricultural and Mechanical College to convey by quit claim deed to the former owners and assigns all right, title and interest the State of Oklahoma may have in said lands heretofore deeded to the Agricultural and Mechanical College of the Territory of Oklahoma, and declaring an emergency.”

Enrolled Senate Concurrent Resolution No. 19, by Feunquay, et al., entitled,

“A Resolution memorializing the President of the United States, the present Congress of the United States, other State Legislatures and citizens of the United States to lend their earnest desire to promote peace, tranquility and good will among the nations by working for the establishment of certain declarations of principles adopted by the Federation Interallies Des Anciens Combattants, commonly known as F. I. D. A. C.”

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And to advise you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 383 and 388, and Senate Joint Resolution No. 16 were ordered transmitted to the Governor, and Enrolled Senate Concurrent Resolution No. 19 was ordered transmitted to the Secretary of State for permanent record.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 123, by Glasser, entitled,

“An Act amending Section 7461, Compiled Oklahoma Statutes, Annotated, 1923, relating to labor and materialman’s lien, and declaring an emergency.”

Enrolled Senate Bill No. 385, by Committee on Hospitals and Charities, entitled,

“An Act establishing an institution for drug and liquor addicts in this State; providing for the administration, management and operation thereof; fixing ways and means for receiving patients therein; prescribing the manner and care for said patients, creating a board in each county and fixing the duties thereof; providing for repairs and equipment, making an appropriation therefor, and declaring an emergency.”

Enrolled Senate Joint Resolution No. 21, by Cornett and Hudson, of the Senate, and Elam, Smith and Van Dall, of the House, entitled,

“A Resolution authorizing the crediting of certain ad valorem taxes collected by the State and its sub-divisions on property used in the production of oil, gas and other minerals under the provisions of Chapter 39, Session Laws of 1916, in cases where the gross production tax was also paid on the production of oil and gas and other minerals for the same period, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 123 and 385 and Enrolled Senate Joint Resolution No. 21 were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 179, by Ferrell, entitled,

“An Act providing for deeds of trust, and prescribing the manner and means of the execution and recording of same, and sale of property thereunder, and prescribing the method of taxation thereon.”

And to inform you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 179 and ordered the same returned to the Honorable House.

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To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 485, by Committee on Appropriations, entitled,

"An Act making appropriations from the general revenue fund of the State for all State educational, eleemosynary and penal institutions, providing for the appropriations and distributions of the new college funds in accordance with Section 7225, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and providing for the appropriation and distribution of the Section 13 Fund as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and as amended by Chapter 295, Session Laws, 1917."

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 485 and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 254, by Bremer, et al., entitled,

"An Act amending Sections 3713, 3714, 3715, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to cotton gin utilities and their control and regulation by the Corporation Commission, and declaring an emergency."



And to advise you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 254 and ordered the same returned to the Honorable House.

The President Pro Tempore presiding.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed Senate Joint Resolution No. 20, by Hudson, entitled,

“A Resolution authorizing the State Treasurer to refund to Lyons Petroleum Company gross production tax paid on a restricted Indian lease.”

Engrossed Senate Bill No. 408, by Johns, et al., entitled,

“An Act proposing an amendment to the Constitution of the State of Oklahoma, by adding to Article 14, another Section to be known as Section 2.”

And to advise you, and through you, the Honorable Senate, that same have been passed by the House of Representatives and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Joint Resolution No. 20 and Senate Bill No. 408 were referred to the enrolling and engrossing department for enrollment.

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ENGROSSED SENATE BILL No. 408.

By Johns, Lüttell, McPharren, Lillard and Calvert.

An Act proposing an amendment to the Constitution of the State of Oklahoma by adding to Article 14, another section to be known as Section 2.

*Be It Enacted by the People of the State of Oklahoma:*

That the following amendment to the Constitution of the State of Oklahoma is hereby proposed and said amendment with the yeas and nays thereon, shall be entered in the journals of the respective Houses of the Legislature and referred by the Secretary of State to the qualified voters of the State for their approval or rejection at a special election which is hereby called and shall be held in the manner provided by law on the 5th day of June, 1923, and which amendment shall be known as Section 2, of Article 14 of the Constitution, and is in words and figures, as follows, to-wit:

“Section 4. The Legislature is hereby authorized and it shall be its duty to provide for the payment of all lawful demands and claims against the Depositors' Guaranty Fund by reason of state banks which failed prior to the adjournment of the Ninth Legislature of this State out of any money in the State Treasury realized from fines, penalties, forfeitures, licenses and privileges, but no money collected by a direct ad valorem tax or tax levied under the laws of this State as a substitute for ad valorem tax shall be used for such purpose. Payment of such claims or demands shall be made in five equal annual installments under such rules and regulations as may be prescribed by the Legislature.”

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 238, by Hughey, Reed, Cordell and Darnell, of the Senate, and Lightner, Varnum, Treadway, Tolbert and Ray, of the House, entitled,

“An Act creating a Grain Inspection Department, providing for a State Grain Inspector, and Assistant State Grain Inspector, local grain inspectors, sampling for inspection and grading of grain, operating under the direction of the State Board of Agriculture, adoption of federal grades established by the United States Grain Standards Acts, making an appropriation, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bill No. 238 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 284, by Hughes (by request), of the Senate, et al., entitled,

“An Act fixing the salary of county surveyors in counties having a population of not less than 15,900 nor more than 15,950, according to the federal census of 1920, and declaring an emergency.”

Enrolled Senate Bill No. 395, by McPherrren, entitled,

“An Act making an appropriation to pay the salaries of the Supreme Court Commissioners, stenographers and for communications, office supplies and equipment for the said

Commissioners and the Clerk of the Supreme Court for the fiscal years ending June 30, 1923, 1924 and 1925, and declaring an emergency."

Enrolled Senate Bill No. 398, by Feuquay and Wells, of the Senate, and Watson (Lincoln), and Ticer, of the House, entitled,

"An Act providing for allowance of deputy hire for county assessors in counties having a population of not less than 33,400 and not more than 33,500, according to the last preceding federal decennial census, and declaring an emergency."

Enrolled Senate Bill No. 360, by McPherrren and Calvert, of the Senate, and Tolbert and McBee, of the House, entitled,

"An Act providing for the appointment of a temporary assistant to the State Reporter, prescribing qualifications, duties and salary."

Enrolled Senate Bill No. 7, by Cordell, entitled,

"An Act making an appropriation for the purpose of aiding union graded and consolidated schools, providing for the distribution of such money, and declaring an emergency."

Enrolled Senate Bill No. 56, by Horner, of the Senate, and Boyer and Lewis, of the House, entitled,

"An Act to amend Section 4563, Chapter 29, Article 11, of the Compiled Statutes of Oklahoma, 1921, relating to the vacation of streets, avenues, alleys and lanes, providing for the reopening of same."

Enrolled Senate Bill No. 84, by Wells, entitled,

"An Act providing that counties may erect quarters on the county poor farms for the isolation and treatment of indigent tuberculosis patients, permitting the acceptance of donations and providing for care, treatment and maintenance."

Enrolled Senate Bill No. 236, by Glasser, entitled,

“An Act amending Section 470, of the 1910 Revised Statutes, the same being Section 4407, of the Compiled Oklahoma Statutes, 1921, providing the method and manner of levying assessments for sewers, and the interest due in municipalities, the collection, payment and rate thereof, and establishing a lien against the property charged therewith.”

Enrolled Senate Bill No. 337, by Jones, of the Senate, and Mitchell, of the House, entitled,

“An Act authorizing the Agricultural and Mechanical College Board of Regents to set aside portions of the campus of the Agricultural and Mechanical College for the construction of dormitories, and to construct and equip said dormitories, and to manage and regulate same, and to issue bonds for the purpose of constructing said dormitories, authorizing banks, trusts and insurance companies to invest in said bonds, and providing said bonds shall be accepted collateral as security for the deposit of public funds and for the investment of trust funds or of sinking funds of county, city, town, township, or school district, and declaring an emergency.”

Enrolled Senate Bill No. 356, by Holloway, entitled,

“An Act fixing the name of the farms and homes owned by the Counties of Oklahoma for the care and support of the poor.”

Enrolled Senate Bill No. 366, by Holloway and Woods, entitled,

“An Act creating a cotton grader and a deputy cotton grader to be appointed by the Board of Agriculture; defining their duties, fixing their salaries, providing for clerical help and expenses connected therewith, adopting standards providing for rules and regulations by the Board, fixing penalties and making an appropriation.”

Enrolled Senate Bill No. 372, by Horner and Durant, of the Senate, entitled,

“An Act amending Section 10648 of Article XXV, Chapter 86, Compiled Oklahoma Statutes, Annotated, 1921, relating to school fraternities, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and has been signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Bills Nos. 284, 395, 398, 360, 7, 56, 84, 236, 337, 356, 366 and 372, were ordered transmitted to the Governor.

To the President of the Senate:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that they have concurred in Senate amendments to

Engrossed House Bill No. 123, by Dixon and Thompson, of the House, and Gulager, Luttrell and Calvert, of the Senate, entitled,

“An Act amending Sections 9742, 9743, 9744, 9745 and 9746, Compiled Oklahoma Statutes of 1921, relating to the re-sale of real estate for delinquent taxes, repealing all conflicting laws, and declaring an emergency.”

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House of Representatives concurs in Senate amendments to,



Engrossed House Bill No. 436, by Long, entitled,

“An Act to prevent the stealing and disposal of stolen automobiles, etc., and declaring an emergency.”

Engrossed House Bill No. 412, by Joint Committee on Education, of the House and Senate, entitled,

“An Act providing equality of opportunity for education in rural school districts, etc.”

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Joint Resolution No. 20 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Joint Resolution No. 20 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 408 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Bill No. 408 and ordered the same transmitted to the Honorable House of Representatives for the signature of the Speaker.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Concurrent Resolution No. 23 correctly enrolled.

The President Pro Tempore signed the enrolled copy of Senate Concurrent Resolution No. 23 and ordered the same transmitted to the Honorable House of Representatives for the signature of the Speaker.

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The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 85, by Vernon, entitled,

“An Act amending Section 9719 of Compiled Oklahoma Statutes, Annotated, 1921, relating to the penalty on delinquent taxes.”

Enrolled House Bill No. 443, by Disney, entitled,

“An Act creating the Oklahoma Tax Code Revision Commission, defining its powers and duties and making an appropriation therefor, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copies of House Bills Nos. 85 and 443 and ordered the same returned to the Honorable House.

Senator Langley was called to the Chair.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Joint Resolution No. 17, by Wooten, of the House, and Cordell, of the Senate, entitled,

“A Resolution proposing an amendment to the Constitution of the State of Oklahoma.”

And to advise you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The Acting President signed the enrolled copy of House Joint Resolution No. 17, and ordered the same returned to the Honorable House of Representatives.

The President Pro Tempore presiding.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 246, by Ferrell, entitled,

“An Act amending Section 1, of Chapter 113, of the Session Laws of 1919, relating to various colleges and universities to grant academic and professional degrees, and declaring an emergency.”

Enrolled House Bill No. 465, by Phillips, entitled,

“An Act repealing Sections 3239, 3240, 3241, 3242 and 3243, Compiled Oklahoma Statutes, Annotated, 1921, abolishing the County Court at Lexington, Cleveland County, Oklahoma, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and were signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

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The President Pro Tempore signed the enrolled copies of House Bills Nos. 246 and 465 and ordered the same returned to the Honorable House of Representatives.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 531, by Berry and Disney, entitled,

“An Act amending Section 1, Chapter 85, of the Session Laws, 1919, and declaring an emergency.”

Enrolled House Bill No. 412, by Joint Committee on Education, of the House and Senate, entitled,

“An Act providing equality of opportunity for education in rural school districts and for the levy and distribution of school funds; creating county board of education for county school districts and providing for the election of county superintendents of public instruction; creating school reserve funds and making an appropriation therefor; when a majority vote of the legal electors in any county, excepting the cities, authorizes the organization of the county school district.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copies of House Bills Nos. 531 and 412, and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 347, by Cunningham, McBee, Anderson, Hutson and Vernon, entitled,

“An Act authorizing the County Treasurer of any county or the City Treasurer of any city of the first class to maintain suits for the recovery of ad valorem taxes and special assessments, and for foreclosure of lien created thereby in certain cases, providing for sale of property liable therefor where amount of said tax exceeds value of property, providing the procedure therefor, disposition of the receipts from sale of said property; the validation of special assessments for street improvements which have been declared or adjudged invalid by reason of irregularities in certain proceedings levying such assessments in any city within the State of Oklahoma, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copy of House Bill No. 347 and ordered the same returned to the Honorable House of Representatives.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body.

Enrolled House Bill No. 123, by Dixon and Thompson, of the House, and Gulager, Luttrell and Calvert, of the Senate, entitled,

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“An Act amending Sections 9742, 9743, 9744, 9745 and 9746, Compiled Oklahoma Statutes of 1921, relating to the resale of real estate for delinquent taxes, repealing all conflicting laws, and declaring an emergency.”

Enrolled House Bill No. 432, by Harper, of the House, and Johns and McPherrren, of the Senate, entitled,

“An Act providing for the appointment of a Bank Commissioner and creating the office of Assistant Bank Commissioner, and Secretary to the State Banking Board, and fourteen other positions, each to be known as assistant to the Bank Commissioner; also the office of attorney for the Banking Department, chief clerk, bonding clerk, and three stenographic positions, and fixing the salaries for same, also fixing the fee for the examination of banks; repealing all laws in conflict herewith, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copies of House Bills Nos. 123 and 432, and ordered the same returned to the Honorable House of Representatives.

A Committee from the Honorable House was received and reported that the House is now ready to receive the Senate in Joint Assembly.

The Chair informed the committee that the matter would receive attention and the House would be informed promptly of the action of the Senate.

Senator Carlock introduced Senate Resolution No. 22, which was read at length by the Clerk, as follows:



## SENATE RESOLUTION No. 22.

By Senate Committee on Appropriations.

A Resolution authorizing the committee appointed by the President of the Senate, pursuant to Senate Resolution No. 13, to investigate the expenditure of money appropriated by the Legislature for the purpose of building new buildings and making improvements at the various State institutions of the State of Oklahoma and making repairs and purchasing equipment at said institutions, with power to subpoena witnesses and conduct hearings at any place in the State, with the view of determining the liability and responsibility, if any, of any misuse or misapplication of funds, so appropriated, and fixing the blame of any defects which may exist from improper or defective construction and authorizing said committee to report the said committee's findings to the Secretary of the Senate and the Attorney General.

WHEREAS, a Special Committee, composed of Senators J. C. Looney, Johns, Darnell, Cline, and Horner, were appointed by the President of the Senate, pursuant to Senate Resolution No. 13, for the purposes set out in said Resolution; and

WHEREAS, said Committee, due to the pressure of legislative business, was unable to conduct a thorough investigation, according to the purpose and powers of said Resolution; and

WHEREAS, it is necessary to the best interests of the State of Oklahoma that a complete and thorough investigation be made into the expenditure of moneys, appropriated by the Legislature for the purpose of building new buildings, repairing old buildings and making other improvements at various State schools and other institutions of this State,

NOW, THEREFORE, BE IT RESOLVED by the Senate, that the Committee herein named, to-wit: Senators J. C. Loon-

ey, Johns, Darnell, Cline and Horner, be and the same are hereby empowered and instructed to conduct a complete and thorough investigation concerning the expenditures of moneys, appropriated by the Seventh, Eighth and Ninth Legislatures for the construction of buildings, the making of improvements and the purchase of equipment and the making of repairs for any or all of the State schools and other State institutions of the State of Oklahoma.

To conform to the above powers and instructions and, in conformity with the powers and instructions set out in Senate Resolution No. 13, which Resolution is incorporated herein and made a part hereof, the Committee is authorized and empowered to subpoena witnesses, swear them, take testimony, have such testimony transcribed, conduct hearings, examine the records and do any and all things that may be required in making said investigation.

Said Committee is hereby instructed to make its report and recommendations to the Secretary of the Senate and to the Attorney General.

Said Committee is authorized to meet from time to time, at the call of the chairman, and to adjourn from time to time, to meet at the call of the chairman, until the convening of the Tenth Legislature of Oklahoma; provided, however, that said Committee shall spend not more than fifteen (15) days in said meetings.

There is hereby appropriated out of any funds remaining in the State Treasury, to the credit of the Senate expenditures and accounts, not otherwise appropriated, the sum of Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary. This amount is to be available any time between the adjournment of the Ninth Legislature and the convening of the Tenth Legislature.

The expense of the Committee is to be limited to Six (\$6.00) Dollars per day, each, as a salary, plus necessary traveling and hotel expenses.

That said claims for traveling expenses of the members of said Committee shall be limited to actual transportation charges and the sum of Four (\$4.00) Dollars per day, in lieu of all subsistence and no claims for traveling allowance or subsistence shall be made unless the party making claim for same is actually traveling upon business for this State, pursuant to this Resolution, and no claim shall be approved or allowed in excess hereof by the State Auditor.

On motion of Senator Carlock, the Resolution was adopted as read.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 245, by Brydia, entitled,

“An Act creating certain clerical, stenographic and other positions in the State Department of Highways, and fixing the salaries therefor.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copy of House Bill No. 245, and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

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Enrolled House Joint Resolution No. 20, by Thompson (Garvin), entitled,

“A Resolution providing for the investigation of injuries to Ed Pilgrim to determine the liability of the State of Oklahoma therefor, if any, and making an appropriation, if necessary, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President Pro Tempore signed the enrolled copy of House Joint Resolution No. 20 and ordered the same returned to the Honorable House.

To the President of the Senate:

I am directed by the House of Representatives to inform you, and through you, the Honorable Senate, that they concur in Senate amendments to,

House Bill No. 517, by O'Brien, Singletary and Phillips, entitled,

“An Act providing for the creation and establishment of road improvement districts for the purpose of building, constructing and maintaining the highways of the State of Oklahoma.”

Respectfully,

C. J. KENDLE, Chief Clerk.

Senator Hudson moved that the Senate do now proceed in the usual order to the Hall of the House of Representatives for the Joint Assembly. Motion prevailed.

## JOINT SESSION.

The Joint Assembly was called to order by the President Pro Tempore of the Senate.

As no official acts were contemplated the roll call of the Joint Body was dispensed with.

Representative Harper moved that a joint committee of the Senate and House be appointed to advise the Governor of the Joint Session, and ask him to address the Body.

The motion prevailed and the Chair appointed Senators Nichols, Hudson and Carlock and Representatives Harper, Rossiter and Nance, as such committee.

Mr. Speaker was recognized by the President, and introduced the Governor, who addressed the Joint Assembly briefly.

Representative Rossiter moved that the Joint Assembly do now dissolve.

Motion prevailed, and the Senate returned to its Chamber.

\* \* \* \* \*

The Senate was called to order by the President.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed House amendments to Engrossed Senate Bill No. 330, by Jones and Barker, of the Senate, and Gray, Davis, Price Thompson, of the House, entitled,

“An Act providing State aid for the finishing of construction of certain Federal aid projects in the State of Oklahoma, and declaring an emergency.”

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And to inform you, and through you, the Honorable Senate, that the same has passed, as amended, and was signed by the Speaker of the House in open session.

The Clerk read the House amendments to Senate Bill No. 330, as follows:

ENGROSSED HOUSE AMENDMENTS TO ENGROSSED  
SENATE BILL No. 330.

By Jones and Barker, of the Senate, and Gray, Davis and Price Thompson, of the House.

Engrossed House Amendment No. 1:

That Engrossed Senate Bill No. 330 be amended by striking the words and figures, "Twenty-four Thousand Seven Hundred and Sixty-six and Forty-three One-hundredths (\$24,766.43)," found in lines 6 and 7 of Section 1 of said Engrossed Senate Bill No. 330, and insert in lieu thereof the words and figures "Two Hundred Thousand (\$200,000.00)."

Engrossed House Amendment No. 2:

That Engrossed Senate Bill No. 330 be further amended by adding a new section to be known as Section 2, the same to read as follows: "Twenty Thousand (\$20,000.00) Dollars of the above appropriation is to be used on Federal Aid Project No. 30, in Wagoner County, Oklahoma, to build the abutments to bridge across the Arkansas River."

Engrossed House Amendment No. 3:

The Engrossed Senate Bill No. 330 be further amended by re-numbering the emergency clause as Section 3.

Senator Horner moved that the Senate concur in the House amendments to Senate Bill No. 330.

Senator Anglin moved, as a substitute motion, that the Honorable House be requested to recede from their amendments.



The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Committee Substitute for House Bill No. 163, by Watson, et al., entitled,

“An Act giving a list of officers and employees authorized in the State Health Department, dividing the State into four approximately equal sections; authorizing the appointment of one health supervisor for each of said four sections; readjusting and fixing the salaries, and declaring an emergency.”

And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 163 and ordered the same returned to the Honorable House of Representatives.

To the President of the Senate:

I am directed by the House of Representatives to transmit, herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 436, by Long, entitled,

“An Act to prevent the stealing and disposal of stolen automobiles, providing for abstract of title, and declaring an emergency.”

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And to inform you, and through you, the Honorable Senate, that the same has been read for the fourth time and was signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 436, and ordered the same returned to the Honorable House of Representatives.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Joint Resolution No. 20, by Hudson, entitled,

“A Resolution authorizing the State Treasurer to refund to Lyons Petroleum Company gross production tax paid on a restricted Indian lease.”

Enrolled Senate Concurrent Resolution No. 23, by Hudson, entitled,

“A Resolution providing for compiling, indexing and publishing Session Laws of the Regular Session of the Ninth Legislature of the State of Oklahoma, and for the payment of the cost thereof.”

Enrolled Senate Bill No. 408, by Johns, et al., entitled,

“An Act proposing an amendment to the Constitution of the State of Oklahoma by adding to Article 14, another section to be known as Section 2.”

And to inform you, and through you, the Honorable Senate, that the same have been read for the fourth time, and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Enrolled Senate Joint Resolution No. 20 and Enrolled Senate Bill No. 408 were ordered transmitted to the Governor. Enrolled Senate Concurrent Resolution No. 23 was order transmitted to the Secretary of State for permanent record.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 22 correctly engrossed.

The President signed the engrossed copy of Senate Resolution No. 22, and ordered the same referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Resolution No. 22 correctly enrolled.

The President signed the enrolled copy of Senate Resolution No. 22 and ordered the same transmitted to the Secretary of State for permanent record.

The following message from the Honorable House was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled House Bill No. 517, by O'Brien, Singletary and Phillips, entitled,

“An Act providing for the creation and establishment of road improvement districts for the purpose of building, constructing and maintaining the highways of the State of Oklahoma.”

And to advise you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Bill No. 517 and ordered the same returned to the Honorable House.

A committee from the Honorable House of Representatives was received and reported that the House has completed its work and is now ready to adjourn, sine die.

The committee was advised that the Senate has before it two bills and one concurrent resolution submitting a constitutional amendment, and House amendments to a Senate Bill, that this work will be completed, and the Honorable House advised, within a short time.

The vote recurring upon the Anglin motion to ask the Honorable House to recede from amendments to Senate Bill No. 330, a roll call was requested and resulted as follows:

Ayes: Anglin, Barker, Brown (Love), Cline, Cordell, Darnell, Hill, Johns, Johnson, Langley, Lewis, Monk, Reed. Total, 13.

Nays: Bobo, Gulager, Holloway, Horner, Hudson, Lillard, Looney (Harmon), Luttrell, McPherren, Nichols, Ratliff, Woods. Total, 12.

Absent: Frye, Harvey, Leedy, West. Total, 4.

Not voting: Brown (Blaine), Calvert, Carlock, Cornett, Durant, Feuquay, Glasser, Golobie, Hughes, Hughey, Jones, Land, Looney (Pontotoc), Memminger, Wells. Total, 15.

The motion having received a majority of all votes cast was declared to have prevailed.

Senator McPherren moved that the vote by which the Senate asked the Honorable House to recede from amendments to Senate Bill No. 330 be reconsidered. Motion prevailed.

Senator McPherren moved that the Senate refuse to concur in the House Amendments to Senate Bill No. 330, and ask the Honorable House for a conference.

Senator Anglin made a point of order that the substitute motion on which the vote had been reconsidered was properly before the house.

The Chair held the point of order well taken.

Senator Anglin then withdrew the substitute motion.

The vote recurring upon the McPherren motion to request a conference the same prevailed, and the Chair appointed as Senate Conferees on Senate Bill No. 330, Senators Anglin, McPherren and Woods.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to advise you, and through you, the Honorable Senate, that the House of Representatives accedes to your request for a conference on,

Engrossed Senate Bill No. 330, by Johns and Barker, of the Senate, and Gray, Davis and Price Thompson of the House, entitled,

“An Act providing State aid for the finishing of construction of certain Federal aid projects in the State of Oklahoma, and declaring an emergency, and named the following as Conferees thereon: Davis, Stewart, Stovall.”

Respectfully,

C. J. KENDLE, Chief Clerk.

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Engrossed House Concurrent Resolution No. 18, by Robertson and Stovall, entitled,

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“A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, for the purpose of amending Section 9 of Article 10, providing for a special State levy for public schools.”

And to advise you, and through you, the Honorable Senate, that same has been passed by the House of Representatives and was signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

House Concurrent Resolution No. 18 was taken up for consideration and read by the Clerk, as follows:

ENROLLED HOUSE CONCURRENT RESOLUTION No. 18.

By Windle, Robertson and Stovall.

A Resolution Authorizing the Submission of a Proposed Amendment to the Constitution to the People for Their Approval or Rejection, for the Purpose of Amending Section 9 of Article 10, Providing for a Special State Levy for Public Schools.

*Be it Resolved by the Senate and the House of Representatives of the Ninth Legislature of the State of Oklahoma in Regular Session Assembled:*

That the State Election Board is hereby instructed to prepare and submit to the voters of this State for their adoption or rejection at the next general or special election, the following proposed amendment to Section 9, Article 10, of the Constitution of the State of Oklahoma, to read as follows:

“Section 9. Except as herein otherwise, provided, the total taxes, on an ad valorem basis, for all purposes, State,



County, Township, City or Town, and the School District Taxes, shall not exceed in any one year thirty-one and one-half ( $31\frac{1}{2}$ ) mills on the dollar, to be divided as follows:

State levy, not more than three and one-half mills; County levy, not more than eight mills; provided, that any county may levy not exceeding two mills additional for aid to the common schools of the county and the aid to said common schools shall be apportioned as provided by law; township levy, not more than five mills, city or town levy, not more than ten mills; school district levy not more than five (5) mills on the dollar for school district purposes, for support of common school. Provided that the aforesaid annual rate for school purposes may be increased by any school district by an amount not to exceed ten mills on the dollar valuation, on a condition that a majority of the voters thereof voting at an election, vote for said increase."

Provided further, that a State levy, on an ad valorem basis, sufficient to provide for a fund equal to at least Fifteen (\$15.00) Dollars per child per annum in average daily attendance shall be made by the State Board of Equalization, and the total taxes for all purposes and maximum State levy of three and one-half ( $3\frac{1}{2}$ ) mills may be exceeded for this purpose only. From the fund there shall be annually apportioned by the State Treasurer to the various counties upon recommendation of the State Superintendent as to attendance, a sum equal to Fifteen (\$15.00) Dollars per child in average daily attendance during the preceding fiscal year and the County Treasurer shall apportion this fund to the several districts on the same basis. No money shall ever be appropriated out of this fund for any other purpose.

Senator Looney (Pontotoc) was called to the Chair.

The question being, "Shall the Resolution pass?" the roll was called with the following result:

Ayes: Anglin, Barker Bobo, Brown (Love), Carlock, Cline, Cordell, Cornett, Durant, Glasser, Golobie, Hollo-

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way, Horner, Hudson, Hughey Johns, Johnson, Jones, Land, Langley, Lewis, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherren, Memminger, Monk, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 34.

Nays: Darnell, Feuquay, Gulager, Hill. Total, 4.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Hughes. Total, 2.

The President presiding.

The resolution having received the constitutional two-thirds majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed copy of House Concurrent Resolution No. 18, and ordered the same returned to the Honorable House.

Senator McPherren submitted the Conference Report on Senate Bill No. 330, which was read by the Clerk as follows:

To the Senate and House of Representatives:

We your Conference Committee appointed by the Senate and House of Representatives to confer on the House amendments to Senate Bill No. 330, beg leave to report that we recommend that the bill be amended to read \$107,500.00 instead of \$200,000.00.

PAUL STEWART,

D. A. STOVALL,

DAVIS,

House Conferees.

TOM ANGLIN,

W. H. WOODS,

CHAS. E. McPHERREN,

Senate Conferees.

On motion of Senator McPherren the report was adopted.

The question being, "Shall the bill pass, as amended?" the roll was called with the following result:

Ayes: Anglin, Barker, Bobo, Carlock, Cordell, Cornett, Durant, Glasser, Golobie, Gulager, Holloway, Horner, Hudson, Hughes, Hughey, Johns, Johnson, Jones, Land, Lillard, Looney (Harmon), Looney (Pontotoc), Luttrell, McPherrren, Memminger, Nichols, Ratliff, Reed, Wells, West, Woods. Total, 31.

Nays: Brown (Love), Cline, Darnell, Hill, Langley, Lewis, Monk. Total, 7.

Absent: Brown (Blaine), Frye, Harvey, Leedy. Total, 4.

Not voting: Calvert, Feuquay. Total, 2.

The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed.

The President signed the engrossed Conference amendments to Senate Bill No. 330 and ordered the same transmitted to the Honorable House.

Senator Hudson moved that the Senate do now go into executive session for the consideration of a matter of a private nature upon the President's table.

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Dr. Charles Luke Berry, Member State Board of Dental Examiners.

Senator Hudson moved that the executive session be now raised, and the Senate proceed in due order.

The following message from the Honorable House of Representatives was received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable body,

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Engrossed Senate Bill No. 330, by Johns and Barker, of the Senate, and Gray, Davis and Price Thompson, of the House, entitled,

“An Act providing State aid for the finishing of construction of certain Federal aid projects in the State of Oklahoma, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that the Conference Committee report thereon has been adopted by the House of Representatives.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 330 was referred to the enrolling and engrossing department for enrollment.

Senator Lewis, on behalf of the Committee on Engrossed and Enrolled Bills, reported Senate Bill No. 330 correctly enrolled.

The President signed the enrolled copy of Senate Bill No. 330 and ordered the same transmitted to the Honorable House for the signature of the Speaker.

Senator Hudson moved that a committee of three be appointed to advise the Honorable House of Representatives that the Senate is now ready to adjourn, sine die.

Motion prevailed and the Chair appointed Senators Hudson, Ratliff and Darnell as such committee.

The following messages from the Honorable House of Representatives were received and read at length:

To the President of the Senate:

I am directed by the House of Representatives to transmit herewith, for the consideration of your Honorable Body,

Enrolled Senate Bill No. 330, by Jolms and Barker, of the Senate, and Gray, Davis and Price Thompson, of the House, entitled,

“An Act providing State aid for the finishing of construction of certain Federal aid projects in the State of Oklahoma, and declaring an emergency.”

And to advise you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker of the House in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

Senate Bill No. 330 was ordered transmitted to the Governor.

To the President of the Senate:

I am directed to transmit herewith,

Enrolled House Concurrent Resolution No. 18, by Windle, Robertson and Stovall, entitled,

“A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, for the purpose of amending Section 9 of Article 10, providing for a special levy for public schools.”

And to advise you, and through you, the Honorable Senate, that same has been read for the fourth time and signed by the Speaker in open session.

Respectfully,

C. J. KENDLE, Chief Clerk.

The President signed the enrolled copy of House Concurrent Resolution No. 18 and ordered the same returned to the Honorable House of Representatives.

*Seventy-seventh Day, Saturday, March 31, 1923* 2335

The Chair appointed Senators Cline, Monk and Gulager to advise the Governor that the Ninth Legislature is now ready to adjourn sine die.

On motion of Senator Hudson, the Senate adjourned sine die.



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Passed by House .....	871
Referred for Enrollment .....	873
Reported Enrolled .....	882
Fourth Reading .....	883
Transmitted to Governor .....	912
Approved by Governor .....	926

By DARNELL, MONK and WOODS:

SENATE BILL No. 49—

An Act amending Section 9334, of the Compiled Oklahoma Statutes of 1921, repealing conflicting laws, and declaring an emergency.

First Reading .....	354
Second Reading .....	370
Reported .....	413
Advanced .....	450
Reported Engrossed .....	458
Amended and Re-referred for Engrossment .....	473
Third Reading .....	494
Transmitted to House .....	495
Passed by House .....	1762
Reported Enrolled .....	1823
Fourth Reading .....	1823
Transmitted to Governor .....	1877
Approved by Governor .....	2066

By REED.

SENATE BILL No. 50—

An Act making an appropriation to pay the cities and towns named herein the amount of money collected by the State Insurance Com-

missioner from the foreign fire insurance companies doing business in the State of Oklahoma, which money has been turned into the State Treasury as provided in Article 6, Chapter 21, Senate Bill No. 204, Session Laws of Oklahoma, 1921, setting aside the annual tax of 2 per cent. on all net premiums collected from foreign fire insurance companies doing business in the State of Oklahoma, and declaring an emergency.

First Reading .....	354
Second Reading .....	370
Referred to Calendar .....	370
Advanced .....	397
Third Reading .....	399
Referred for Engrossment .....	400
Reported Engrossed .....	414
Transmitted to House .....	414

By REED:

SENATE BILL No. 51—

An Act making an appropriation to pay the cities and towns named, the remainder of the amount of money collected by the State Insurance Commissioner from the Insurance Companies and which has been turned into the State Treasury as provided, in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, and declaring an emergency.

First Reading .....	355
Second Reading .....	370
Referred to Calendar .....	370
Advanced .....	397

Third Reading .....	397
Referred for Engrossment .....	399
Reported Engrossed .....	414
Transmitted to House .....	414

By REED:

SENATE BILL No. 52—

An Act providing for the forfeiture of all rights obtained upon a sale or under a certificate of purchase issued thereon, of any of the State school or other State lands and for the cancellation of the certificate of purchase issued therefor for failure to pay any deferred payments when due, and providing a procedure therefor.

First Reading .....	355
Second Reading .....	370
Reported .....	457
Considered .....	587
Recommitted .....	728
Reported .....	1090
Advanced .....	1511
Reported Engrossed .....	1550
Referred to Special Committee .....	1559
Reported .....	1686
Reported Engrossed .....	1709
Third Reading .....	1720
Transmitted to House .....	1721
Passed by House .....	2036
Reported Enrolled .....	2200
Fourth Reading .....	2200
Transmitted to Governor .....	2223

By REED:

SENATE BILL No. 53—

An Act to amend Section 7177, Revised Laws of 1910, and providing for the forfeiture of preference right and right of renewal lease for failure to renew lease and execute notes, and providing for the sale of the improvements, giving to the former lessee the proceeds received therefrom after deducting any amounts owing to the State, and providing that the procedure therefor shall be the same as in forfeiting leases for non-payment of rentals, and declaring an emergency.

First Reading .....	355
Second Reading .....	371
Reported .....	456
Recommitted .....	728
Reported .....	1090
Advanced .....	1511
Reported Engrossed .....	1550
Referred to Special Committee .....	1559
Reported .....	1669
Reported Engrossed .....	1709
Third Reading .....	1721
Transmitted to House .....	1723

By MONK, LANGLEY, CALVERT, LEWIS, DARNEILL, BROWN (Love),  
HILL and HORNER:

SENATE BILL No. 54—

An Act authorizing the Governor to appoint, with the confirmation of the Senate, nine Supreme Court Commissioners, fixing the com-



pensation, providing for their term of office, prescribing the duties, and providing clerical help for such Commissioners, and declaring an emergency.

First Reading .....	355
Second Reading .....	371

By WEST and LEEDY:

SENATE BILL No. 55—

An Act amending Section 11024, Article 1, Chapter 90, of the Compiled Statutes of Oklahoma, 1921, relating to trusts and pools.

First Reading .....	355
Second Reading .....	371
Reported .....	386
Considered .....	425
Recommitted .....	452
Reported .....	457
Made Special Order .....	657, 676
Considered and Amended .....	747
Advanced .....	749
Reported Engrossed .....	758
Third Reading .....	766
Transmitted to House .....	767
Passed by House, as Amended .....	1177
Passed by Senate, as Amended .....	1177
Reported Enrolled .....	1191
Fourth Reading .....	1191
Transmitted to Governor .....	1237
Approved by Governor .....	1292

By HORNER of the Senate, and BOYER and LEWIS of the House:

SENATE BILL No. 56—

An Act amending Section 4563, Chapter 29, Article 11, of the Compiled Oklahoma Statutes, 1921, relating to the vacation of streets, avenues, alleys, and lanes, providing for the reopening of the same.

First Reading .....	356
Second Reading .....	371
Reported .....	1167
Advanced .....	1530
Reported Engrossed .....	1559
Third Reading .....	1559
Transmitted to House .....	1560
Passed by House .....	2259
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2311

By GULAGER of the Senate, and GULAGER of the House:

SENATE BILL No. 57—

An Act fixing the salaries of the county attorneys of all counties in the State of Oklahoma having a population of not less than 19,800 and not more than 19,900, as shown by the Federal census of 1920, providing for the employment of assistant county attorneys and fixing the salary thereof, and declaring an emergency.

First Reading .....	356
Second Reading .....	371



Reported .....	418
Advanced .....	419, 450
Reported Engrossed .....	458
Third Reading .....	472
Transmitted to House .....	474
Passed by House, as Amended .....	874
Passed by Senate, as Amended .....	891
Referred for Enrollment .....	892
Reported Enrolled .....	902
Fourth Reading .....	902
Transmitted to Governor .....	931
Approved by Governor .....	957

By GOLOBIE:

SENATE BILL No. 58—

An Act amending Section 1, Chapter 113, of the Session Laws of 1919,  
relating to college degrees.

First Reading .....	356
Second Reading .....	371
Withdrawn and Re-referred .....	413

By DARNELL:

SENATE BILL No. 59—

An Act providing for the keeping of a public record by all garage  
owners in this State, showing the license, engine or factory  
number, and the description and name of owner of all motor ve-  
hicles taken in or held by said garage for rental, livery or storage,  
or repair; and providing a penalty for the violation thereof.

First Reading .....	366
Second Reading .....	389

By CORDELL:

SENATE BILL No. 60--

An Act providing for the inspection and sale of commercial fertilizers, condimental, patented or proprietary.

First Reading .....	367
Second Reading .....	389
Reported .....	454
Advanced .....	587
Reported Engrossed .....	594
Amended .....	603
Third Reading .....	603
Re-referred for Engrossment .....	604
Reported Engrossed .....	612
Transmitted to House .....	624
Passed by House .....	1016
Referred for Enrollment .....	1017
Reported Enrolled .....	1084
Fourth Reading .....	1084
Transmitted to Governor .....	1125
Approved by Governor .....	1145

By CORDELL:

SENATE BILL No. 61--

An Act providing for the protection of forests and woodlawns of the State and the growing of trees and forests on private and public lands; establishment of State forests and parks; creation of a forestry commission and defining its powers and duties; appoint-

ment of State Forester and defining his powers and duties; appointment of shade tree commissions in cities and towns and defining their duties; providing a tax on timber cut from the forests of the State; providing for levying taxes in counties and cities; and providing for an appropriation.

First Reading .....	367
Second Reading .....	389
Reported and Re-referred .....	614
Withdrawn and Re-Referred .....	1295
Reported .....	1341
Stricken from Calendar .....	1873

By CORDELL:

SENATE BILL No. 62—

An Act to empower the United States of America to acquire lands in the State of Oklahoma, by purchase or otherwise, for establishing, consolidating and extending national forests and to grant to the United States of America all rights necessary for the proper control and administration of lands so acquired.

First Reading .....	367
Second Reading .....	389
Reported and Re-referred .....	616
Withdrawn and Re-referred .....	1295
Reported .....	1306

By BROWN (Love):

SENATE BILL No. 63—

An Act relating to fees of county judges and permitting county judges to retain the fees collected for solemnizing marriage rites.

First Reading .....	367
Second Reading .....	389
Reported .....	458
Considered .....	588, 728
Advanced .....	730
Motion Lcdged to Reconsider Advancement.....	730
Reported Engrossed .....	736
Fails of Passage .....	768
Motion Lodged to Reconsider .....	769
Failure of Passage Reconsidered .....	989
Fails of Passage .....	989

By BOBO and RATLIFF:

SENATE BILL No. 64—

An Act amending Section 9719, Compiled Oklahoma Statutes, 1921,  
relating to the penalty on delinquent taxes.

First Reading .....	367
Second Reading .....	389
Reported .....	614
Stricken from Calendar .....	1873

By CORNETT:

SENATE BILL No. 65—

An Act designating the court clerk as service agent in each county in  
the State of Oklahoma for the different corporations and upon whom  
service of summons or other processes may be had and fixing com-  
pensation of the court clerk for such services in each case.

First Reading .....	367
Second Reading .....	389
Reported .....	411
Considered and Amended .....	450
Referred to Special Committee .....	451

By FRYE:

SENATE BILL No. 66—

An Act repealing Section 5842 of Volume 2, Compiled Oklahoma Statutes, Annotated, 1921, relating to publication of county commissioners' proceedings.

First Reading .....	368
Second Reading .....	389
Reported .....	1284
Stricken from Calendar .....	1873

By WOODS and JONES:

SENATE BILL No. 67—

An Act relating to cheats, frauds and bogus checks and amending Section 2146 of Article 53 of Chapter 6 of the Compiled Statutes of Oklahoma, 1921.

First Reading .....	368
Second Reading .....	389
Reported .....	410
Considered and Amended .....	475
Advanced .....	476



Reported Engrossed .....	478
Third Reading .....	501
Transmitted to House .....	502
Passed by House, as Amended .....	754
Senate Refuses to Concur and Asks Conference.....	763
House Appoints Conferees .....	874
Senate Appoints Conferees .....	874
Senate Adopts Conference Report .....	1041
House Adopts Conference Report .....	1089
Referred for Enrollment .....	1090
Reported Enrolled .....	1116
Fourth Reading .....	1116
Transmitted to Governor .....	1164
Becomes Law Without Governor's Signature.....	1353

By LUTTRELL:

SENATE BILL No. 68—

An Act regulating pleadings and procedure in the Supreme Court of the State of Oklahoma, and making it unnecessary to allege in the petition in error that the trial court erred in overruling the motion for a new trial, filed in the court below, and for other purposes.

First Reading .....	368
Second Reading .....	389
Reported .....	410
Advanced .....	504
Reported Engrossed .....	516
Third Reading .....	573
Transmitted to House .....	574
Passed by House Without Emergency .....	1104
Referred for Enrollment .....	1105



Reported Enrolled .....	1116
Fourth Reading .....	1116
Transmitted to Governor .....	1164
Approved by Governor .....	1266

By JONES and HUGHEY:

SENATE BILL No. 69—

An Act amending Sections 9665, 9666 and 9678 relating to the assessment of property and repealing Sections 9660, 9676, 9679, 9680, 9681, Compiled Statutes of Oklahoma, 1921.

First Reading .....	368
Second Reading .....	389
Reported .....	483
Referred to Special Committee .....	730

By LUTTRELI:

SENATE BILL No. 70—

An Act creating an additional judgeship in and for the Fourteenth Judicial District of the State of Oklahoma, and providing for the appointment and election of such judge, and declaring an emergency.

First Reading .....	368
Second Reading .....	389
Reported .....	413
Advanced .....	505
Reported Engrossed .....	516

Third Reading .....	522
Transmitted to House .....	523
Passed by House .....	872
Referred for Enrollment .....	873
Reported Enrolled .....	902
Fourth Reading .....	902
Transmitted to Governor .....	931
Approved by Governor .....	958

By JONES:

SENATE BILL No. 71—

An Act authorizing the township board in each township in the State of Oklahoma, to levy annually a tax on real estate located within said township of not to exceed two mills on the dollar, to be used exclusively for the building of township roads connecting with State highways, and declaring an emergency.

First Reading .....	368
Second Reading .....	390
Reported Do Not Pass .....	592
Reconsidered and Placed on Calendar .....	594
Considered and Amended .....	915
Referred to Special Committee .....	916
Stricken from Calendar .....	997

By JONES:

SENATE BILL No. 72—

An Act fixing the tenure of office of members of the board of county commissioners of the several counties of the State, repealing ex-

isting mileage per diem for supervising roads, and all laws conflicting herewith, and declaring an emergency.

First Reading .....	368
Second Reading .....	390

By JONES:

SENATE BILL No. 73—

An Act fixing the tenure of office of the board of county commissioners; providing for their compensation, method of election, repealing all laws in conflict therewith, and declaring an emergency.

First Reading .....	369
Second Reading .....	390
Reported .....	783
Considered and Amended .....	1277, 1300
Indefinitely Postponed .....	1300
Motion Lodged .....	1301

By FRYE:

SENATE BILL No. 74—

An Act declaring all buildings and places nuisances wherein or upon which acts of lewdness, assignation or prostitution are held or occur or which are used for such purposes and providing for the abatement and prevention of such nuisances by injunction and otherwise, and declaring an emergency.

First Reading .....	369
Second Reading .....	390

By CALVERT of the Senate, and BAYLESS of the House:

SENATE BILL No. 75—

An Act fixing the salaries of county judge, sheriff, county attorney, county clerk, county treasurer, court clerk, county assessor, county superintendent and county commissioners in all counties in this State having a population of not less than 17,605 and not more than 17,650 population, according to the Federal census of 1920, or any other census authorized by the board of county commissioners of any said county and whose assessed valuation is not less than \$16,000,000 and declaring an emergency.

First Reading .....	369
Second Reading .....	390
Referred to Calendar .....	390
Considered and Amended .....	425
Advanced .....	426
Reported Engrossed .....	431
Third Reading .....	442
Transmitted to House .....	444
Passed by House, as Amended .....	1009
Passed by Senate, as Amended .....	1013
Referred for Enrollment .....	1014
Reported Enrolled .....	1084
Fourth Reading .....	1084
Transmitted to Governor .....	1125
Approved by Governor .....	1145

By MEMMINGER of the Senate, and THORNLEY of the House:

SENATE BILL No. 76—

An Act providing for the nomination and election of all judicial officers of the State of Oklahoma, excepting Justices of the Supreme Court, upon a separate non-political ballot.

First Reading .....	369
Second Reading .....	390

By HUGHES of the Senate, and LIGHTNER and RAY of the House:

SENATE BILL No. 77—

An Act authorizing county commissioners of any county in Oklahoma with a population of not less than 14,020 nor more than 14,050, as shown by the Federal census of 1920, to make a special levy for the purpose of erecting or completing buildings for the Free Fair Association upon real estate owned by the Free Fair Association of such counties under contract or lease for use as exhibit grounds for Free County Fairs.

First Reading .....	369
Second Reading .....	390
Referred to Calendar .....	390
Advanced .....	426
Reported Engrossed .....	431
Third Reading .....	444
Transmitted to House .....	444
Passed by House .....	570
Referred for Enrollment .....	571
Reported Enrolled .....	593
Fourth Reading .....	593
Transmitted to Governor .....	619

By LILLARD of the Senate, and ROBERTSON and SINGLETARY of the House:

SENATE BILL No. 78—

An Act fixing the salary of county attorney in counties having a population in excess of 112,000 population, and declaring an emergency.



First Reading .....	388
Second Reading .....	419
Reported .....	689
Stricken from Calendar .....	727

By JONES:

SENATE BILL No. 79—

An Act making failure to release oil, gas or mining lease, where the conditions of the lease have been forfeited or for other reason lessor is entitled to such release; fixing punishment for violation thereof, and declaring an emergency.

First Reading .....	388
Second Reading .....	420

By JOHNS:

SENATE BILL No. 80—

An Act validating certain acknowledgments relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency.

First Reading .....	388
Second Reading .....	420
Reported .....	456
Advanced .....	587
Reported Engrossed .....	594
Recommitted .....	602
Reported Do Not Pass.....	614
Stricken from Calendar .....	647



By CALVERT OF THE SENATE, AND BASKIN OF THE HOUSE:

SENATE BILL No. 81—

An Act providing for the establishment and operation of a cement plant in Nowata County, Oklahoma; creating a commission fixing the compensation of its members, defining its duties, making an appropriation for the construction of said plant and paying the expenses in connection therewith.

First Reading .....	415
Second Reading .....	437
Reported and Re-referred .....	1344

By HOLLOWAY:

SENATE BILL No. 82—

An Act amending Section 10696, Compiled Oklahoma Statutes, 1921, by designating the State Board of Education ex-officio the State Board of Vocational Education, and naming the President of the State Board of Education as the President of the State Board of Vocational Education, and authorizing the appointment of a Secretary.

First Reading .....	415
Second Reading .....	437

By WELLS:

SENATE BILL No. 83—

An Act to accept the provisions of an Act of the Congress of the United States, approved November 23, 1921, entitled "An Act for

the promotion of the welfare and hygiene of maternity and infancy, and for other purposes."

First Reading .....	415
Second Reading .....	437
Reported .....	550
Advanced .....	734
Reported Engrossed .....	736
Third Reading .....	777
Transmitted to House .....	777
Passed by House .....	1940
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2172

By WELLS:

SENATE BILL No. 84—

An Act providing that counties may erect quarters on the county poor farms for the isolation and treatment of indigent tuberculosis patients, permitting the acceptance of donations, and providing for care, treatment and maintenance.

First Reading .....	416
Second Reading .....	437
Reported .....	586
Advanced .....	919
Reported Engrossed .....	922
Fails of Passage .....	940
Motion Lodged to Reconsider .....	941
Reconsidered .....	1120
Third Reading .....	1120
Transmitted to House .....	1121

Passed by House .....	2277
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2311

By WELLS:

SENATE BILL No. 85—

An Act authorizing the appointment of a Commission to prepare a comprehensive law for the government of the State penitentiary and other penal institutions and making appropriation therefor.

First Reading .....	416
Second Reading .....	437

By NICHOLS of the Senate, and SALTSMAN of the House:

SENATE BILL No. 86—

An Act creating a fund in the city of Eufaula, McIntosh County, Oklahoma, hereby designated "City Hall Fund," limiting said fund to \$17,500; converting the sinking fund of said city into the "City Hall Fund;" providing for the handling of said fund during the accumulation thereof; authorizing the expenditure thereof in the erection of a City Hall for said city; and repealing all Acts and parts of Acts in conflict therewith, and declaring an emergency.

First Reading .....	416
Second Reading .....	437
Referred to Calendar .....	437
Reported Engrossed .....	516
Third Reading .....	521

Transmitted to House .....	522
Passed by House .....	872
Referred for Enrollment .....	873
Reported Enrolled .....	902
Fourth Reading .....	902
Transmitted to Governor .....	931
Approved by Governor .....	957

By GULAGER:

SENATE BILL No. 87—

An Act amending Section 10129 of the Compiled Oklahoma Statutes of 1921, relating to\*registration of motor-driven vehicles, and declaring an emergency.

First Reading .....	416
Second Reading .....	437

By BOBO of the Senate, and HARPER and KIDD of the House:

SENATE BILL No. 88—

An Act authorizing the County Assessor of all counties in the State of Oklahoma, having a population of not less than 42,700 and not more than 43,000, as shown by the Federal census, 1920, to appoint two deputies, fixing the salary of each, and declaring an emergency.

First Reading .....	416
Second Reading .....	437
Withdrawn from Committee and Placed on Calendar.....	446

Advanced .....	476
Reported Engrossed .....	478
Third Reading .....	495
Transmitted to House .....	493
Passed by House .....	672
Referred for Enrollment .....	672
Fourth Reading .....	688
Transmitted to Governor .....	710
Approved by Governor .....	717

By LILLARD:

SENATE BILL No. 89—

An Act relating to the salaries of sheriffs in all counties having a population of more than 112,000 inhabitants, and declaring an emergency.

First Reading .....	416
Second Reading .....	437
Referred to Calendar .....	437
Referred .....	476
Reported .....	480
Advanced .....	480
Reported Engrossed .....	516
Third Reading .....	577
Transmitted to House .....	578

By LILLARD:

SENATE BILL No. 90—

An Act relating to fees and salaries of deputy sheriffs, jailors, etc., in all counties having a population of more than 112,000, according to the Federal census of 1920, and declaring an emergency.



First Reading .....	417
Second Reading .....	437
Referred to Calendar .....	437
Advanced .....	475
Reported Engrossed .....	478
Third Reading .....	496
Transmitted to House .....	497
Passed by House, as Amended .....	1409
Passed by Senate, as Amended .....	1411
Reported Enrolled .....	1447
Fourth Reading .....	1447
Transmitted to Governor .....	1469
Approved by Governor .....	1546

By WOODS:

SENATE BILL No. 91—

An Act relating to appeals from decisions of Boards of County Commissioners, and amending Section 5834 of Chapter 35, of Article 9, of the Compiled Statutes of the State of Oklahoma, 1921, and repealing conflicting laws, and declaring an emergency.

First Reading .....	417
Second Reading .....	437
Reported .....	455
Advanced .....	587
Reported Engrossed .....	594
Third Reading .....	600
Transmitted to House .....	601
Passed by House .....	1202
Referred for Enrollment .....	1202
Reported Enrolled .....	1231
Fourth Reading .....	1231



Transmitted to Governor .....	1277
Approved by Governor .....	1291

By GOLOBIE of the Senate, and ACTON of the House:

SENATE BILL No. 92—

An Act to amend Section 3266 of the Revised Laws of Oklahoma of 1910, relating to fish and game, and declaring an emergency.

First Reading .....	417
Second Reading .....	437
Reported .....	1053
Stricken from Calendar .....	1873

By GULAGER, HOLLOWAY and BOBO of the Senate, and GULAGER, SANDERS, COMFORT, BERRY and WATSON (Sequoyah) of the House:

SENATE BILL No. 93—

An Act establishing two propagating farms and fish hatcheries, providing for a commission to locate the same and making an appropriation.

First Reading .....	433
Second Reading .....	467
Reported and Re-referred .....	516
Reported .....	553
Advanced .....	636
Reported Engrossed .....	647
Third Reading .....	651
Transmitted to House .....	652

Passed by House .....	1201
Referred for Enrollment .....	1202
Reported Enrolled .....	1231
Fourth Reading .....	1231
Transmitted to Governor .....	1277
Approved by Governor .....	1314

By WOODS:

SENATE BILL No. 94—

An Act relating to appeals to the Supreme Court, and amending Section 780 of Chapter 3, of Article 25 of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

First Reading .....	433
Second Reading .....	467
Reported .....	723
Advanced .....	880
Reported Engrossed .....	882
Re-referred for Engrossment .....	914
Reported Engrossed .....	922
Third Reading .....	1045
Transmitted to House .....	1046

By HILL:

SENATE BILL No. 95—

An Act amending Section 354, of Article 9, Chapter 3, Compiled Statutes of Oklahoma, 1921, relating to attachment and garnishment.

First Reading .....	434
Second Reading .....	467
Reported .....	483
Advanced .....	731
Reported Engrossed .....	736
Third Reading .....	769
Transmitted to House .....	770
Passed by House without Emergency.....	1176
Reported Enrolled .....	1191
Fourth Reading .....	1192
Transmitted to Governor .....	1237
Approved by Governor .....	1292

By DURANT of the Senate, and MOOTHART and MABON of the House:

SENATE BILL No. 96—

An Act changing the name of the Miami School of Mines to the Oklahoma Junior College of Liberal Arts, providing for a course of study, and declaring an emergency.

First Reading .....	434
Second Reading .....	467

By LEWIS of the Senate, and McBEE and BURGER of the House:

SENATE BILL No. 97—

An Act amending Sections 3189, 3190 and 3191, of the Compiled Oklahoma Statutes, 1921, relating to county court stenographers, fixing their duties, providing for their compensation, and declaring an emergency.

First Reading .....	434
Second Reading .....	468
Reported .....	923
Stricken from Calendar .....	1873

By HILL, MRS. LOONEY and CORDELL:

SENATE BILL No. 98—

An Act relating to pool and billiard hall licenses and to prohibit the operating of pool and billiard halls and tables within three miles of State aided schools, and amending Section 3203, of Article 2 of Chapter 13 of the Compiled Statutes of Oklahoma, 1921, and declaring an emergency.

First Reading .....	434
Second Reading .....	468
Withdrawn from Committee .....	1345
Reported .....	1358
Stricken from Calendar .....	1873

By HILL:

SENATE BILL No. 99—

An Act amending Section 2762, Revised Laws of Oklahoma, 1910, being Section 2229, Compiled Oklahoma Statutes, 1921, and Section 2787, Revised Laws of Oklahoma, 1910, being Section 2256, Compiled Oklahoma Statutes, 1921, relating to injuring or interfering with telephone lines, etc., and declaring an emergency.

First Reading .....	434
Second Reading .....	468

Reported .....	509
Advanced .....	731
Reported Engrossed .....	736
Third Reading .....	770
Re-referred for Engrossment .....	772
Reported Engrossed .....	775
Transmitted to House .....	775
Passed by House .....	2279
Reported Enrolled .....	2286
Fourth Reading .....	2286
Transmitted to Governor .....	2300

By REED of the Senate, and PAYNE of the House:

SENATE BILL No. 100—

An Act to amend Section 1. of Chapter 1. of the Session Laws of Oklahoma, 1921, entitled: "An Act to abolish the offices of township trustee, township clerk and township treasurer of each township in certain counties in the State of Oklahoma, and confer the powers and duties of said offices on the board of county commissioners, county clerk and county treasurer of such counties; repealing all Acts in conflict therewith, and declaring an emergency."

First Reading .....	434
Second Reading .....	468

By LANGLEY of the Senate, and HARPER of the House:

SENATE BILL No. 101—

An Act relating to the enforcement of tax lien by suit, subjecting real estate to the payment of delinquent taxes by such suit, providing



for penalty, prescribing the procedure, repealing conflicting laws,  
and declaring an emergency.

First Reading .....	435
Second Reading .....	468
Reported .....	657
Referred to Special Committee.....	1080
Reported .....	1224
Referred to Special Committee.....	1734
Stricken from Calendar .....	1873

By LANGLEY:

SENATE BILL No. 102—

An Act making appropriation for the maintenance of Soldiers' Relief  
Commission for the fiscal year ending June 30, 1924 and 1925 re-  
spectively.

First Reading .....	435
Second Reading .....	468
Reported .....	484, 583
Advanced .....	654
Reported Engrossed .....	659
Third Reading .....	700
Transmitted to House .....	700
Passed by House, as amended.....	1203
Passed by Senate, as amended.....	1212, 1214
Referred for Enrollment .....	1215
Reported Enrolled .....	1231
Fourth Reading .....	1231
Transmitted to Governor .....	1277
Approved by Governor .....	1293



BY ANGLIN:

## SENATE BILL No. 103—

An Act creating the office of Budget Officer and assistants thereto,  
and fixing their salaries and declaring an emergency.

First Reading .....	435
Second Reading .....	468
Reported .....	506
Advanced .....	1073
Reported Engrossed .....	1085
Third Reading .....	1121
Transmitted to House .....	1122
Passed by House, as amended.....	1772
Passed by Senate, as amended.....	1775
Reported Enrolled .....	1805
Fourth Reading .....	1805
Transmitted to Governor .....	1815
Approved by Governor .....	1823

By ANGLIN:

## SENATE BILL No. 104—

An Act amending Section 1975 of the Compiled Oklahoma Statutes,  
1921, relating to sale of cigarettes; prohibiting advertising sale  
thereof; fixing the penalty for its violation, and declaring an emer-  
gency.

First Reading .....	435
Second Reading .....	468
Reported Do Not Pass.....	643

Placed on Calendar .....	644
Considered and Amended .....	678
Advanced .....	681
Reported Engrossed .....	688
Third Reading .....	745
Transmitted to House .....	745

By FEUQUAY:

SENATE BILL No. 105—

An Act providing for the organization and incorporation of credit unions under the jurisdiction of State Banking Board, providing rules and regulations for the government and regulation thereof, for the examination and inspection thereof, and declaring an emergency.

First Reading .....	435
Second Reading .....	468
Reported .....	660
Stricken from Calendar .....	1873

By HUDSON AND GULAGER:

SENATE BILL No. 106—

An Act to regulate the practice of barbering, the licensing of persons to carry on such practice and to insure the better education of such practitioners in the State of Oklahoma, and declaring an emergency.

First Reading .....	435
Second Reading .....	468

Reported .....	551
Considered and Amended .....	897
Referred to Special Committee .....	899

By SENATE COMMITTEE ON APPROPRIATIONS:

SENATE BILL No. 107—

An Act making general appropriations for the budget of the Legislative, Executive and Judicial Department of the State, and for the principal and interest of the public debt, for the fiscal years ending June 30, 1924 and June 30, 1925 by functions of each department in accordance with the budget classification adopted by the Governor.

First Reading .....	435
Ordered Printed .....	452
Second Reading .....	468
Reported .....	481
Made Special Order .....	521
Considered and Amended .....	523, 530, 539, 550
Advanced .....	550
Reported Engrossed .....	557
Third Reading .....	579
Re-Referred for Engrossment .....	530
Reported Engrossed .....	586
Transmitted to House .....	586
Passed by House, as Amended .....	1275
Senate Requests Conference .....	1275
House Appoints Conferees .....	1301
Senate Appoints Conferees .....	1327
Senate Adopts Conference Report .....	2144, 2165
House Adopts Conference Report .....	2192
Reported Enrolled .....	2273
Fourth Reading .....	2273
Transmitted to Governor .....	2301

By JOHNSON of the Senate, and HANSEN of the House:

SENATE BILL No. 108—

An Act providing for the number of deputies, assistants and stenographers for the several county officers, and regulating and providing for the salaries of said deputies, assistants and stenographers in all counties in the State of Oklahoma, having a population of not less than 16,669, nor more than 16,689, according to the 1920 federal census.

First Reading .....	436
Second Reading .....	468
Reported .....	615
Re-referred .....	654
Reported .....	826
Stricken from Calendar .....	1081

By DURANT of the Senate, and MOOTHART and MABON of the House:

SENATE BILL No. 109—

An Act authorizing the adoption of photographic recording for any county in this State and providing for the purchase of machines, equipment and supplies therefor, or the letting of such recording by contract to a suitable person or persons prepared and equipped to do such work under such terms and conditions as the board of county commissioners may deem advisable and fixing the maximum fees to be charged for such recording where done under contract, and fixing the recording fees in certain instances to be charged and collected by the receiving officer, repealing all conflicting laws, and declaring an emergency.



First Reading .....	455
Second Reading .....	468
Reported .....	738
Stricken from Calendar .....	1626
Replaced on Calendar .....	1689
Advanced .....	1689
Reported Engrossed .....	1720
Re-referred for Engrossment .....	1725
Reported Engrossed .....	1727
Third Reading .....	1727
Transmitted to House .....	1729
Passed by House .....	2278
Reported Enrolled .....	2286
Fourth Reading .....	2286
Transmitted to Governor .....	2300

By JOHNSON, WOODS, HORNER, LEWIS and McPHERREN:

SENATE BILL No. 110—

An Act prohibiting any person, firm or corporation from exhibiting, exposing to view, or transporting from one place to another, within this State, any film, picture or moving picture film showing or purporting to show the conduct, or purported conduct or simulation of the conduct, or purported conduct in acts of violence, or crime or immorality, of any person of criminal reputation, or of general reputed immoral character, or who has been convicted of crime, or of any ex-convict, desperado, train robber, bank robber, murderer or outlaw, or showing or purporting to show improper sex relations, or any church, priest or minister of the Gospel in a degrading light; and prohibiting the taking, preparing and manufacturing of the same and of the parts and accessories thereof within the state; and defining the offense thereunder, fixing the penalties therefor, and prescribing procedure for the prosecution thereof, and for other purposes, and declaring an emergency.

First Reading .....	463
Second Reading .....	492
Withdrawn from Committee .....	900
Reported .....	904
Considered .....	1443
Advanced .....	1759
Reported Engrossed .....	1823
Fails of Passage .....	1879

By JOHNSON and LEWIS:

SENATE BILL No. 111— .

An Act fixing the salary of the Chief Clerk of the Governor of the State of Oklahoma, and declaring an emergency.

First Reading .....	463
Second Reading .....	492
Reported .....	617
Made Special Order .....	682
Advanced .....	714
Reported Engrossed .....	715
Third Reading .....	726
Transmitted to House .....	727

By GLASSER:

SENATE BILL No. 112—

An Act for the purpose of fostering public sentiment in favor of honoring the flag of our country and preserving it from desecration, providing penalties for violation of the provisions of this Act, and declaring an emergency.



First Reading .....	463
Second Reading .....	492
Reported .....	609
Made Special Order .....	636
Advanced .....	653
Reported Engrossed .....	659
Third Reading .....	699
Transmitted to House.....	700

By HUDSON of the Senate, and SIMPSON of the House:

SENATE BILL No. 113—

An Act creating a court of common pleas in all counties having a city therein of over 72,000 and not more than 90,000 population, according to the last preceding regular decennial federal census, defining the jurisdiction thereof and creating the officers thereof and defining their powers and duties and providing for the appointment, election, qualifications, duties, powers and compensation of the judges and other officers thereof, and providing for pleading and practice and rules of procedure therein, and all appeals and writs of error therefrom, and providing for the transfer of causes from the District Court to said court, and limiting the jurisdiction of the justices of the peace in such cities and declaring an emergency.

First Reading .....	463
Second Reading .....	492
Advanced .....	492
Reported Engrossed .....	516
Third Reading .....	576
Transmitted to House .....	577
Passed by House .....	1015
Referred for Enrollment .....	1017

Reported Enrolled .....	1084
Fourth Reading .....	1084
Transmitted to Governor .....	1125
Approved by Governor .....	1147

By REED, WEST and LEEDY:

SENATE BILL No. 114—

An Act to amend Section 7452, Compiled Oklahoma Statutes, 1921, providing that the thrasher of grain and seed shall furnish both the person for whom threshing is done, and the State Board of Agriculture a report in writing, providing the extent of such report, and changing the penalties provided under said section, repealing Sections 7443 to 7450, inclusive, of said Statutes, and declaring an emergency.

First Reading .....	463
Second Reading .....	492
Reported .....	639
Advanced .....	654
Reported Engrossed .....	956
Stricken from Calendar .....	1873

By LILLARD:

SENATE BILL No. 115—

An Act authorizing the Governor to cause to be built under his direction and supervision a Governor's mansion, acquiring a site, and making an appropriation therefor, and declaring an emergency.

First Reading .....	463
Second Reading .....	493
Reported .....	1670

By GULAGER:

SENATE BILL No. 116—

An Act providing for the manner of listing of real estate by sureties upon criminal bonds running in favor of the State; providing the form for such listing; directing the official before whom criminal bail is made to transmit the listing of the real estate scheduled on such bond to the county clerk of the county wherein the real estate so listed is situated; directing the county clerk of the county wherein the said real estate is situated to file the same of record in the office of said county clerk; creating a lien upon the said real estate so listed; providing for the release of the said lien upon performance of the conditions of the bail, and declaring an emergency.

First Reading .....	463
Second Reading .....	493
Reported .....	1187
Considered and Amended .....	1768
Advanced .....	1770
Reported Engrossed .....	1790
Third Reading .....	1802
Emergency Lost .....	1803
Re-referred for Engrossment .....	1803
Reported Engrossed .....	1805
Transmitted to House .....	1806

By GULAGER OF THE SENATE, AND BERRY OF THE HOUSE:

SENATE BILL No. 117—

An Act fixing the salaries of the assistant county attorneys in all counties in the State of Oklahoma, having a population of not less than 61,000 and not more than 62,000, as shown by the federal attorneys and fixing the salary thereof, and declaring an emergency.

First Reading .....	464
Second Reading .....	493
Advanced .....	637
Reported Engrossed .....	647
Third Reading .....	649
Transmitted to House .....	650
Passed by House, as Amended.....	1030
Passed by Senate, as Amended.....	1033
Referred for Enrollment .....	1034
Reported Enrolled .....	1084
Fourth Reading .....	1084
Transmitted to Governor .....	1125
Approved by Governor .....	1146

By WOODS:

SENATE BILL No. 118—

An Act amending Section 6482, Compiled Oklahoma Statutes, 1921, authorizing the Corporation Commission to fix, charge and collect a fee or fees for copies or records furnished and supplied from



the Oil & Gas Conservation Department of said Commission, and declaring an emergency.

First Reading .....	464
Second Reading .....	493
Reported .....	681
Advanced .....	778
Reported Engrossed .....	828
Third Reading .....	865
Transmitted to House .....	866
Passed by House .....	1760
Reported Enrolled .....	1823
Fourth Reading .....	1823
Transmitted to Governor .....	1877
Approved by Governor .....	2066

By WOODS:

SENATE BILL No. 119—

An Act to promote and improve the common schools by making supplementary appropriation; plan of distribution and control.

First Reading .....	464
Second Reading .....	493
Reported and Re-referred .....	716
Considered .....	1361

By CORDELL of the Senate, and WINDLE, LOWERY and THREADWAY of the House:

SENATE BILL No. 120—

An Act to promote and improve transportation facilities for pupils in certain school districts in the State, providing requirements that

must be met by districts securing the benefits of this Act, and making an appropriation therefor.

First Reading .....	464
Second Reading .....	493

By DURANT (by request):

SENATE BILL No. 121—

An Act to provide sufficient revenue to maintain public schools in town or city school districts in the State of Oklahoma wherein lead and zinc minerals are mined from Indian lands exempt from taxation, for other purposes, and declaring an emergency.

First Reading .....	464
Second Reading .....	493

By HUGHEY, CORDELL and LEWIS of the Senate, and LASKEY, and CLOTHIER of the House:

SENATE BILL No. 122—

An Act amending Sections 3835, 3836, 3837, 3838, 3839, 3840 and 3841, Compiled Statutes of Oklahoma, 1921, relating to Johnson grass, Russian thistle and cocklebur.

First Reading .....	464
Second Reading .....	493
Reported .....	591
Advanced .....	579
Third Reading .....	893
Transmitted to House .....	894



By GLASSER:

SENATE BILL No. 123—

An Act amending Section 7461, Compiled Oklahoma Statutes, Annotated 1921, relating to labor and materialman's lien, and declaring an emergency.

First Reading .....	465
Second Reading .....	493
Reported .....	828
Advanced .....	1688
Reported Engrossed .....	1709
Considered and Amended .....	1729
Re-referred for Engrossment .....	1730
Reported Engrossed .....	1748
Third Reading .....	1748
Transmitted to House .....	1749
Passed by House .....	2285
Reported Enrolled .....	2289
Fourth Reading .....	2289
Transmitted to Governor .....	2304

By DURANT:

SENATE BILL No. 124—

An Act authorizing the State Auditor, in certain counties and school districts where Indian lands are exempt from an ad valorem tax, and where a maximum levy of fifteen mills has been made and is insufficient to provide a school term of nine months, to issue a warrant to the county treasurer of the various counties coming within the provisions of this Act, and requiring the school districts

to file with the State Auditor a statement in writing, duly certified, of the financial needs of said districts and authorizing the payment by said auditor, to said school districts, a sum equal to thirty-five (\$35.00) Dollars per capita, after taking into account all of the ad valorem taxes in said districts, and all of the taxes from any other sources and repealing all Acts in conflict herewith, and declaring an emergency.

First Reading .....	465
Second Reading .....	493
Reported .....	742
Advanced .....	827
Reported Engrossed .....	828
Considered and amended .....	866
Referred to Special Committee .....	892
Stricken from Calendar .....	1254

By BARKER:

SENATE BILL No. 125—

An Act to provide regulations for governing the standard measuring of grain by threshing machines in the State of Oklahoma, prescribing a penalty for violating the same and repealing all laws in conflict therewith.

First Reading .....	465
Second Reading .....	493
Reported .....	590
Advanced .....	1586
Reported Engrossed .....	1606
Third Reading .....	1636
Transmitted to House .....	1637

By GLASSER:

SENATE BILL No. 126—

An Act to regulate nominations and elections for all offices of judges of courts of record; providing for non-partisan nominations and elections for said offices, abolishing certain existing methods of nomination in such cases and the use of party or political names or appellations at elections with respect to said offices imposing certain duties upon the secretary of the State Election Board, County Election Board, and Election Officers and Clerks; and providing penalties for the violation of the provisions hereof, and the punishment of certain offenses, repealing all laws or parts of laws in conflict herewith, and declaring an emergency.

First Reading .....	488
Second Reading .....	518
Reported .....	1190
Referred to Committee .....	1232
Stricken from Calendar .....	1873

By GLASSER:

SENATE BILL No. 127—

An Act relating to the platting for assessment and other purposes of tracts owned by two or more persons in severalty.

First Reading .....	488
Second Reading .....	518
Reported .....	592
Stricken from Calendar .....	1682

By DURANT:

SENATE BILL No. 128—

An Act amending Section 9719, Compiled Statutes of Oklahoma, 1921, providing for the time of payment of ad valorem taxes, and amending Section 9672, Compiled Statutes of Oklahoma, 1921, relating to the completion of tax rolls and for other purposes, and declaring an emergency.

First Reading .....	488
Second Reading .....	518
Reported .....	593
Stricken from Calendar .....	1590

By JOSEPH C. LOONEY and HUGHES:

SENATE BILL No. 129—

A Bill creating a public land fund from the proceeds of sale or other disposition of Section 16, 36, 13 and all lands granted to the State of Oklahoma in lieu of said sections, and lands designated as new college lands, for the bonding of said public land funds and for the sale of said bonds, for the lending of the proceeds thereof on approved real estate; making such bonds acceptable security for deposit of public funds; authorizing the investment of sinking funds, therein, providing clerical help to carry out the terms of this Act, making an appropriation, repealing any Act in conflict herewith, and declaring an emergency.

First Reading .....	488
Second Reading .....	519
Withdrawn and Re-referred .....	555
Reported and Re-referred .....	751

By CORDELL (by request):

SENATE BILL No. 130—

An Act providing for fire safeguards on threshing machines and exempting operators of threshing machines who comply with the provisions of this Act from liabilities by reason of fires originating from threshing machines.

First Reading .....	489
Second Reading .....	519
Reported Do Not Pass .....	640

By FRYE:

SENATE BILL No. 131—

An Act amending Section 502, Article 18 of the Compiled Oklahoma Statutes, 1921, Volume 2, relating to divorce and alimony, and declaring an emergency.

First Reading .....	489
Second Reading .....	519

By SENATE COMMITTEE ON HOSPITALS AND CHARITIES, and  
HOUSE COMMITTEE ON SOLDIER RELIEF AND MEMORALS:

SENATE BILL No. 132—

An Act creating the office of Custodian of the American Legion Memorial Hall in the State Capitol; providing for his appoint-



ment and qualifications; describing his duties and fixing his compensation; making an appropriation therefor, and declaring an emergency.

First Reading .....	489
Second Reading .....	519
Referred to Calendar .....	519
Referred to Committee .....	555
Reported .....	583
Made Special Order .....	589, 636
Advanced .....	652
Reported Engrossed .....	659
Third Reading .....	696
Transmitted to House .....	697
Passed by House, as Amended .....	1009
Passed by Senate, as Amended .....	1010
Referred for Enrollment .....	1011
Reported Enrolled .....	1084
Fourth Reading .....	1084
Transmitted to Governor .....	1125
Approved by Governor .....	1146

By HUGHES:

SENATE BILL No. 133—

An Act providing for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State, and other State schools having teacher-training courses, and in such institutions of the State as schools for the blind, the deaf and dumb, and the industrial schools for delinquent girls and boys; providing for a State supervisor of physical education and one stenographer, the department of physical education to be in the office of the State Superintendent of Public Instructions, making appropriations for salaries and necessary traveling, survey and incidental expenses.



First Reading .....	489
Second Reading .....	519
Reported .....	1264
Advanced .....	1590
Reported Engrossed .....	1598
Referred to Special Committee .....	1619
Third Reading .....	1642
Re-referred for Engrossment .....	1643
Reported Engrossed .....	1669
Transmitted to House .....	1669

By HUGHES:

SENATE BILL No. 134—

An Act authorizing the county attorneys of all counties in the State of Oklahoma having a population of not less than 3,000 nor more than 8,000 population as shown by the federal census of 1920, to engage in private practice of law, and declaring an emergency.

First Reading .....	489
Second Reading .....	519
Advanced .....	519
Reported Engrossed .....	535
Third Reading .....	578
Transmitted to House .....	579

By LUTTRELL:

SENATE BILL No. 135—

An Act to provide for the establishment and change of the grade, permanent improvement, repair and maintenance of any street,

avenue, lane, alley or other public place in any city or incorporated town in the State of Oklahoma by grading, re-grading paving, re-paving, constructing, re-constructing, macadamizing, re-macadamizing, curbing, re-curbing, guttering, re-guttering, draining, re-draining and otherwise improving the same; to provide for the installation of water, gas and sewer connections, to provide for the levy and collection of special assessments and the issuance and payment of bonds to pay for said improvements; to provide for the levy of a general tax to repair and maintain permanently improved streets and lanes, defining certain terms used in this Act; to provide for the repeal of part of Article 12, Chapter 29, Compiled Oklahoma Statutes, Annotated 1921, and all other laws or parts of laws in conflict herewith, and declaring an emergency.

First Reading .....	489
Second Reading .....	519
Reported .....	904, 970
Stricken from Calendar .....	1179

By JOHNSON:

SENATE BILL No. 136—

An Act making an appropriation for the care and medical treatment of drug addicts who are indigent and unable to pay for such care and treatment, and providing for the transfer of such patients; taking over certain property for a home for drug addicts; and fixing the maximum amount that should be expended in the care and treatment of any one patient.

First Reading .....	490
Second Reading .....	519
Reported Do Not Pass .....	1662

By DURANT (by request):

SENATE BILL No. 137—

An Act discontinuing the Miami School of Mines, at Miami, Oklahoma, creating the Northeastern Oklahoma Junior College, under the control of the Board of Regents of the University of Oklahoma, defining the powers and duties of the Board of Regents of the University of Oklahoma, and of the State Board of Public Affairs in regard thereto, creating a revolving fund, and declaring an emergency.

First Reading .....	490
Second Reading .....	519

By LILLARD:

SENATE BILL No. 138—

An Act allowing two additional judges for the Thirteenth Judicial District of the State of Oklahoma, and providing for the appointment and election of such additional judges, and declaring an emergency.

First Reading .....	490
Second Reading .....	519
Reported .....	594
Advanced .....	628
Reported Engrossed .....	647
Third Reading .....	650
Transmitted to House .....	651
Passed by House .....	1761

Reported Enrolled .....	1805
Fourth Reading .....	1805
Transmitted to Governor .....	1815
Approved by Governor .....	1823

By HILL of the Senate, and SALTER of the House:

SENATE BILL No. 139—

An Act relating to Judicial Districts and re-apportionment thereof,  
and creating District No. 31, and declaring an emergency.

First Reading .....	517
Second Reading .....	538
Reported .....	742
Advanced .....	915
Reported Engrossed .....	922
Third Reading .....	931
Transmitted to House .....	938
Passed by House, as amended.....	1203
Senate Appoints Conferees .....	1204
House Appoints Conferees .....	1238

By CLINE of the Senate, and FRANKS, BELL and WATKINS of the House:

SENATE BILL No. 140—

An Act amending Section 2129 of the Compiled Statutes of Oklahoma,  
1921, relating to the crime of embezzlement.

First Reading .....	517
Second Reading .....	538

Reported .....	641
Advanced .....	981
Reported Engrossed .....	984
Third Reading .....	1107
Transmitted to House .....	1108

By SENATE and HOUSE COMMITTEES ON MILITARY AFFAIRS:

SENATE BILL No. 141—

An Act to maintain the efficiency of the National Guard and enabling the organization of additional units as required by the National Defense Act, by providing additional help in the Adjutant General's Department, additional armory rent, and for more regular and systematic inspection of the personnel and equipment of the Guard, as required by federal regulations, and making an appropriation to cover cost of same from February 1st to July 1st, 1923.

First Reading .....	517
Second Reading .....	538
Reported .....	582
Advanced .....	583
Reported Engrossed .....	594
Third Reading .....	602
Transmitted to House .....	603
Passed by House .....	754
Referred for Enrollment .....	755
Reported Enrolled .....	759
Fourth Reading .....	759
Transmitted to Governor .....	870
Approved by Governor .....	888



By CLINE of the Senate, and FRANKS, BELL and WATKINS of the House:

SENATE BILL No. 142—

An Act repealing Sections 3514 and 3524 of the Compiled Statutes of Oklahoma, 1921, and inserting a new section for 3514 numbered 3514.

First Reading .....	517
Second Reading .....	538

By REED:

SENATE BILL No. 143—

An Act authorizing and making appropriation to complete and equip the tuberculosis sanatorium near Clinton, Oklahoma, and declaring an emergency.

First Reading .....	518
Second Reading .....	538
Referred to Calendar .....	538
Referred to Committee .....	733
Reported .....	1620
Advanced .....	1730
Reported Engrossed .....	1748

By CORDELL:

SENATE BILL No. 144—

An Act authorizing the cancellation of back taxes and lien thereby created on real estate owned by municipalities.



First Reading .....	518
Second Reading .....	538
Reported .....	1091
Advanced .....	1345
Reported Engrossed .....	1353
Third Reading .....	1392
Transmitted to House .....	1393

By CORDELL:

SENATE BILL No. 145—

An Act creating the department of rural school supervision in the office of the State Superintendent of Public Instruction providing for the appointment of three rural school supervisors, prescribing their duties and salaries and making an appropriation for same.

First Reading .....	518
Second Reading .....	539
Reported .....	878

By WOODS:

SENATE BILL No. 146—

An Act providing for deputy court clerks in counties having a population of not less than 32,442, and not more than 32,447, according to the federal census of 1920, fixing their salaries, and declaring an emergency.

First Reading .....	536
Second Reading .....	568

Referred to Calendar .....	568
Advanced .....	682
Reported Engrossed .....	688
Third Reading .....	701
Transmitted to House .....	702
Passed by House as amended .....	1203
Senate concurs in House amendments .....	1239
Passed by Senate as amended .....	1244
Reported Enrolled .....	1265
Fourth Reading .....	1265
Transmitted to Governor .....	1296
Approved by Governor .....	1314

## By SENATE COMMITTEE ON PUBLIC HEALTH:

## SENATE BILL No. 147—

An Act giving a list of officers and employes authorized in the State Health Department; dividing the State into four approximately equal sections; authorizing the appointment of one health supervisor for each of said four sections; readjusting and fixing the salaries, and declaring an emergency.

First Reading .....	536
Second Reading .....	568

## By COMMITTEE ON PUBLIC HEALTH:

## SENATE BILL No. 148—

An Act creating a State Board of Medical Examiners, prescribing its duties, regulating the practice of medicine and surgery and the vending of medicines in the State of Oklahoma, repeal-

ing Sections 8797, 8798, 8799, 8800, 8801, 8802, 8803, 8804, 8805, 8806, 8807, 8808, 8809, 8810, 8811, 8812, 8813, 8814, 8815, 8816, 8817, 8818, 8821, 8822 and 8823 of the Compiled Oklahoma Statutes of 1921, and all other laws and parts of laws in conflict therewith, except Sections 8701 to 8750 inclusive and Section 8820 and 8898 to 8923-4 and Sections 8824 to 8832 inclusive of the Compiled Oklahoma Statutes, 1921, and declaring an emergency.

First Reading .....	537
Second Reading .....	568
Referred to Calendar .....	568
Considered and Amended .....	636, 919, 921
Made Special Order .....	1073
Considered.....	1126, 1135, 1147, 1157
Advanced .....	1157
Reported Engrossed .....	1172
Third Reading .....	1173
Transmitted to House .....	1174
Passed by House, as amended .....	1764
Senate request conference .....	1766
House appoints conferees .....	1813
Senate appoints conferees .....	1814
Senate adopts conference report .....	1815
House adopts conference report .....	1888
Report Enrolled .....	2032
Fourth Reading .....	2033
Transmitted to House .....	1051

By HUGHES:

SENATE BILL No. 149--

An Act amending Section 185, Chapter 3, Article 2 of Compiled Statutes of Oklahoma, 1921, relating to limitation of actions pro-

viding for the computing of time in open running accounts, and declaring an amergency.

First Reading .....	537
Second Reading .....	568
Reported .....	640
Advanced .....	953
Reported Engrossed .....	956
Third Reading .....	1050
Transmitted .....	1051

By HUGHES:

SENATE BILL No. 150—

An Act providing for the organization of industrial life, health and accident insurance companies on the stipulated premium plan, regulating the same, and declaring an emergency.

First Reading .....	537
Second Reading .....	568
Reported .....	875
Considered and amended 1439.....	1441
Advanced .....	1442
Reported Engrossed .....	1447
Third Reading .....	1481
Transmitted to House .....	1482
Passed by House .....	2265
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2295

By GLASSER, LANGLEY, HUDSON, HORNER, HILL of the Senate  
and BOYER, VAN DALL, and BAYLESS of the House:

SENATE BILL No. 151—

An Act creating a State Highway Commission, providing for the appointment of officers and employes, defining powers and duties; providing for the construction and maintenance of a connected system of State highways, dividing the same into county divisions, permitting the State Highway Department in co-operation with counties to anticipate certain road funds, securing to the State the benefit of all present and future Federal aid that may be offered to the State of Oklahoma by the Federal government, granting to the State Highway Commission supervising authority over construction and maintenance of the State highway system, and repealing all Acts or parts of Acts in conflict herewith.

First Reading .....	537
Second Reading .....	569

By LOONEY (Pontotoc):

SENATE BILL No. 152—

An Act establishing a State Training School for Delinquent Negro Boys at or near Lima in Seminole County, transferring said school from its present location at the State penitentiary in Pittsburg County, near McAlester, making appropriation therefor, and declaring an emergency.

First Reading .....	537
Second Reading .....	569
Withdrawn and Re-referred .....	636



By DARNELL:

SENATE BILL No. 153—

An Act repealing Article 13, same being Sections 3835, 3836, 3837, 3838, 3839, 3840, 3841, 3842, and 3843, of the Compiled Statutes of Oklahoma, 1921, relating to Johnson grass and Russian thistle, and declaring an emergency.

First Reading .....	538
Second Reading .....	569
Reported .....	750
Advanced .....	1558
Reported Engrossed .....	1598
Third Reading .....	1607
Transmitted to House .....	1607

By WELLS:

SENATE BILL No. 154—

An Act amending Section 332 of the Compiled Oklahoma Statutes, 1921, relating to re-delivery bond in replevin cases, and declaring an emergency.

First Reading .....	538
Second Reading .....	569
Reported .....	1002
Advanced .....	1372
Reported Engrossed .....	1380
Third Reading .....	1401
Transmitted to House .....	1402



By the COMMITTEE ON COMMERCE AND LABOR:

SENATE BILL No. 155—

An Act to amend Sections 7283, 7284, 7285, 7287, 7288, 7290, 7294, 7300, 7307, 7311 and 7325, of the Compiled Oklahoma Statutes, 1921, relating to the compensation of injured employees in certain industries.

First Reading .....	538
Second Reading .....	569
Reported .....	1038
Made Special Order .....	1135
Considered and amended .....	1160, 1179, 1186
Advanced .....	1186
Reported Engrossed .....	1192
Third Reading .....	1248
Transmitted to House .....	1248
Passed by house, as amended .....	1764
Passed by Senate, as amended .....	1765
Reported enrolled .....	1971
Fourth Reading .....	1971
Transmitted to Governor .....	2003
Approved by Governor .....	2139

By MEMMINGER and McPHERREN of the Senate, and EASTRIDGE of the House:

SENATE BILL No. 156—

An Act authorizing the county attorney of all counties in the State of Oklahoma having a population as shown by the Federal census of 1920, of not less than 20,500, and not to exceed 21,000, to ap-

point one assistant county attorney and fixing the salary of same,  
and declaring an emergency.

First Reading .....	566
Second Reading .....	598
Referred to Calendar .....	598
Advanced .....	637
Reported Engrossed .....	647
Third Reading .....	650
Transmitted to House .....	650
Passed by House .....	1016
Referred for Enrollment .....	1017
Reported Enrolled .....	1084
Fourth Reading .....	1084
Transmitted to Governor .....	1125
Approved by Governor .....	1146

By CLINE of the Senate, and FRANKS, BELL and WATKINS of the  
HOUSE:

SENATE BILL No. 157—

An Act amending Section 785 of the Compiled Statutes of Oklahoma, 1921, relating to service of case-made on appeal and error, repealing all conflicting laws, and declaring an emergency.

First Reading .....	566
Second Reading .....	598
Reported .....	693
Advanced .....	1689
Reported Engrossed .....	1709
Third Reading .....	1725
Transmitted to House .....	1726

By WELLS:

## SENATE BILL No. 158—

An Act amending Sections 1267, 1268, 1269, 1273, 1274 and 1276, of the Compiled Statutes of Oklahoma, 1921, relating to the sale of real estate in county courts, and declaring an emergency.

First Reading .....	566
Second Reading .....	593
Reported .....	661
Indefinitely Postponed .....	916

By WOODS:

## SENATE BILL No. 159—

An Act making a supplementary appropriation for salary and expenses of Henry N. Carr, chairman of the Board of Eleemosynary Institutions, State of Oklahoma, for the fiscal year ending June 30, 1921, and declaring an emergency.

First Reading .....	567
Second Reading .....	599
Reported .....	1259
Advanced .....	1329
Reported Engrossed .....	1330
Third Reading .....	1334
Transmitted to House .....	1335

By LANGLEY of the State and LINDSEY of the House:

SENATE BILL No. 160—

An Act changing the name of the East Oklahoma State Home, Pryor, Oklahoma, to Whittaker State Orphan Home, repealing conflicting laws, and declaring an emergency.

First Reading .....	567
Second Reading .....	599
Referred to Calendar .....	599
Advanced .....	1073
Reported Engrossed .....	1085
Third Reading .....	1113
Transmitted to House .....	1114
Passed by House .....	1967
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2172

By BOBO and JONES, of the Senate and CALLAHAN of the House:

SENATE BILL No. 161—

An Act amending Sections 8295 and 8296, Compiled Statutes of Oklahoma, 1921, and declaring an emergency.

First Reading .....	587
Second Reading .....	599
Reported do not pass .....	1056



By DURANT:

SENATE BILL No. 162—

An Act amending Section 7626 of the Compiled Statutes of Oklahoma, 1921, for the protection of Labor and providing that eight hours shall constitute a day's work in all mines in this State, and declaring an emergency.

First Reading .....	567
Second Reading .....	599
Withdrawn from Committee .....	1215
Indefinitely Posponed .....	1215

By DURANT:

SENATE BILL No. 163—

An Act amending Sections 6508, 6509, 6511, 6512 and 6514 of the Compiled Laws of Oklahoma, 1921, and obtaining licenses therefor, and declaring an emergency.

First Reading .....	567
Second Reading .....	599
Reported .....	1053
Considered and Amended.....	1509, 1534
Advanced .....	1536
Reported Engrossed .....	1585
Third Reading .....	1586
Transmitted to House .....	1587

By LILLARD:

SENATE BILL No. 164—

An Act fixing the salaries of certain clerical stenographic and other positions connected with the Supreme Court and Criminal Court of Appeals, repealing all Acts and parts of Acts in conflict herewith.

First Reading .....	567
Second Reading .....	599
Reported .....	752
Considered .....	919
Advanced .....	1585
Reported Engrossed .....	1598
Third Reading .....	1613
Emergency lost .....	1614
Transmitted to House .....	1614
Passed by House, as amended .....	2180
Passed by Senate, as amended .....	2181
Reported Enrolled .....	2258
Fourth Reading .....	2258
Transmitted to Governor .....	2273

By HUGHEY and HUGHES of the Senate, and LIGHTNER of the House:

SENATE BILL No. 165—

An Act validating certain acknowledgements to assignments of mortgages and releases of mortgages, taken before any county clerk, court clerk, county judge, or notary public within the State



of Oklahoma, or before any notary public or any other State of the United States, and declaring an emergency.

First Reading .....	567
Second Reading .....	599
Reported do not pass .....	613

By HUGHES, HUGHEY, LEEDY, REED and LEWIS, of the Senate and LIGHTNER and RAY, of the House:

SENATE BILL No. 166—

An Act establishing a fish farm and a game preserve, providing for a Commission to locate the same and making an appropriation therefor.

First Reading .....	568
Second Reading .....	599
Reported and Re-referred .....	616
Reported .....	1085
Advanced .....	1256
Reported Engrossed .....	1265
Third Reading .....	1270
Transmitted to House .....	1270

By HUDSON of the Senate, and FARRELL, BOYER, LONG, SIMPSON and MILLER of the House:

SENATE BILL No. 167—

An Act fixing the number of deputies and employes in the office of the sheriff in all counties in the State of Oklahoma having a

population of not less than 100,000 nor more than 115,000 inhabitants, according to the last decennial Federal census; providing for the appointment thereof, and fixing the salaries thereof; and providing that the county commissioners of such counties may purchase and furnish the sheriff's office two automobiles, and declaring an emergency.

First Reading .....	568
Second Reading .....	599
Referred to Calendar .....	599
Advanced .....	915
Reported Engrossed .....	922
Third Reading .....	1046
Transmitted to House .....	1047

By FEUQUAY:

SENATE BILL No. 168—

An Act appropriating two million five hundred thousand dollars to repay one and one-half mills illegally collected, to the tax payers of the State, providing rules, and regulations for the payment of same.

First Reading .....	595
Second Reading .....	622
Reported .....	1261
Considered .....	1320
Advanced .....	1502
Reported Engrossed .....	1511
Third Reading .....	1522
Transmitted to House .....	1522

By LILLARD:

SENATE BILL No. 169—

An Act amending Sections 1, 2 and 3, Chapter 1, Revised Laws of Oklahoma, 1910, being Sections 3610, 3611 and 3612, Bunn's Compiled Oklahoma Statutes, 1921, relating to abstracting, providing for a graduated bond; providing additional qualifications, fixing liabilities of abstractors; repealing conflicting laws, and declaring an emergency.

First Reading .....	595
Second Reading .....	623

By CORDELL:

SENATE BILL No. 170—

An Act providing a lien for the services of stallions and jacks registered according to the provisions of this Act, and amending Sections 3393 to 4012 inclusive, and repealing all Acts in conflict therewith.

First Reading .....	595
Second Reading .....	623
Reported .....	640
Advanced .....	978
Reported Engrossed .....	984
Third Reading .....	1066
Transmitted to House .....	1067
Passed by House .....	1935
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2172

By LANGLEY, of the Senate, and WILLIAMS, of the House:

SENATE BILL No. 171—

An Act relating to the salary of deputy court clerks, in counties having a population of not less than 19,150 and not more than 19,170 according to the last Federal decennial census, repealing conflicting laws, and declaring an emergency.

First Reading .....	595
Second Reading .....	623
Referred to Calendar .....	623
Referred to Committee .....	682
Reported .....	739
Advanced .....	1216
Reported Engrossed .....	1232
Considered and Amended .....	1251
Reported Engrossed .....	1265
Third Reading .....	1273
Transmitted to House .....	1274
Passed by House .....	1938
Reported Enrolled .....	2033
Fourth Reading .....	2033
Transmitted to Governor .....	2117

By LANGLEY, of the Senate, and WILLIAMS, of the House:

SENATE BILL No. 172—

An Act authorizing taxing of minerals or mineral rights in or under any lands within this State when the mineral is owned by a person, firm or corporation, other than the owner of the surface of such land and on which no mineral has been produced or any

gross production tax paid on minerals produced from such land  
for a period of one year.

First Reading .....	595
Second Reading .....	623
Reported .....	951
Stricken from Calendar .....	952

By HORNER, of the Senate and LEWIS, of the House:

SENATE BILL No. 173—

An Act amending Chapter 133, of the Session Laws of 1919, relating  
to the salaries of deputies and stenographers of county officials  
and expenses of said county officials in Okmulgee County, Oklaho-  
ma, and declaring an emergency.

First Reading .....	596
Second Reading .....	623
Reported .....	876
Advanced .....	973
Reported Engrossed .....	984
Third Reading .....	1064
Transmitted to House .....	1065
Passed by House, as amended .....	1409
Passed by Senate, as amended .....	1409
Reported Enrolled .....	1447
Fourth Reading .....	1447
Transmitted to Governor .....	1469
Approved by Governor .....	1636



By HUGHES:

SENATE BILL No. 174—

An Act amending Section 3893, Chapter 21 of the Compiled Laws of 1921, relating to bounties on wolves and coyotes, and declaring an emergency.

First Reading .....	596
Second Reading .....	623
Reported .....	639
Advanced .....	953
Reported Engrossed .....	956
Third Reading .....	1051
Transmitted to House .....	1052
Passed by House .....	1937
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2172

By HUGHES:

SENATE BILL No. 175—

An Act providing for the appointment of a court crier by each district judge, defining his powers and duties, and for his compensation, and tenure in office, for an appropriation, and declaring an emergency.

First Reading .....	596
Second Reading .....	623
Reported .....	1140
Re-referred .....	1212



By FEUQUAY:

SENATE BILL No. 176—

An Act requiring railroad and electric railway companies in the State of Oklahoma, to maintain safety mounds at grade crossings, and conferring on the Corporation Commission jurisdiction to require the erection of same, and providing specifications, and declaring an emergency.

First Reading .....	596
Second Reading .....	623

By LUTTRELL, of the Senate, and PHILLIPS, of the House:

SENATE BILL No. 177—

An Act authorizing the employment of certain deputies by the sheriff in counties having a population of not less than 19,385 and not more than 19,390, according to the last preceding decennial census, fixing the salaries of such deputies, providing for traveling expenses of the sheriff and deputies of such counties and declaring an emergency.

First Reading .....	596
Second Reading .....	623
Referred to Calendar .....	623
Advanced .....	682
Reported Engrossed .....	688
Third Reading .....	702
Transmitted to House .....	703
Passed by House .....	1015
Referred for Enrollment .....	1017

Reported Enrolled .....	1084
Fourth Reading .....	1084
Transmitted to Governor .....	1125
Approved by Governor .....	1146

By LUTTRELL:

SENATE BILL No. 178—

An Act authorizing suits to be brought against the State of Oklahoma by reason of any claim, lien, mortgage or other equity in real estate growing out of the failure of State banks within the State of Oklahoma, providing the manner of service and authorizing the service upon the Bank Commissioner of the State of Oklahoma, fixing the procedure, and declaring an emergency.

First Reading .....	596
Second Reading .....	623
Reported .....	827
Stricken from Calendar .....	1873

By BOBO:

SENATE BILL No. 179—

An Act amending Section 3675, Compiled Statutes of Oklahoma, 1921, giving a live stock inspector authority to fix local and special quarantine areas, and declaring an emergency.

First Reading .....	597
Second Reading .....	623
Reported .....	638

Advanced .....	914
Reported Engrossed .....	922
Third Reading .....	935
Transmitted to House .....	936
Passed by House .....	1937
Reported Enrolled .....	2258
Fourth Reading .....	2258
Transmitted to Governor .....	2273

By LEEDY (by request):

SENATE BILL No. 180—

An Act declaring the purpose of organization of a State Bank of Oklahoma, to engage in the banking business and establish a system of banking under the name of the Bank of Oklahoma, operated by the State, and defining the scope and manner of its operation, and the powers and duties of the persons charged with its management, making an appropriation therefor and providing penalties for the violation of certain provisions thereof.

First Reading .....	620
Second Reading .....	644
Reported do not Pass .....	1063

By LILLARD:

SENATE BILL No. 181—

An Act amending Section 1 of Chapter 12, Session Laws of 1919, being Section 10246, Compiled Laws of Oklahoma, 1921, and declaring a nemerGENCY.

First Reading .....	620
Second Reading .....	644

## By COMMITTEE ON FEES AND SALARIES:

## SENATE BILL No. 182—

An Act amending Section 111 of the Compiled Oklahoma Statutes of 1921, relating to District Court Reporters.

First Reading .....	620
Second Reading .....	644
Reported .....	733
Stricken from Calendar .....	1372

## By JONES:

## SENATE BILL No. 183—

An Act creating a steam laundry, dry cleaning and dyeing plant to be located at the A. & M. College at Stillwater, Oklahoma, for the purpose of producing laundry and dry cleaning service for the students of said institution, and to be used as a department of vocational training for occupations within the laundry, dry cleaning and dying industries, and making an appropriation therefor.

First Reading .....	620
Second Reading .....	644

## By COMMITTEE ON FEES AND SALARIES:

## SENATE BILL No. 184—

An Act amending sub-division X of Section 111 of Article XI of the  
Compiled Oklahoma Statutes of 1921, relating to employees and  
providing for their salaries.

First Reading .....	620
Second Reading .....	644
Reported .....	752
Re-referred .....	973
Reported .....	1590
Stricken from Calendar .....	1635

By WEST, REED, CALVERT, CORDELL, NICHOLS, HORNER, CLINE,  
WOODS, HUDSON, HUGHEY and LUTTRELL of the Senate, and  
VERNON, LOWRY, BAYLESS, BOYER, WILLIAMS, MABON, and  
TAYLOR (Lincoln), of the House:

## SENATE BILL No. 185—

An Act fixing the annual salary of the Chief Clerk, Loan Division,  
of the Commissioners of the Land Office, and declaring an  
emergency.

First Reading .....	620
Second Reading .....	644
Reported .....	739
Advanced .....	952
Reported Engrossed .....	956
Third Reading .....	1105
Transmitted to House .....	1106



Passed by House .....	1899
Reported Enrolled .....	2015
Fourth Reading .....	2015
Transmitted to Governor .....	2038

By DURANT:

SENATE BILL No. 186—

An Act amending Section 6559 of the Compiled Oklahoma Statutes Annotated, 1921, relating to catching fish with trammel net, seine, gun, trap, spear, gig or snare in certain streams in the State of Oklahoma, and declaring an emergency.

First Reading .....	621
Second Reading .....	645
Reported .....	1055
Stricken from Calendar .....	1590

By MONK:

SENATE BILL No. 187—

An Act making an appropriation for the payment of certain State warrants, with accrued interest thereon, drawn against State Prison Fund No. 7, and not paid for want of funds, and declaring an emergency.

First Reading .....	642
Second Reading .....	664
Reported .....	1461
Advanced .....	1584



Reported Engrossed .....	1598
Third Reading .....	1607
Transmitted to House .....	1608

By ANGLIN:

SENATE BILL No. 188—

An Act governing the taking up, advertising and sale of stray stock.

First Reading .....	642
Second Reading .....	664
Reported .....	688
Advanced .....	1216
Reported Engrossed .....	1232
Third Reading .....	1251
Transmitted to House .....	1251
Passed by House .....	2004
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2172

By SENATE COMMITTEE ON PUBLIC HEALTH:

SENATE BILL No. 189—

An Act to empower counties to provide by taxation a fund with which to defray the expense of public health nursing within the county.

First Reading .....	642
Second Reading .....	664
Reported .....	917
Stricken from Calendar .....	1873

By MONK:

SENATE BILL No. 190—

An Act fixing the salaries of the Assistant State Librarian and the Reference Librarian, repealing all acts and parts of acts in conflict herewith.

First Reading .....	642
Second Reading .....	664
Reported .....	876
Considered and Amended .....	1216
Advanced .....	1217
Reported Engrossed .....	1232
Advancement Reconsidered .....	1252
Stricken from Calendar .....	1873

By LUTTRELL:

SENATE BILL No. 191—

An Act to amend Section 415, Chapter 3, Article 10, Compiled Oklahoma Statutes, 1921, relating to bonds in injunction cases and in all cases where an injunction is sought, and declaring an emergency.

First Reading .....	642
Second Reading .....	664
Reported .....	741
Advanced .....	954
Reported Engrossed .....	956
Third Reading .....	975
Transmitted to House .....	976

By LUTTRELL:

## SENATE BILL No. 192—

An Act to amend Section 342, Chapter 3, Article 9, of the Compiled Oklahoma Statutes, 1921, relating to attachment bonds, and declaring an emergency.

First Reading .....	642
Second Reading .....	664
Reported .....	692
Advanced .....	954
Reported Engrossed .....	956
Considered .....	1041
Third Reading .....	1049
Transmitted to House .....	1050
Passed by House .....	2004
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2172

By LUTTRELL:

## SENATE BILL No. 193—

An Act authorizing the State of Oklahoma to maintain proceedings in garnishment without executing a bond in garnishment, and declaring an emergency.

First Reading .....	642
Second Reading .....	664
Reported .....	692
Advanced .....	954

Reported Engrossed .....	956
Third Reading .....	1048
Transmitted to House .....	1049
Passed by House .....	1937
Reported Enrolled .....	2200
Fourth Reading .....	2200
Transmitted to Governor .....	2233

By LUTTRELL:

SENATE BILL No. 194—

An Act to amend Section 328, Chapter 3, Article 8 of Compiled Oklahoma Statutes, 1921, undertakings for delivery in replevin actions, and declaring an emergency.

First Reading .....	642
Second Reading .....	664
Reported .....	692
Advanced .....	954
Reported Engrossed .....	956
Third Reading .....	1047
Transmitted to House .....	1048
Passed by House .....	1937
Reported Enrolled .....	2137
Fourth Reading .....	2137
Transmitted to Governor .....	2175

By FEUQUAY:

SENATE BILL No. 195—

An Act providing for the payment of costs in actions and hearings before the State Industrial Commission, and declaring an emergency.

First Reading .....	642
Second Reading .....	664
Reported .....	884
Stricken from Calendar .....	1873

By FEUQUAY:

SENATE BILL No. 196—

An Act providing a form for deficiency certificates issued by the Governor of the State of Oklahoma.

First Reading .....	643
Second Reading .....	664
Reported .....	883
Stricken from Calendar .....	1873

By NICHOLS:

SENATE BILL No. 197—

An Act providing for the education for persons of defective vision; providing for the determination of their eligibility to be enrolled in the Oklahoma School for the Blind at Muskogee, or in the home for the Feeble Minded at Enid, providing penalty for the violation of said Act, and declaring an emergency.

First Reading .....	643
Second Reading .....	664



By NICHOLS, LILLARD, HILL and GOLOBIE, of the Senate, and SALTER, BRUMLEY, SALTSMAN, ACTON and BURLESON, of the House:

SENATE BILL No. 198—

An Act making appropriation to pay the tuition of orphan children, and declaring an emergency.

First Reading .....	643
Second Reading .....	665
Reported .....	1260
Considered .....	1450
Advanced .....	1507
Reported Engrossed .....	1523
Third Reading .....	1525
Transmitted to House .....	1526
Passed by House .....	1761
Reported Enrolled .....	1823
Fourth Reading .....	1823
Transmitted to Governor .....	1877
Approved by Governor .....	2061

By GLASSER:

SENATE BILL No. 199—

An Act amending Section 238, Compiled Oklahoma Statutes, Annotated, 1921, relating to the manner and method of obtaining service in civil actions, and hereby declaring an emergency.

First Reading .....	643
Second Reading .....	665



Reported .....	829
Advanced .....	915
Reported Engrossed .....	922
Third Reading .....	939
Transmitted to House .....	940
Passed by House .....	1202
Referred for Enrollment .....	1202
Reported Enrolled .....	1231
Fourth Reading .....	1231
Transmitted to Governor .....	1277
Approved by Governor .....	1291

By LILLARD:

SENATE BILL No. 200—

An Act amending Sections 1854 and 1856, Chapter 32 of the Compiled Oklahoma Statutes, 1921, referring to the desertion and abandonment of a wife or children, providing for parole by Governor, upon recommendation of the District Judge, providing for bond, repealing all Acts in conflict therewith, and declaring an emergency.

First Reading .....	662
Second Reading .....	695
Reported .....	723
Made Special Order .....	749
Considered and amended .....	772
Referred to Special Committee .....	774
Reported .....	931
Considered and amended .....	978
Advanced .....	979
Reported Engrossed .....	984
Third Reading .....	1065
Transmitted to House .....	1066

Passed by House, as amended .....	1772
Passed by Senate, as amended .....	1778
Reported Enrolled .....	1823
Fourth Reading .....	1823
Transmitted to Governor .....	1877
Approved by Governor .....	2064

By JONES:

SENATE BILL No. 201—

An Act relating to the office of County Attorney and amending Section 5744 of the Compiled Oklahoma Statutes of 1921, as to counties having a population of not less than 30,100 and not more than 30,225, according to the last Federal decennial census, and declaring an emergency.

First Reading .....	662
Second Reading .....	695
Reported .....	877
Advanced .....	1212
Reported Engrossed .....	1232
Advancement Reconsidered .....	1254
Advanced .....	1339
Reported Engrossed .....	1358
Third Reading .....	1385
Transmitted to House .....	1386
Passed by House .....	1966
Reported Enrolled .....	2033
Fourth Reading .....	2033
Transmitted to Governor .....	2117

By LANGLEY and HUDSON, of the Senate and MILLER, SIMPSON,  
LONG, BOYER and FERRELL, of the House:

SENATE BILL No. 202—

An Act authorizing municipal corporations to purchase or condemn and hold lots and lands, in fee simple, for municipal water works, and the protection thereof from contamination and pollution, and prescribing the manner in which such land shall be designated and condemned, and declaring an emergency.

First Reading .....	662
Second Reading .....	695
Referred to Calendar .....	695
Stricken from Calendar .....	1873

By WOODS:

SENATE BILL No. 203—

An Act making an appropriation for the State Corporation commission in the sum of \$5,000 for the fiscal year ending June 30, 1923, said appropriation being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey, and declaring an emergency.

First Reading .....	662
Second Reading .....	695
Recalled from Committee and re-referred .....	762
Reported .....	903
Advanced .....	1037
Reported Engrossed .....	1062
Third Reading .....	1067

Transmitted to House .....	1068
Passed by House .....	1899
Reported Enrolled .....	2258
Fourth Reading .....	2258
Transmitted to Governor .....	2275

By WOODS:

SENATE BILL No. 204—

An Act making an appropriation for the State Corporation Commission in the sum of \$10,000.00 for the fiscal year ending June 30, 1924, and \$10,000 for the fiscal year ending June 30, 1925, said appropriations being for the payment of salaries and expenses in the compilation of well log reports heretofore issued by the Geological Survey.

First Reading .....	662
Second Reading .....	695
Reported .....	903
Advanced .....	1074
Reported Engrossed .....	1085
Third Reading .....	1129
Transmitted to House .....	1129
Passed by House .....	1967
Reported Enrolled .....	2031
Fourth Reading .....	2032
Transmitted to Governor .....	2115

By LILLARD:

SENATE BILL No. 205—

An Act authorizing cemetery associations to erect public mausoleums upon unsold property whether platted or unplatted; to is-

sue bonds secured by deeds of trust or mortgages for the erection of such mausoleums; providing for foreclosure or sale upon default in payment of said bonds, and declaring an emergency.

First Reading .....	662
Second Reading .....	695
Reported .....	1041
Advanced .....	1041
Reported Engrossed .....	1062
Third Reading .....	1068
Transmitted to House .....	1069

By MEMMINGER:

SENATE BILL No. 206—

An Act to require the keeping at some accessible point within the State, to be furnished at customary or catalogue price, all necessary parts, repairs and supplies for all farm, mill, factory and road machinery, engines, separators, gins, tractors, motor vehicles and agricultural implements which may be manufactured, sold, distributed or handled for use therein, and providing penalties for the violation thereof.

First Reading .....	663
Second Reading .....	695
Reported .....	1003
Stricken from Calendar .....	1873

By DURANT, of the Senate, and MABON and MOOTHART, of the House:

SENATE BILL No. 207—

An Act fixing the number of deputies and their salaries in the office of county assessor in counties having a population of not less



than 41,108 and not to exceed 41,200 as shown by the United States census of 1920, and declaring an emergency.

First Reading .....	663
Second Reading .....	696
Reported .....	877
Advanced .....	1019
Reported Engrossed .....	1020
Third Reading .....	1036
Transmitted to House .....	1037
Passed by House, as amended .....	1943
Passed by Senate, as amended .....	1943
Reported Enrolled .....	2137
Fourth Reading .....	2137
Transmitted to Governor .....	2175

By HUDSON (by request):

SENATE BILL No. 208—

An Act to license and regulate the business of private detective and detective agencies.

First Reading .....	663
Second Reading .....	696

By CALVERT, of the Senate and BAYLESS, of the House:

SENATE BILL No. 209—

An Act providing for the manner of appointment of cadets to the Oklahoma Military Academy and adding to the curriculum of said institution.



First Reading .....	693
Second Reading .....	722
Reported .....	783
Special Order .....	981
Advanced .....	1044
Reported Engrossed .....	1062
Third Reading .....	1069
Transmitted to House .....	1070
Passed by House .....	1761
Reported Enrolled .....	1823
Fourth Reading .....	1823
Transmitted to Governor .....	1877
Approved by Governor .....	2065

By FEUQUAY:

SENATE BILL No. 210—

An Act defining an independent school district and repealing all Acts in conflict herewith.

First Reading .....	693
Second Reading .....	722
Reported .....	1311
Advanced .....	1345
Reported Engrossed .....	1358
Third Reading .....	1514
Transmitted to House .....	1514

By LOONEY (Pontotoc):

SENATE BILL No. 211—

An Act amending Chapter 78, Article 3, Compiled Oklahoma Statutes, 1921, and providing for student loans.

First Reading .....	693
Second Reading .....	722
Reported .....	1081
Advanced .....	1439
Reported Engrossed .....	1447
Third Reading .....	1486
Transmitted to House .....	1487
Passed by House .....	2269
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2298

By WOODS:

SENATE BILL No. 212—

An Act defining robbery, fixing a penalty therefor, repealing all conflicting laws, and declaring an emergency.

First Reading .....	694
Second Reading .....	722
Reported .....	1159
Advanced .....	1257
Reported Engrossed .....	1265
Third Reading .....	1271
Transmitted to House .....	1272
Passed by House .....	2230
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2295

By WOODS:

SENATE BILL No. 213—

An Act fixing the time within which appeals must be taken to the Criminal Court of Appeals, and amending Section 2808, Chapter 7, Article 15, of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

First Reading .....	694
Second Reading .....	722
Reported .....	1168
Stricken from Calendar .....	1873

By WOODS:

SENATE BILL No. 214—

An Act relating to testimony to be given by persons charged with the commission of crime, offense or misdemeanor before any court or committing magistrate, amending Section 2608, Chapter 7, Article 10, of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

First Reading .....	694
Second Reading .....	722
Reported .....	1158
Stricken from Calendar .....	1873

By WOODS:

SENATE BILL No. 215—

An Act relating to trials of persons charged jointly with crime, amending Section 2695, Chapter 7, Article 10, Compiled Oklahoma

Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

First Reading .....	694
Second Reading .....	722
Reported .....	1168
Stricken from Calendar .....	1873

By WOODS :

SENATE BILL No. 216—

An Act relating to criminal procedure, requiring a list of defendant's witnesses to be furnished the State's attorney in felony cases, repealing all conflicting laws, and declaring a nemergency.

First Reading .....	694
Second Reading .....	722

By MEMMINGER, McPHERREN, LANGLEY, of the Senate, and THORNTON, WHITE, THORNSBROUGH, EASTRIDGE, WOOTEN, of the House:

SENATE BILL No. 217—

An Act repealing Article 4. of Chapter 25 of the Compiled Statutes of Oklahoma, 1921, relating to municipal funding bonds, and declaring an emergency.

First Reading .....	694
Second Reading .....	722
Reported .....	1307
Stricken from Calendar .....	1873

By GULAGER:

SENATE BILL No. 218—

An Act amending Sections 7407, 7408, 7409, 7410, 7411 and 7412 of Chapter 72, Article 9, Revised Laws of the State of Oklahoma, 1910, to pay delinquent taxes, and the procedure therefor, repealing all laws in conflict therewith, and declaring an emergency.

First Reading .....	694
Second Reading .....	722
Reported .....	986
Referred to Special Committee .....	1080

By McPHERREN and BOBO:

SENATE BILL No. 219—

An Act amending Section 9317, Article 1, and Section 9352, Article 2, Chapter 81, Compiled Oklahoma Statutes, 1921, relating to the sale of all lands owned by the State and the reservation in the State of title to all mineral and oil and gas therein.

First Reading .....	694
Second Reading .....	722
Reported .....	1491
Stricken from Calendar .....	1873

By LANGLEY:

SENATE BILL No. 220—

An Act regulating the gross weight of vehicles or other objects, regulating distribution of loads and speeds, providing for other



restrictions of the usage of public highways, providing for enforcement and providing penalty, and declaring the existence of an emergency.

First Reading .....	695
Second Reading .....	723
Reported .....	1223
Stricken from Calendar .....	1873

By JONES:

SENATE BILL No. 221—

An Act providing for the appointment by County Commissioners of a probation officer, fixing his compensation, and fixing his duties, and declaring an emergency.

First Reading .....	720
Second Reading .....	744
Reported .....	1307
Stricken from Calendar .....	1873

By MRS. LOONEY, NICHOLS, RATLIFF, HORNER, of the Senate,  
and TREADWAY, of the House:

SENATE BILL No. 222—

An Act granting the power to the Board of County Commissioners, District Judge, and County Judge of any county to use the sinking fund of the county derived from penalties interest or forfeitures accrued or to accrue as penalties on delinquent taxes for the purpose of erecting a county court house; providing the



method of procedure therefore, repealing all Acts in conflict herewith, and declaring an emergency.

First Reading .....	720
Second Reading .....	744
Reported .....	933
Considered and Amended .....	977
Advanced .....	978
Reported Engrossed .....	984
Third Reading .....	1106
Transmitted to House .....	1107
Passed by House, as amended .....	2006
Senate requests conference .....	2007
House appoints conferees .....	2019
Senate appoints conferees .....	2020
Senate adopts Conference Report .....	2034
House adopts Conference Report .....	2114
Reported Enrolled .....	2137
Fourth Reading .....	2137
Transmitted to Governor .....	2175

By FRYE:

SENATE BILL No. 223—

An Act defining robbery and fixing a punishment therefor and repealing all laws in conflict herewith, and declaring an emergency.

First Reading .....	720
Second Reading .....	744

By CLINE of the Senate, and FRANKS, BELL and WATKINS of the House.

SENATE BILL No. 224—

An Act amending Section 10412, Chapter 86, Article 10, of the Compiled Statutes of Oklahoma, 1921, and Section 5, Chapter 97, Session Laws, 1919, relating to boards of education, and declaring an emergency.

First Reading .....	720
Second Reading .....	744
Reported .....	968
Advanced .....	1345
Reported Engrossed .....	1358
Third Reading .....	1388
Transmitted to House .....	1389
Passed by House, as amended .....	2267
Passed by Senate, as amended .....	2268
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2298

By WOODS:

SENATE BILL No. 225—

An Act relating to a revivor of actions against a public official whose predecessor in office was amenable to any court order of mandamus, quo warranto, injunction or other extraordinary court order, upon entering upon his official duties, making such official amenable to such order as though originally obtained against him, and declaring an emergency.

First Reading .....	720
Second Reading .....	744

Reported .....	918
Advanced .....	1072
Reported Engrossed .....	1085
Third Reading .....	1108
Transmitted to House.....	1109
Passed by House.....	2247
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor.....	2301

By JOHNSON, WOODS, LOONEY, HOLLOWAY and NICHOLS:

SENATE BILL No. 226—

An Act to provide for submitting to the people of the State of Oklahoma the question: "Shall there be a convention with power to propose alterations, revisions or amendments to the Constitution of this State or to propose a new Constitution?" and to provide for such convention and the election of delegates thereto, if a majority of the electors voting thereon shall decide that such convention be held.

First Reading .....	721
Second Reading .....	744
Motion to withdraw from Committee fails.....	1558
Reported do not Pass .....	1713
Placed on Calendar .....	1714

By LUTTRELL:

SENATE BILL No. 227—

An Act amending Sections 9744 and 9745, Compiled Statutes of Oklahoma, 1921, relating to the resale of real estate for delinquent taxes, and declaring an emergency.

First Reading .....	721
Second Reading .....	745
Referred to Special Committee.....	1089
Advanced .....	1345

By LUTTRELL:

SENATE BILL No. 228—

An Act to authorize the valuation of bonds and other securities held by life insurance companies, assessment life associations and fraternal beneficiary associations by the amortization method.

First Reading .....	721
Second Reading .....	745
Reported .....	1166
Stricken from Calendar .....	1873

By HUDSON of the Senate, and SIMPSON, MILLER, BOYER, LONG and FERRELL of the House.

SENATE BILL No. 229—

An Act authorizing the organization of district fairs for the purpose of promoting agriculture and live stock and to aid in the promotion of State and County Fairs.

First Reading .....	721
Second Reading .....	745
Reported .....	885
Stricken from Calendar .....	1873

By BOBO:

SENATE BILL No. 230—

An Act to amend Section 7305, Compiled Oklahoma Statutes, 1921,  
relating to the compensation of injured employees in certain in-  
dustries.

First Reading .....	721
Second Reading .....	745
Reported .....	1872

By GLASSER:

SENATE BILL No. 231—

An Act to authorize any court, or trial justice to exclude certain  
persons as spectators from the court room during the trial of any  
cause, civil or criminal, when their presence is not necessary as  
witnesses or parties, repealing all conflicting laws, and declaring  
an emergency.

First Reading .....	743
Second Reading .....	762
Reported .....	829
Advanced .....	914
Reported Engrossed .....	922
Third Reading .....	938
Transmitted to House .....	939



By CALVERT:

SENATE BILL No. 232—

An Act prescribing the qualifications of signers to petitions calling bond elections, and requiring voters at such bond elections to be qualified property-owners, tax-paying voters, and amending Sections 10282 and 10283 of the Compiled Oklahoma Statutes, 1921 (being Sections 7835 and 7836, of the Revised Laws of Oklahoma, 1910), and declaring an emergency.

First Reading .....	743
Second Reading .....	762
Reported .....	1158
Stricken from Calendar .....	1873

By McPHERREN, HOLLOWAY, WOODS, NICHOLS, ANGLIN, MONK, LILLARD, LANGLEY, CALVERT, LOONEY (Harmon), HORNER and LOONEY (Pontotoc) of the Senate, and BRICE, ADAMS, COOPER, ROBERTSON, MOOTHART, BREMER, LIGHTNER, WATKINS, BAYLESS, JONES, MITCHELL, McBEE and ANDERSON of the House.

SENATE BILL No. 233—

An Act making an appropriation for the erection of a cottage or cottages for the use of crippled children, providing for their education, sustenance, medical and surgical treatment and a method of safeguarding donations, and declaring an emergency.

First Reading .....	744
Second Reading .....	762
Reported and Re-referred .....	969



By CORDELL:

SENATE BILL No. 234—

An Act repealing Section 6999 of Chapter 52, Article 1. of the Compiled Oklahoma Statutes of 1921, relating to the possession of spirituous, vinous, fermented or malt liquors, and declaring an emergency.

First Reading .....	744
Second Reading .....	762
Reported .....	884
Recommitted .....	953
Reported .....	970
Stricken from Calendar .....	1873

By DARNELL, BROWN (Love), and BOBO of the Senate, and BREMER, PULLEN and HARPER, of the House.

SENATE BILL No. 235—

An Act to create and legalize revolving funds for the three State tuberculosis sanatoria located at Clinton, Sulphur, Talihina; providing for additions or accretions thereto, and for the maintenance of such funds and providing for the disbursement thereof, and declaring an emergency.

First Reading .....	761
Second Reading .....	864
Reported .....	969
Advanced .....	1074
Reported Engrossed .....	1085
Third Reading .....	1127

Re-referred for Engrossment.....	1128
Reported Engrossed .....	1143
Passed by House .....	2035
Transmitted to House .....	1143
Reported Enrolled .....	2200
Fourth Reading .....	2200
Transmitted to Governor.....	2233

By GLASSER:

SENATE BILL No. 236—

An Act amending Section 470 of the 1910 Revised Laws, the same being Section 4407 of the Compiled Oklahoma Statutes, 1921, providing the method and manner of levying assessments for sewers, and the interest thereon, in municipalities, the collection, payment and disposition thereof, and establishing a lien against the property charged therewith.

First Reading .....	761
Second Reading .....	864
Reported .....	987
Advanced .....	1507
Reported Engrossed .....	1536
Third Reading .....	1537
Transmitted to House .....	1538
Passed by House .....	2265
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2311

By LANGLEY, BROWN (Love), FEUQUAY, HOLLOWAY, HILL, JOHNSON, MRS. LOONEY, LEWIS, LOONEY (Pontotoc) and NICHOLS.

SENATE BILL No. 237—

An Act providing for additional ward and cottage buildings for white patients, additions to the kitchen, dining room, power plant, laundry, nurses' home, and personnel quarters, a separate ward and cottage buildings for colored patients at the tubercular sanatorium for ex-service persons located at Sulphur, Okla., and making an appropriation therefor.

First Reading .....	761
Second Reading .....	864
Withdrawn and Re-referred .....	1114
Reported .....	1463
Advanced .....	1464
Reported Engrossed .....	1504
Third Reading .....	1516
Transmitted to House.....	1518
Passed by House .....	1939
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor.....	2170

By HUGHEY, REED, CORDELL, DARNELL, of the Senate, and LIGHTNER, VARNUM, TREADWAY, TOLBERT and RAY of the House.

SENATE BILL No. 238—

An Act creating a grain inspection department, providing for a State grain inspector and assistant State grain inspector, local grain inspectors, sampling for inspection and grading of grain, operating

under the direction of the State Board of Agriculture, adoption of Federal grades established by the United States Grain Standards Act, making an appropriation, and declaring an emergency.

First Reading .....	762
Second Reading .....	864
Reported .....	884
Recommitted .....	997
Reported .....	999
Re-referred .....	1216
Reported .....	1620
Advanced .....	1768
Reported Engrossed .....	1790
Third Reading .....	1801
Transmitted to House .....	1802
Passed by House, as amended .....	2178
Passed by Senate, as amended .....	2178
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2308

By HUGHEY, REED, CORDELL and DARNELL of the Senate, and LIGHTNER and VARNUM of the House.

#### SENATE BILL No. 239—

An Act authorizing the president of the A. & M. College to provide a chemist operating in connection with the State Inspecting Department of the State Board of Agriculture and to be located at the State Capitol.

First Reading .....	762
Second Reading .....	864
Reported .....	885
Stricken from Calendar .....	1873

By DARNELL and HOLLOWAY:

SENATE BILL No. 240—

An Act creating clerical, stenographic and other positions in the office of the State Treasurer and fixing the salaries therefor.

First Reading .....	762
Second Reading .....	864
Reported .....	1308
Re-referred .....	1590

By HORNER:

SENATE BILL No. 241—

An Act making an appropriation to reimburse A. J. Gill et al., for money wrongfully paid into the State Treasury as gross production tax on oil, and declaring an emergency.

First Reading .....	862
Second Reading .....	890
Reported .....	1462
Advanced .....	1584
Reported Engrossed .....	1598
Third Reading .....	1608
Transmitted to House .....	1610
Passed by House .....	2280
Reported Enrolled .....	2286
Fourth Reading .....	2286
Transmitted to Governor .....	2300



By REED and LILLARD:

SENATE BILL No. 242—

An Act to lease and publish the insignia system of education, making an appropriation for the same, and declaring an emergency.

First Reading .....	863
Second Reading .....	890

By LILLARD:

SENATE BILL No. 243—

An Act relating to unclaimed refunds in the hands of the Corporation Commission from rebates paid to said Commission under their order, and unclaimed after a period of six months, and providing an escheat to the municipality, town, city or county in which the citizens resided who paid the charges made, and upon which the rebate was ordered paid, repealing Sections 3474 and 3478, Chapter 15, Article 1, of the Compiled Oklahoma Statutes, 1921, and declaring an emergency.

First Reading .....	863
Second Reading .....	890
Reported .....	987
Stricken from Calendar .....	1873

By HUGHEY and REED:

SENATE BILL No. 244—

An Act relating to public dance halls and dancing within five miles of State aided schools, and declaring an emergency.



First Reading .....	863
Second Reading .....	890
Reported .....	1196

By WOODS:

SENATE BILL No. 245—

An Act relating to divorcement and to the residence of the petitioner in a divorce proceedings, and amending Section 502 of Chapter 3 of Article 18 of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

First Reading .....	863
Second Reading .....	890

By HUDSON:

SENATE BILL No. 246—

An Act prohibiting the unlawful connecting to or tapping of any pipe line or other conduit through which crude oil, gas or casinghead gas or any of the products thereof is transported, and prohibiting the unlawful taking of any crude oil or gasoline from any pipe line or receptacle in which same is being collected or transported, and declaring such acts to be felonies, and fixing a punishment for the violation thereof, and declaring an emergency.

First Reading .....	863
Second Reading .....	890
Reported .....	1533
Stricken from Calendar .....	1873

By WOODS:

SENATE BILL No. 247—

An Act relating to divorcement, amending Section 510 of Chapter 3 of Article 18 of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

First Reading .....	863
Second Reading .....	890

By LILLARD:

SENATE BILL No. 248—

An Act relating to fire insurance, providing for bond annual statements, limiting extent of insurance, providing for revocation of license, for agent's fee, agent's license, for agent's records, providing that policy shall be considered to be a liquidated demand for full face thereof, relating to breach of warranty, prohibiting co-insurance clause, relating to certain stipulations in policy, relating to duties of fire marshals to liens, and declaring an emergency.

First Reading .....	864
Second Reading .....	890

By GOLOBIE and CORDELL:

SENATE BILL No. 249—

An Act to amend Section 10804, Compiled Oklahoma Statute, 1921, abolishing the Board of Regents of the colored agriculture and

normal university of Oklahoma, and creating the State Board of Agriculture. Ex-Officio Board of Regents for this institution.

First Reading .....	864
Second Reading .....	890
Reported .....	902
Advanced .....	1073
Reported Engrossed .....	1085
Third Reading .....	1109
Re-referred for Engrossment .....	1110
Reported Engrossed .....	1116
Transmitted to House .....	1116

By CORDELL:

SENATE BILL No. 250—

An Act authorizing the employment by the Corporation Commission of freight rate experts and special counsel to represent the interests of Oklahoma against unjust discrimination against Oklahoma shippers in all the matter of freight rates, and making an appropriation.

First Reading .....	887
Second Reading .....	913
Referred to Calendar .....	913
Referred to Committee.....	989

By LILLARD:

SENATE BILL No. 251—

An Act relating to insurance; pertaining to certain clauses in contracts; providing penalty for failure to pay losses, and declaring an emergency.

First Reading .....	887
Second Reading .....	913
Reported .....	1262
Stricken from Calender .....	1873

By LILLARD:

SENATE BILL No. 252—

An Act amending Section 1088, Compiled Oklahoma Statutes, 1921, in-  
validating certain court proceedings, and declaring an emergency.

First Reading .....	887
Second Reading .....	914
Reported .....	1002
Stricken from Calendar .....	1873

By JONES:

SENATE BILL No. 253—

An Act making an appropriation for paving certain streets and roads  
around and about the athletic field of the Agricultural and Me-  
chanical College at Stillwater.

First Reading .....	887
Second Reading .....	914

By CORDELL:

SENATE BILL No. 254—

An Act prohibitnig live stock from running ~~at~~ large in the State of  
Oklahoma, providing penalties therefor, providing for collection

of damages by reason of trespass of such live stock upon the lands of another, and declaring an emergency.

First Reading .....	887
Second Reading .....	914
Reported .....	924
Advanced .....	1074
Reported Engrossed .....	1085
Re-referred for Engrossment .....	1199
Reported Engrossed .....	1232
Third Reading .....	1246
Transmitted to House .....	1247

By ANGLIN:

SENATE BILL No. 255—

An Act providing for the payment of fees or tuition of students or children transferred from one school district to another, amending Section 10604, of the Compiled Oklahoma Statutes of 1921, and declaring an emergency.

First Reading .....	887
Second Reading .....	914
Reported .....	1027
Advanced .....	1345
Reported Engrossed .....	1358
Third Reading .....	1389
Re-referred for Engrossment .....	1391
Reported Engrossed .....	1425
Transmitted to House .....	1425



By FEUQUAY and CALVERT:

SENATE BILL No. 256—

An Act amending Section No. 6729, Compiled Oklahoma Statutes, 1921, relating to medical examination of those insured under life insurance policies, and permitting group insurance without medical examination.

First Reading .....	887
Second Reading .....	914
Reported .....	1028
Advanced .....	1626
Reported Engrossed .....	1630
Third Reading .....	1539
Transmitted to House .....	1639

By SENATE COMMITTEE ON EDUCATION:

SENATE BILL No. 257—

An Act amending Section 10566, Article 18, Compiled Oklahoma Statutes, 1921, relating to the issuing of certificates from high schools and agricultural schools.

First Reading .....	888
Second Reading .....	914

By HOLLOWAY:

SENATE BILL No. 258—

An Act amending Section 3702, Compiled Oklahoma Statutes, 1921, repealing conflicting laws, and declaring an emergency.



First Reading .....	913
Second Reading .....	935
Reported .....	998
Stricken from Calendar .....	1873

By MRS. LOONEY:

SENATE BILL No. 259—

An Act to provide for payment out of the County General Fund for grading eighth grade examination papers.

First Reading .....	913
Second Reading .....	935
Reported .....	968
Advanced .....	1500
Reported Engrossed .....	1504
Third Reading .....	1519
Transmitted to House .....	1519

By WOODS:

SENATE BILL No. 260—

An Act amending Section 4593, 4594 and 4622 of the Compiled Oklahoma Statutes, 1921, relating to street paving and improvements in cities, providing ways and means of paying for same, changing the law so that the cities at large may, under the direction and within the discretion of its officers, pay the cost of paving all street intersections, alley crossings, and one-half the cost of all other street and alley paving, the remaining one-half of said costs to be assessed against the property benefited by the paving, and declaring an emergency.

First Reading .....	913
Second Reading .....	935

By JOSEPH C. LOONEY:

SENATE BILL No. 261—

An Act to encourage the investment of the permanent common school and other funds in first farm mortgages on land owned by actual farmers, regulating the investment of said funds, amending Section 10232 of the Compiled Oklahoma Statutes, 1921, and declaring an emergency.

First Reading .....	913
Second Reading .....	935
Reported .....	1062
Considered and Amended .....	1217
Advanced .....	1219
Reported Engrossed .....	1232
Fails of Passage .....	1252
Motion Lodged .....	1253
Reconsidered .....	1270
Referred to Special Committee .....	1270
Reported .....	1313
Advanced .....	1359
Reported Engrossed .....	1361
Fails of Passage .....	1515
Motion Lodged .....	1515
Reconsidered .....	1646
Third Reading .....	1647
Emergency Lost .....	1648
Transmitted to House .....	1648

By GULAGER:

SENATE BILL No. 262—

An Act regulating the admission by the Corporation Commission of documentary evidence, and declaring an emergency.

First Reading .....	913
Second Reading .....	935
Reported .....	1001
Advanced .....	1073
Reported Engrossed .....	1085
Third Reading .....	1111
Transmitted to House .....	1112
Passed by House .....	1940
Reported Enrolled .....	2032
Fourth Reading .....	2033
Transmitted to Governor .....	2117

By HUGHEY and HILL:

SENATE BILL No. 263—

An Act making an appropriation for the building and equipping of a dormitory for women, located at Alva, Oklahoma, and declaring an emergency.

First Reading .....	913
Second Reading .....	935

By MEMMINGER:

SENATE BILL No. 264—

An Act to protect members of foreign fraternal beneficiary societies or associations who reside in this State; to give the State Insurance Commissioner power and authority to prescribe rules and conditions precedent under which such societies or associations can do business in this State; prescribing penalties for violations of this Act, and declaring an emergency.

First Reading .....	934
Second Reading .....	972
Reported .....	1289
Advanced .....	1586
Reported Engrossed .....	1598
Third Reading .....	1614
Motion Lodged .....	1615
Reconsideration Tabled .....	1681
Transmitted to House .....	1681
Passed by House .....	2169
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2298

By BROWN, JOHNSON and BROWN:

SENATE BILL No. 265.

An Act relating to money deposited or made as an advance payment upon a contract for the use or rental of moving picture film or like personal property and providing a penalty for the violation thereof, and declaring an emergency.

First Reading .....	934
Second Reading .....	972

By DURANT and BROWN:

SENATE BILL No. 266—

An Act relating to money deposited or advanced on a contract or agreement for the use or rental of personal property; declaring such money deposited or advanced to be a trust fund in possession of person receiving same; requiring such trust fund to be deposited

by trustee in county in which depositor resides; and fixing the civil and criminal liability for the violation of this Act, and declaring an emergency.

First Reading .....	934
Second Reading .....	972

By GULAGER:

SENATE BILL No. 267—

An Act amending Section 6774, Compiled Oklahoma Statutes, 1921, being formerly Section 3486 of the Revised Laws of Oklahoma, 1910, as amended by House Bill No. 235, Chapter 205, Session Laws of Oklahoma, 1915, relating to fraternal benefit associations, and declaring an emergency.

First Reading .....	934
Second Reading .....	972
Reported .....	1263
Advanced .....	1828
Reported Engrossed .....	1873
Third Reading .....	1881
Transmitted to House .....	1882

By FEUQUAY:

SENATE BILL No. 268—

An Act providing for the registration of all motor vehicles with the Department of Highways, at the time of the sale or transfer thereof; for the issuance of cards in proper form for said notice; and for the filing of said cards and notice in a card index in the De-



partment of Highways; and providing that any sale or transfer of any motor vehicles without notice thereof to the Department of Highways by the transferor, shall be void; and providing that the transferor of any motor vehicle shall remain liable for the license fee due, or to become due, on said motor vehicle, and all penalties thereon, and for all injuries caused by operation of said motor vehicle in the State of Oklahoma, until the Department of Highways is notified of the transfer by the transferor; and providing for the issuance of tax warrants and for the service thereof on the record owner of the motor vehicle, and for the collection of fees and mileage thereon, and making it optional with the Department of Highways as to whether the license fee, penalties, fees and mileage be collected from the record owner or by sale of the motor vehicle.

First Reading .....	934
Second Reading .....	972

By JOHNSON:

SENATE BILL No. 269—

An Act amending Section 824 of Article 26 of Chapter 3 of the Compiled Oklahoma Statutes, 1921, relating to action for death by wrongful act, repealing all conflicting laws, and declaring an emergency.

First Reading .....	935
Second Reading .....	972

By COMMITTEE ON EDUCATION:

SENATE BILL No. 270—

An Act creating certain clerical, stenographic, and other positions in State Department of Education, and fixing the salaries therefor.



First Reading .....	935
Second Reading .....	972
Reported .....	1000
Recommitted .....	1420
Reported .....	14 2
Advanced .....	1510
Reported Engrossed .....	1550
Third Reading .....	1599
Transmitted to House .....	1600
Passed by House .....	2259
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor.....	2294

By LUTTRELL:

SENATE BILL No. 271—

An Act providing for the recoevry of attorneys' fees to be taxed as a part of the cost in action upon contracts of insurance and of indemnity, and declaring an emergency.

First Reading .....	970
Second Reading .....	988
Reported .....	1191
Stricken from Calendar.....	1873

By COMMITTEE ON EDUCATION:

SENATE BILL No. 272—

An Act providing equality of opportunity for education in rural school districts and for the levy and distribution of school funds; creating

county boards of education for county school districts and providing for the election of county superintendents of public instruction; creating school reserve funds and making an appropriation therefor; when a majority vote of the legal electors in any county, excepting the cities authorizes the organization of the county school district.

First Reading .....	971
Second Reading .....	988
Reported .....	1020
Re-referred .....	1212

By LOONEY of Pontotoc:

SENATE BILL No. 273—

An Act to prevent fraud and corruption in making, procuring and submitting initiative and referendum petitions; providing penalties for violation thereof, and declaring an emergency.

First Reading .....	971
Second Reading .....	988
Reported .....	1091
Advanced .....	1215
Reported Engrossed .....	1232
Third Reading .....	1250
Transmitted to House .....	1251
Passed by House .....	1938
Reported Enrolled .....	2015
Fourth Reading .....	2015
Transmitted to Governor .....	2038

## By SENATE COMMITTEE ON EDUCATION:

## SENATE BILL No. 274—

An Act repealing certain sections and amending certain sections of Article 18, Compiled Oklahoma Statutes, 1921, and repealing Section 10802, Compiled Oklahoma Statutes, 1921, relating to the examination of teachers, and providing for a grading committee in the office of the State Superintendent of Public Instruction, stating its duties, declaring remuneration, and determining the manner of holding examinations.

First Reading .....	971
Second Reading .....	988

By MEMMINGER of the Senate, and THORNSBOROPGH and EASTRIDGE of the House.

## SENATE BILL No. 275—

An Act providing for the recall of elected officers of the State, District and Counties of the State of Oklahoma, except those subject to impeachment under the Constitution.

First Reading .....	971
Second Reading .....	988
Reported .....	1306
Stricken from Calendar .....	1873

By HARVEY of the Senate, and HOWE of the House.

## SENATE BILL No. 276—

An Act authorizing in counties having a population of not less than 13,550 nor more than 13,600, according to the last preceding Fed-

eral Census, the appointment of one or more deputies in the office of county clerk, county treasurer and county superintendent of public instruction, fixing the salaries therefor, repealing all laws laws in conict herewith, and declaring an emergency.

First Reading .....	971
Second Reading .....	988
Withdrawn from Committee and Placed on Calendar.....	1052
Advanced .....	1073
Reported Engrossed .....	1085
Third Reading .....	1110
Transmitted to House .....	1111
Passed by House .....	1364
Reporetd Enrolled .....	1425
Fourth Reading .....	1426
Transmittde to Governor .....	1471
Approved by Governor .....	1547

By HORNER:

#### SENATE BILL No. 277—

An Act amending Section 9725, of Article 9, Chapter 84, of the Compiled Oklahoma Statutes, 1921, relating to delinquent personal taxes, and the procedure for collection therefor, and declaring an emergency.

First Reading .....	972
Second Reading .....	989
Reported .....	1193
Advanced .....	1345
Reported Engrossed .....	1358
Third Reading .....	1391
Transmitted to House .....	1392

Passed by House .....	2227
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2296

By HARVEY (by request):

SENATE BILL No. 278—

An Act regulating the sale of pork, beef, veal, lamb and mutton, providing penalties for violations thereof, and declaring an emergency.

First Reading .....	972
Second Reading .....	989
Reported do not pass.....	1434

By COMMITTEE ON EDUCATION:

SENATE BILL No. 279—

An Act amending Section 10291 of the Compiled Oklahoma Statutes, 1921, relating to the State Board of Education.

First Reading .....	988
Second Reading .....	1044
Reported .....	1028
Stricken from Calendar .....	1873



By CALVERT and GOLOBIE (by request):

SENATE BILL No. 280—

An Act amending Section 5533, Compiled Oklahoma Statutes, 1921.  
relating to railroad crossings, bridges and culverts.

First Reading .....	988
Second Reading .....	1044
Reported .....	1029
Stricken from Calendar .....	1873

By CORDELL:

SENATE BILL No. 281—

An Act to amend Section 3628, Compiled Oklahoma Statutes, 1921.  
fixing the salary of State Veterinary Surgeon, repealing all laws  
in conflict therewith, and declaring an emergency.

First Reading .....	1003
Second Reading .....	1025
Reported .....	1315
Stricken from Calendar .....	1873

By GULAGER:

SENATE BILL No. 282—

An Act relating to acceptance of service, voluntary appearance and  
general appearance in civil actions; An Act to amend Section 242



of the Compiled Oklahoma Statutes, Annotated, 1921, and declaring an emergency.

First Reading .....	1004
Second Reading .....	1025

By FEUQUAY and HUDSON:

SENATE BILL No. 283—

An Act to amend Sections 7255 and 7256 of Article V, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the protection of labor.

First Reading .....	1004
Second Reading .....	1025
Reported .....	1139
Advanced .....	1585
Reported Engrossed .....	1598
Third Reading .....	1611
Emergency Lost .....	1612
Transmitted to House .....	1612

By HUGHEY (by request):

SENATE BILL No. 284—

An Act fixing the salary of county surveyors in counties having a population of not less than 15,900 nor more than 15,980, according to the Federal Census of 1920, and declaring an emergency.

First Reading .....	1023
Second Reading .....	1061

Reported .....	1315
Advanced .....	1429
Reported Engrossed .....	1447
Third Reading .....	1484
Transmitted to House .....	1485
Passed by House .....	2265
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2311

By CALVERT and LANGLEY of the Senate, and BAYLESS of the House.

SENATE BILL No. 285—

An Act making an appropriation for Dennie Foreman as compensation for injuries sustained while an inmate of the Oklahoma State Home at Pryor.

First Reading .....	1023
Second Reading .....	1061

By HOLLOWAY:

SENATE BILL No. 286—

An Act making an appropriation for the payment of expenses incurred in making the change of administration and in furnishing traffic guards and extra police protection for the people of the State attending the inaugural ceremonies; providing for the method of filing and auditing said claims, and declaring an emergency.

First Reading .....	1023
Second Reading .....	1061

Reported .....	1550
Advanced .....	1550
Third Reading .....	1603
Report of Committee Printed .....	1605
Transmitted to House .....	1605
Passed by House .....	1899
Reported Enrolled .....	1971
Fourth Reading .....	1971
Transmitted to Governor .....	2003
Approved by Governor .....	2139

By MONK:

SENATE BILL No. 287—

An Act amending Section 5484, Article XIV, Chapter 34, Compiled Statutes, 1921, pertaining to railroads and extending the provisions thereof to include public service corporations, as defined in Section 34, Article IX, of the Constitution of Oklahoma, and authorizing such corporations to create indebtedness, or increase or diminish their capital stock without reference to subscribed capital stock; repealing all conflicting laws, and declaring an emergency.

First Reading .....	1024
Second Reading .....	1061
Reported .....	1289
Advanced .....	1588
Reported Engrossed .....	1606
Third Reading .....	1615
Transmitted to House .....	1616
Passed by House .....	2265
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2294

By FEUQUAY and WELLS of the Senate, and TICER and WATSON of the House.

SENATE BILL No. 288—

An Act authorizing county commissioners of any county in Oklahoma with a population not less than 46,000 and not more than 47,000, or in all counties having a population of not less than 14,020 or more than 14,030, to make a special levy for the purpose of aiding free fairs, and declaring an emergency.

First Reading .....	1024
Second Reading .....	1061
Withdrawn from Committee .....	1074
Advanced .....	1103
Reported Engrossed .....	1117
Third Reading .....	1129
Transmitted to House .....	1130
Passed by House, as amended .....	1408
Passed by Senate, as amended .....	1418
Reported Enrolled .....	1459
Fourth Reading .....	1459
Transmitted to Governor .....	1513
Approved by Governor .....	1635

By LOONEY (Harmon):

SENATE BILL No. 289—

An Act fixing the salaries of certain county officers and repealing conflicting laws.

First Reading .....	1024
Second Reading .....	1061

Reported .....	1169
Stricken from Calendar .....	1873

By REED of the Senate, and FINLEY of the House:

SENATE BILL No. 290—

An Act providing for deputy county clerks in counties having a population of not less than 18,950 and not more than 19,000, according to the last preceding Federal census; fixing their salaries, and declaring an emergency.

First Reading .....	1024
Second Reading .....	1062
Reported .....	1160
Advanced .....	1179
Reported Engrossed .....	1192
Third Reading .....	1206
Re-referred for Engrossment.....	1207
Reported Engrossed .....	1232
Transmitted to House .....	1232
Passed by House .....	1365
Reported Enrolled .....	1425
Fourth Reading .....	1426
Transmitted to Governor .....	1471
Approved by Governor .....	1547

By LUTTRELL:

SENATE BILL No. 291—

An Act regulating the ginning of cotton in the State of Oklahoma, and declaring an emergency.



First Reading .....	1024
Second Reading .....	1062
Reported Do Not Pass.....	1434

By LUTTRELL:

SENATE BILL No. 292—

An Act relating to insurance contracts made by insurance corporations, association or stock companies not having complied with the laws of the State of Oklahoma, making such contracts void, prescribing a penalty for violation thereof, and declaring an emergency.

First Reading .....	1024
Second Reading .....	1062
Reported .....	1193
Advanced .....	1827
Reported Engrossed .....	1873
Third Reading .....	1882
Emergency Lost .....	1883
Re-referred for Engrossment .....	1883
Reported Engrosesd .....	1886
Transmitted to House .....	1886
Passed by House .....	2278
Reported Enrolled .....	2286
Fourth Reading .....	2286
Transmitted to Governor .....	2301

By NICHOLS:

SENATE BILL No. 293—

An Act creating a Petroleum and Gas Commission repealing Sections 8013, 8014, 8015, 8016 and 8017, of Compiled Statutes of 1921, and declaring an emergency.



First Reading .....	1024
Second Reading .....	1062

By McPHERREN of the Senate, and WOOTEN, GARNER and THORNLEY  
of the House.

SENATE BILL No. 294—

An Act providing for a uniform system for the assessment of property for the purpose of taxation; creating the office of State Tax Commissioner, Assistant Tax Commissioner, accountant and stenographer, prescribing their duties and fixing their salaries; making the system for the appraisal of property for taxation purposes which may be adopted and the rules for its application mandatory upon all assessing officers; providing for penalties for any violation of this Act or any system of rules made in pursuance of this Act, and declaring an emergency.

First Reading .....	1025
Second Reading .....	1062
Reported .....	1219
Considered and amended .....	1503
Advanced .....	1504
Reported Engrossed .....	1509
Third Reading .....	1527
Transmitted to House .....	1528

By HORNER:

SENATE BILL No. 295—

An Act relating to the appointment of a court bailiff in all counties in the State of Oklahoma having a population of not less than

55,000 nor more than 56,000, as shown by the last Federal decennial census; additional court bailiffs; prescribing their duties, fixing their salaries, and declaring an emergency.

First Reading .....	1060
Second Reading .....	1102
Referred to Calendar.....	1102
Advanced .....	1102
Reported Engrossed .....	1232
Third Reading .....	1249
Transmitted to House.....	1250
Passed by House .....	1364
Reported Enrolled .....	1425
Fourth Reading .....	1426
Transmitted to House .....	1471
Disapproved by Governor.....	1636
Governor Withdraws Veto and Approves Measure.....	2236

By LANGLEY:

SENATE BILL No. 296—

An Act amending Section 9666 of the Compiled Oklahoma Statutes, 1921, relating to disposition of penalty, and declaring an emergency.

First Reading .....	1060
Second Reading .....	1102
Reported .....	1534
Stricken from Calendar .....	1730

By LANGLEY:

SENATE BILL No. 297—

An Act defining the character and use of lights on motor vehicles used upon the highways of the State of Oklahoma, providing regulations and test of the same, providing license and fee for sale of such lighting apparatus, conferring upon Secretary of State power to issue licenses to manufacturers and dealers for sale of lighting apparatus, providing for fees therefor, providing for inspection of lighting apparatus after installation, and fee for such inspection, and authorizing Secretary of State to promulgate rules and regulations to carry this Act into effect.

First Reading .....	1060
Second Reading .....	1102
Reported .....	1240
Considered and Amended.....	1373, 1375
Referred to Special Committee .....	1453
Reported .....	1475
Advanced .....	1477
Reported Engrossed .....	1504
Third Reading .....	1518
Transmitted to House .....	1519

By JOHNSON:

SENATE BILL No. 298—

An Act amending Paragraph "Third" of Section 185, of Article 2, Chapter 3, of the Compiled Oklahoma Statutes, 1921, relating to limitation of actions for death by wrongful acts, repealing all conflicting laws, and declaring an emergency.

First Reading .....	1060
Second Reading .....	1102

By CALVERT, LANGLEY and WEST of the Senate, and BRICE, ELAM and HARPER of the House.

SENATE BILL No. 299—

An Act providing for the licensing of cement plants in the State of Oklahoma, and conferring jurisdiction upon the Corporation Commission of the State of Oklahoma in all matters pertaining to the operation of such cement plans and the prices charged for the products of such plants.

First Reading .....	1060
Second Reading .....	1102
Reported .....	1288
Considered and Amended .....	1532, 1781, 1786
Advanced .....	1788
Reported Engrossed .....	1800
Third Reading .....	1805
Transmitted to House .....	1805

By HOLLOWAY:

SENATE BILL No. 300—

An Act amending Sections 8824, 8827, 8828 and 8830, Compiled Oklahoma Statutes, 1921, relating to the practice of optometry, and declaring an emergency.

First Reading .....	1060
Second Reading .....	1102

Reported .....	1265
Advanced .....	1588
Reported Engrossed .....	1606
Third Reading .....	1616
Transmitted to House .....	1617
Passed by House .....	1939
Reported Enrolled .....	2015
Fourth Reading .....	2015
Transmitted to Governor .....	2038
Approved by Governor .....	2138

By WOODS:

SENATE BILL No. 301—

An Act declaring cotton compresses within the State of Oklahoma to be public utilities and subject to the jurisdiction of the Corporation Commission of the State of Oklahoma with respect to their services, operations, facilities, rates and charges, and declaring an emergency.

First Reading .....	1061
Second Reading .....	1102

By NICHOLS:

SENATE BILL No. 302—

An Act establishing a State Athletic Commission, regulating boxing and sparring in the State of Oklahoma, and prohibiting the holding of the same on Sunday, and to repeal all Acts and parts of Acts in conflict herewith, and declaring an emergency.



First Reading .....	1061
Second Reading .....	1102
Reported .....	1290
Stricken from Calendar .....	1873

By JOHNSON:

SENATE BILL No. 303—

An Act amending Section 6333, Chapter 43, Article 1 of the Compiled Oklahoma Statutes, 1921, providing for fees of sheriffs and constables of the State of Oklahoma, repealing all conicting laws, and declaring an emergency.

First Reading .....	1061
Second Reading .....	1103

By CALVERT and CORNETT of the Senate, and VAN DALL, BOYER and FERRELL of the House:

SENATE BILL No. 304—

An Act creating a system of municipal courts for cities of the first-class in Oklahoma; providing for the institution of such courts in such cities; establishing said courts as courts of record; defining the jurisdiction thereof; creating the officers thereof; defining their power and duties, and providing for their appointment and compensation; providing for jury trials therein; providing for pleading and practice and rules of procedure in said courts, and appeals and writs of error therefrom; providing for all other details in connection therewith; limiting the jurisdiction of the justices of the peace in such cities, and declaring an emergency.



First Reading .....	1099
Second Reading .....	1119

By CORNETT (by request):

SENATE BILL No. 305—

An Act amending Section 6437 of the Compiled Oklahoma Statutes, 1921, relating to witness fees.

First Reading .....	1100
Second Reading .....	1119

By CORNETT:

SENATE BILL No. 306—

An Act to amend Section 1825, Compiled Oklahoma Statutes, 1921, relating to Sabbath breaking.

First Reading .....	1100
Second Reading .....	1119

By RATLIFF:

SENATE BILL No. 307—

An Act creating certain clerical, stenographic and other positions in the State Department of Highways; and fixing the salaries therefor.

First Reading .....	1100
Second Reading .....	1119

Withdrawn and Re-referred .....	1144
Reported .....	1170
Stricken from Calendar .....	1873

By HUGHEY:

SENATE BILL No. 308—

An Act providing for deputy county treasurers in counties having a population of not less than 15,939 and not more than 15,950, according to the last preceding Federal decennial census, fixing their salaries, and declaring an emergency.

First Reading .....	1100
Second Reading .....	1119
Referred to Calendar .....	1119
Advanced .....	1179
Reported Engrossed .....	1192
Third Reading .....	1204
Re-referred for Engrossment .....	1205
Reported Engrossed .....	1232
Transmitted to House .....	1232
Passed by House .....	1938
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2170

By ANGLIN and NICHOLS of the Senate, and HARPER of the House.

SENATE BILL No. 309—

An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimates and reports.

First Reading .....	1100
Second Reading .....	1119

Reported .....	1169
Advanced .....	1340
Reported Engrossed .....	1358
Third Reading .....	1386
Transmitted to House .....	1387
Passed by House .....	1792
Reported Enrolled .....	1805
Fourth Reading .....	1805
Transmitted to Governor .....	1815
Disapproved by Governor .....	1889

By LUTTRELL:

SENATE BILL No. 310—

An Act requiring persons, partnerships, associations and corporations advertising for or doing business as adjusters of claims within this State for loss or damage arising out of policies of insurance, surety or indemnity on property, persons, or insurable business interests within this State, to be licensed by the Insurance Commissioner, and declaring an emergency.

First Reading .....	1100
Second Reading .....	1119
Reported .....	1193
Stricken from Calendar .....	1873

By WOODS and LILLARD:

SENATE BILL No. 311—

An Act providing for medical and surgical treatment and hospital care of children who are afflicted with any malady or deformity

which can likely be remedied, whose parents or other persons legally chargeable with their support, who are unable to provide such treatment and care, providing for payment of the expenses thereof, and conferring jurisdiction on juvenile courts in such cases; providing for the commitment of such children in the University Hospital; defining the powers and duties of said institution, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

First Reading .....	1100
Second Reading .....	1119
Reported .....	1241
Advanced .....	1453
Reported Engrossed .....	1459
Third Reading .....	1487
Re-referred for Engrossment .....	1488
Reported Engrossed .....	1504
Transmitted to House .....	1504
Passed by House .....	2020
Reported Enrolled .....	2137
Fourth Reading .....	2137
Transmitted to Governor .....	2173

By WOODS:

SENATE BILL No. 312—

An Act fixing the penalty for false oath or affirmation as to taxable property, amending Section 9622, Chapter 84, of Article 4, of the Compiled Oklahoma Statutes, 1921, repealing all conflicting laws, and declaring an emergency.

First Reading .....	1101
Second Reading .....	1119

By McPHERREN:

SENATE BILL No. 313—

An Act authorizing the making of insurance carriers, carrying accident insurance in favor of a dependent against loss by accident, partes garnishee defendant in all actions wherein the insurance carriers would be liable to the defendant in the event of recovery by plaintiff.

First Reading .....	1101
Second Reading .....	1119

By MRS. LOONEY:

SENATE BILL No. 314—

An Act defining the powers and duties of the superintendent of schools in an independent district of a city or town.

First Reading .....	1101
Second Reading .....	1119
Reported .....	1311
Advanced .....	1540
Reported Engrossed .....	1587
Fails of Passage .....	1587
Reconsideration Fails .....	1758
Reconsidered .....	1779
Third Reading .....	1780
Transmitted to House .....	1780



By CORDELL of the Senate, and KING of the House.

SENATE BILL No. 315—

An Act to authorize the County Commissioners in counties having a population of not less than 22,423, nor more than 22,443, according to the last preceding Federal decennial census, to reimburse the sheriffs of said counties for all actual and necessary expense incurred in the return of fugitives from justice where extradition rights are waived or not demanded, and declaring an emergency.

First Reading .....	1101
Second Reading .....	1119
Reported .....	1144
Advanced .....	1225
Reported Engrossed .....	1232
Third Reading .....	1253
Transmitted to House .....	1254
Passed by House .....	1363
Reported Enrolled .....	1425
Fourth Reading .....	1426
Transmitted to Governor.....	1471
Approved by Governor .....	1547

By MRS. LOONEY:

SENATE BILL No. 316—

An Act prohibiting discrimination in payment of salaries to men and women public employees.

First Reading .....	1101
Second Reading .....	1119



Reported .....	1541
Stricken from Calendar.....	1873

By MRS. LOONEY:

SENATE BILL No. 317—

An Act prohibiting discrimination in payment of salaries to men and women teachers.

First Reading .....	1101
Second Reading .....	1119

By CALVERT of the Senate, and BASKIN and BAYLESS of the House.

SENATE BILL No. 318—

An Act fixing the time of convening the regular term of the District Court in District Court Judicial District Number Two, in the State of Oklahoma, and repealing all laws in conflict therewith, and declaring an emergency.

First Reading .....	1117
Second Reading .....	1142
Referred to Calendar .....	1142
Advanced .....	1179
Reported Engrossed .....	1192
Third Reading .....	1192
Transmitted to House .....	1200
Passed by House .....	1968
Reported Enrolled .....	1971
Fourth Reading .....	1971
Transmitted to Governor.....	2003
Approved by Governor .....	2139

By CORDELL:

SENATE BILL No. 319—

An Act providing for the construction of certain language contained in Section 10282 of the 1921 Revised Laws of this State, and declaring an emergency.

First Reading .....	1117
Second Reading .....	1142

By CORDELL:

SENATE BILL No. 320—

An Act to provide for the regulation of the disposition and distribution of coal under certain conditions.

First Reading .....	1117
Second Reading .....	1142
Reported .....	1872

By WOODS of the Senate, and ROBERTSON and LONG of the House.

SENATE BILL No. 321—

An Act creating a State Rent Commission; prescribing the duties and qualifications of the members thereof; prescribing the authority and scope of said Commission and the method of procedure in conducting hearings in the enforcement of this Act; providing an appropriation for the enforcement hereof and repealing all laws in conflict herewith.

First Reading .....	1117
Second Reading .....	1142
Reported and Re-referred .....	1308
Withdrawn from Committee .....	1375

By HUGHEY, HUGHES and JONES:

SENATE BILL No. 322—

An Act making an appropriation with which to defray the expenses for the construction of a building for hospital purposes upon the grounds of the Western Oklahoma Hospital at Supply, and declaring an emergency.

First Reading .....	1118
Second Reading .....	1142
Reported .....	1460
Advanced .....	1504
Reported Engrossed .....	1511
Third Reading .....	1521
Transmitted to House .....	1522
Passed by House .....	2035
Reported Enrolled .....	2137
Fourth Reading .....	2137
Transmitted to Governor .....	2175

By HOLLOWAY:

SENATE BILL No. 323—

An Act relating to the employment of teachers and superintendents in the public schools.

First Reading .....	1118
Second Reading .....	1143
Reported .....	1312
Stricken from Calendar .....	1873

## By COMMITTEE ON EDUCATION:

## SENATE BILL No. 324—

An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled (H. B. 4438, approved June 2, 1920), entitled "An Act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment"; to provide for the administration of same and to make appropriation for such purpose.

First Reading .....	1118
Second Reading .....	1143
Reported and Re-referred .....	1310
Reported .....	1459
Advanced .....	1504
Reported Engrossed .....	1511
Third Reading .....	1522
Transmitted to House.....	1523

## By JOHNS and HOLLOWAY:

## SENATE BILL No. 325—

An Act fixing the salary of the assistant secretary of the Commissioners of the Land Office and the chief clerk of the lease and sales

divisions of the Commissioners of the Land Office of the State of Oklahoma, and declaring an emergency.

First Reading .....	1118
Second Reading .....	1143
Reported .....	1188
Stricken from Calendar .....	1873

By CALVERT of the Senate, and BASKIN and BAYLESS of the House.

SENATE BILL No. 326—

An Act authorizing auditing of the court clerk's office, county clerk's office and the sheriff's office, repealing all laws in conflict, and declaring an emergency.

First Reading .....	1118
Second Reading .....	1143
Reported .....	1307
Stricken from Calendar .....	1873

By RATLIFF:

SENATE BILL No. 327—

An Act to encourage and promote ownership and in aid of home owners, creating a Home Loan Fund, to be invested in second mortgages on land, making an appropriation therefor and providing for a first mortgage to be taken by the Commissioners of the Land Office, and declaring an emergency.

First Reading .....	1141
Second Reading .....	1172
Reported and Re-referred .....	1262



By FEUQUAY:

SENATE BILL No. 328—

An Act amending Section 111 of the Compiled Oklahoma Statutes 1921, fixing the salaries of the attorney, railroad engineer, telephone engineer, and secretary of the Corporation Commission, and declaring an emergency.

First Reading .....	1171
Second Reading .....	1197

By FEUQUAY:

SENATE BILL No. 329—

An Act amending Chapter 124, Session Laws, 1921, and authorizing the employment of certain deputies by county officers in counties having a population of not less than 33,400 nor more than 33,500 according to the last Federal census, fixing the maximum salaries of such deputies, providing that they shall not engage in certain professions, prohibiting them from charging fees, providing the penalty therefor, repealing all conflicting laws, and declaring an emergency.

First Reading .....	1171
Second Reading .....	1197
Referred to Calendar .....	1197
Considered and Amended .....	1195
Stricken from Calendar .....	1873



By JONES and BARBER of the Senate, and GRAY, DAVIS and PRICE  
THOMPSON of the House:

SENATE BILL No. 330—

An Act providing State aid for the finishing of construction of  
certain Federal aid projects of the State of Oklahoma, and declar-  
ing an emergency.

First Reading .....	1171
Second Reading .....	1197
Withdrawn from Committee .....	1665
Reported .....	1676
Advanced .....	2023
Reported Engrossed .....	2033
Third Reading .....	2045
Transmitted to House .....	2046
Passed by House, as amended .....	2322
House Amendments Considered .....	2323-2327
Senate Requests Conference .....	2328
Senate Appoints Conferees .....	2328
House Appoints Conferees .....	2328
Senate Adopts Conference Report.....	2331
House Adopts Conference Report.....	2333
Reported Enrolled .....	2333
Fourth Reading .....	2333
Transmitted to Governor .....	2334

By LUTTRELL:

SENATE BILL No. 331—

An Act relating to the University dormitory bonds, and declaring an  
emergency.

First Reading .....	1171
Second Reading .....	1197
Reported .....	1312
Advanced .....	1530
Reported Engrossed .....	1550
Third Reading .....	1562
Transmitted to House .....	1563
Passed by House .....	2020
Reported Enrolled .....	2032
Fourth Reading .....	2033
Transmitted to Governor .....	2117

By CLINE:

SENATE BILL No. 332—

An Act providing for additional deputy county clerks in counties having a population of not less than 34,907 nor more than 34,950 according to the last preceding Federal decennial census; fixing their salaries, and declaring an emergency.

First Reading .....	1172
Second Reading .....	1197
Referred to Calendar .....	1197
Advanced .....	1257
Reported Engrossed .....	1265
Third Reading .....	1272
Transmitted to House .....	1273
Passed by House .....	1363
Reported Enrolled .....	1425
Fourth Reading .....	1426
Transmitted to Governor .....	1471
Approved by Governor .....	1635

By GULAGER, of the Senate, and GULAGER, of the House:

SENATE BILL No. 333—

An Act relating to the giving of bail and amending Section 6103, Revised Laws of the State of Oklahoma, 1910, and declaring an emergency.

First Reading .....	1172
Second Reading .....	1198

By GULAGER and NICHOLS:

SENATE BILL No. 334—

An Act providing for a celebration at Fort Gibson on centennial and providing for a commission to carry into effect the provisions of this Act and making provisions therefor, and providing for an appropriation, and declaring an emergency.

First Reading .....	1172
Second Reading .....	1198

By LILLARD:

SENATE BILL No. 335—

An Act exempting the value of life insurance policies from claims of creditors, and declaring an emergency.

First Reading .....	1195
Second Reading .....	1243

Reported .....	1290
Advanced .....	1539
Reported Engrossed .....	1550
Third Reading .....	1564
Transmitted to House .....	1565

By LILLARD:

SENATE BILL No. 336—

An Act authorizing cities of more than ninety thousand population to appropriate funds for the maintenance of a municipal band, and declaring an emergency.

First Reading .....	1195
Second Reading .....	1244
Reported .....	1262
Advanced .....	1345
Reported Engrossed .....	1358
Third Reading .....	1387
Transmitted to House .....	1388

By JOHNS, of the Senate, and MITCHELL, of the House:

SENATE BILL No. 337—

An Act relating to the Agricultural and Mechanical College dormitory bonds, and declaring an emergency.

First Reading .....	1196
Second Reading .....	1244
Reported .....	1313
Recommitted .....	1356

Reported .....	1362
Advanced .....	1530
Reported Engrossed .....	1550
Third Reading .....	1560
Transmitted to House .....	1562
Passed by House .....	2267
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2311

By REED:

SENATE BILL No. 338—

An Act authorizing the cancellation of back taxes and lien thereby created on real estate owned by municipalities in counties having a population, according to the last Federal census of at least 18,900 and not to exceed 19,000.

First Reading .....	1196
Second Reading .....	1244
Reported .....	1452
Advanced .....	1504
Reported Engrossed .....	1523
Third Reading .....	1526
Passage Reconsidered .....	1527
Third Reading .....	1598
Transmitted to House .....	1599

By LUTTRELL:

SENATE BILL No. 339—

An Act making an appropriation to purchase certain tracts of land



adjoining the campus of the University of Oklahoma for the purpose of enlarging said campus, and declaring an emergency.

First Reading .....	1196
Second Reading .....	1244

By COMMITTEE ON ROADS AND HIGHWAYS. of both Houses:

SENATE BILL No. 340—

An Act repealing Sections 10110, 10111, 10112, 10.113, 10.114, Compiled Oklahoma Statutes, 1921, pertaining to the Commissioner of Highways, his powers, provinces and duties, and substituting therefor this Act, creating certain offices, prescribing their dues, etc.

First Reading .....	1196
Second Reading .....	1244
Referred to Calendar .....	1244
Considered and Amended.....	1301, 1303, 1340
Advanced .....	1445
Reported Engrossed .....	1459
Third Reading .....	1480
Transmitted to House .....	1481
Passed by House, as amended .....	1684
Senate requests conference .....	1684
House appoints conferees .....	1724
Senate appoints conferees .....	1724
Conference Committee Reports .....	1843
Conference Report Read and Considered.....	1985, 1998
Senate Adopts Conference Report .....	1999
Passed as Amended in Conference .....	2001
House Adopts Conference Report .....	2038
Reported Enrolled .....	2258
Fourth Reading .....	2258
Transmitted to Governor .....	2273



## By COMMITTEE ON ROADS AND HIGHWAYS:

## SENATE BILL No. 341—

An Act providing for the supervision, regulation and conduct of the transportation of persons, freight and property for compensation over the public highways of the State of Oklahoma by motor vehicles, conferring jurisdiction upon the Corporaton Commission, providing for the enforcement of the provisions of this Act and for the punishment for violations thereof, repealing all Acts inconsistent with the provisons of this Act, and declaring an emergency.

First Reading .....	1196
Second Reading .....	1244
Referred to Calendar .....	1244
Considered and Amended .....	1453, 1455
Advanced .....	1455
Reported Engrossed .....	1459
Third Reading .....	1482
Transmitted to House .....	1483
Passed by House as Amended .....	1709
Senate Requests Conference .....	1710
House Appoints Conferees .....	1724
Senate Appoints Conferees .....	1725
Senate Adopts Conference Report .....	1736
Reported Enrolled .....	1823
Fourth Reading .....	1823
Transmitted to Governor .....	1877
Approved by Governor .....	2065

## By COMMITTEE ON ROADS AND HIGHWAYS, of both Houses:

## SENATE BILL No. 342—

An Act amending Sections 10,131 and 10,139 of the Compiled Oklahoma Statutes, 1921, providing for the collection and distribution

of license fees and the apportionment of the money received therefrom.

First Reading .....	1196
Second Reading .....	1244
Referred to Calendar .....	1244
Stricken from Calendar .....	1873

By SENATE COMMITTEE ON ROADS AND HIGHWAYS:

SENATE BILL No. 343—

An Act repealing Sections 10110, 10111, 10112, 10113, 10114, 10135, 10136, and 10139, providing for the collection of a license tax on motor vehicles by the sheriff of the several counties; providing for the collection of penalty and the distribution upon said license tax if not paid when due, and providing for the distribution of said license tax by the county treasurer of the separate counties.

First Reading .....	1196
Second Reading .....	1244
Referred to Calendar .....	1244
Considered and Amended .....	1341, 1346, 1353
Advanced .....	1353
Reported Engrossed .....	1358
Third Reading .....	1394
Transmitted to House .....	1396

By BROWN, (Love), and GULAGER, of the Senate, and PULLEN, of the House:

SENATE BILL No. 344 —

An Act establishing a propagating farm and fish hatchery and providing for the location of the same.

First Reading .....	1196
Second Reading .....	1244

By HUDSON, of the Senate, and LONG and MILLER, of the House:

SENATE BILL No. 345 —

An Act providing for the creation and organization of water improvement district to supply water for domestic use to the inhabitants of such district; providing for elections therein; providing for the construction of district water works system therein and the expenses thereof; providing for the issuance of bonds and for special assessments for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers; providing for the conferring of certain powers, duties and privileges on the officers of such improvement district.

First Reading .....	1242
Second Reading .....	1268
Reported .....	1316
Stricken from Calendar .....	1873

By NICHOLS, JONES, McPHERREN, MRS. LOONEY, BOBO, LUTTRELL, LEEDY, HUGHES, CALVERT, HORNER, MONK:

SENATE BILL No. 346—

An Act fixing the salaries of all elective State officers, except Judges of the Supreme Court and the Criminal Court of Appeals, on and after the passage of this Act.

First Reading .....	1242
Second Reading .....	1268
Reported .....	1284
Stricken from Calendar.....	1873

By JOHNSON, of the Senate, and BURGER, of the House:

SENATE BILL No. 347—

An Act providing for the number of deputy sheriffs and assistant jailers in all counties in the State of Oklahoma having a population of not less than 17,660 nor more than 17,700, according to the last preceding Federal decennial census; fixing the salaries thereof, repealing all conflicting laws, and declaring an emergency.

First Reading .....	1242
Second Reading .....	1268
Reported .....	1354
Advanced .....	1354
Reported Engrossed .....	1358
Third Reading .....	1393
Transmitted to House .....	1394
Passed by House .....	2021
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2170

By RATLIFF:

SENATE BILL No. 348—

An Act amending Section 6590 of the Compiled Oklahoma Statutes of 1921, providing additional grounds for removal of guardians, and declaring an emergency.

First Reading .....	1242
Second Reading .....	1268
Reported .....	1533
Stricken from Calendar .....	1873

By RATLIFF:

SENATE BILL No. 349—

An Act amending Section 1450 of the Compiled Oklahoma Statutes of 1921, with reference to the grounds of appointment of guardians for incompetents, and declaring an emergency.

First Reading .....	1242
Second Reading .....	1268
Reported .....	1533
Advanced .....	1533
Reported Engrossed .....	1550
Third Reading .....	1565
Transmitted to House .....	1566

By NICHOLS:

SENATE BILL No. 350—

An Act relating to reckless driving of motor vehicles specifically making the wilful and unlawful striking or hitting of another with a motor vehicle which produces an injury less than death, an assault and battery, punishable as such; making the striking or hitting of another with a motor vehicle while intoxicated or while engaged in the commission of an unlawful act, with or without intent to injure any person, an assault with a deadly weapon and punishable as such; making the striking or hitting another with



a motor vehicle producing death, while intoxicated or while engaged in the commission of an unlawful act without intent to kill, guilty of manslaughter, punishable as such, and declaring an emergency.

First Reading .....	1243
Second Reading .....	1269
Reported .....	1361
Stricken from Calendar .....	1873

By HOLLOWAY:

SENATE BILL No. 351—

An Act to take over the Bookertee Normal and Agricultural Institute at Bookertee, Oklahoma.

First Reading .....	1243
Second Reading .....	1269
Reported .....	1382
Advanced .....	1623
Reported Engrossed .....	1630
Indefinitely Postponed .....	1640

By HORNER:

SENATE BILL No. 352—

An Act amending Section 4106, Chapter 23, of the Compiled Oklahoma Statutes, 1921, relating to suspension or revocation of the licenses of attorneys, and declaring an emergency.

First Reading .....	1243
Second Reading .....	1269



By BROWN (Love):

SENATE BILL No. 353—

An Act fixing salaries of deputy county clerks, in all counties in the State of Oklahoma having a population of not less than 12,430 and not more than 12,433 inhabitants, according to the last preceding Federal decennial census, repealing all conflicting laws, and declaring an emergency.

First Reading .....	1243
Second Reading .....	1269
Reported .....	1316
Advanced .....	1320
Reported Engrossed .....	1230
Third Reading .....	1336
Transmitted to House .....	1337

By LUTTRELL:

SENATE BILL No. 354—

An Act validating certain acknowledgments taken within the State of Oklahoma, and declaring an emergency.

First Reading .....	1266
Second Reading .....	1294
Reported .....	1317
Stricken from Calendar .....	1873

By LUTTRELL:

SENATE BILL No. 355—

An Act validating certain legal notices by publication where same was made in the Thursday issue of newspapers published tri-weekly, and declaring an emergency.

First Reading .....	1266
Second Reading .....	1295
Referred to Calendar .....	1295
Advanced .....	1539
Reported Engrossed .....	1550
Third Reading .....	1363
Transmitted to House .....	1564

By HOLLOWAY. (by request):

SENATE BILL No. 356—

An Act fixing the name of the farms and homes owned by the counties of Oklahoma for the care and support of the poor.

First Reading .....	1267
Second Reading .....	1295
Reported .....	1342
Advanced .....	1439
Reported Engrossed .....	1447
Third Reading .....	1486
Transmitted to House .....	1486
Passed by House .....	2232
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2311

By HOLLOWAY:

SENATE BILL No. 357—

An Act amending Sections 4880 and 4885 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to common carriers, providing how checkers or auditors of railway passenger trains shall check or audit the transportation and business thereof, and fixing penalties for violation thereof.

First Reading .....	1267
Second Reading .....	1295

By McPHERREN, RATLIFF, LEWIS and WOODS:

SENATE BILL No. 358—

An Act amending Section 2921, Compiled Oklahoma Statutes, 1921, relating to admission to bail in certain cases.

First Reading .....	1267
Second Reading .....	1295
Reported .....	1317
Stricken from Calendar .....	1873

By McPHERREN:

SENATE BILL No. 359—

An Act providing for the appointment of a Bank Commission and creating the office of Assistant Bank Commissioner and Secretary to State Banking Board and fourteen other positions, each

to be known as Assistant to the Bank Commissioner; also the office of Attorney for the Banking Department, Chief Clerk, Bonding Clerk, and four stenographic positions, and fixing the salaries for same, also fixing the fee or the examinations of banks, repealing all laws in conflict therewith, and declaring an emergency.

First Reading .....	1267
Second Reading .....	1295
Reported .....	1498
Considered .....	1509
Stricken from Calendar .....	1873

By McPHERREN and CALVERT of the Senate, and TOLBERT and McBEE of the House:

#### SENATE BILL No. 360—

An Act providing for the appointment of a temporary assistant to the State Reporter, prescribing qualifications, duties and salary, and making an appropriation therefor.

First Reading .....	1267
Second Reading .....	1295
Withdrawn from Committee .....	1536
Reported .....	1540
Advanced .....	1585
Reported Engrossed .....	1598
Third Reading .....	1612
Transmitted to House .....	1613
Passed by House, as amended .....	2249
Passed by Senate, as amended .....	2250
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2311

By HUDSON:

SENATE BILL No. 361—

An Act fixing the salaries of the county assessor and his first deputy, the county treasurer and the stenographer and assistant stenographer in the office of the county attorney, in all counties having a population of not less than 100,000 nor more than 115,000, according to the last preceding Federal decennial census, and declaring an emergency.

First Reading .....	1267
Second Reading .....	1295
Referred to Calendar .....	1275
Advanced .....	1429
Considered and Amended .....	1443
Reported Engrossed .....	1447
Third Reading .....	1483
Transmitted to House .....	1484
Passed by House, as amended .....	2247
Passed by Senate, as amended .....	2248
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2294

By NICHOLS and HILL of the Senate, and WINDLE and HINES, of the House:

SENATE BILL No. 362—

An Act amending Section 10635 of the Compiled Oklahoma Statutes, 1921, so as to permit the teaching of foreign languages in certain instances, and declaring an emergency.



First Reading .....	1268
Second Reading .....	1295
Reported .....	1312
Re-referred .....	1792
Stricken from Calendar .....	1873

By RATLIFF:

SENATE BILL No. 363—

An Act providing for a complete full itemized report of all moneys expended by the State institutions and State departments, and providing for same to be filed with the Secretary of the Senate and Chief Clerk of the House of Representatives within the first week of its biennial session.

First Reading .....	1293
Second Reading .....	1319
Reported .....	1623
Stricken from Calendar .....	1873

By CALVERT, NICHOLS and CORDELL, of the Senate:

SENATE BILL No. 364—

An Act to authorize boards of county commissioners and county excise boards to make provision for money to control and eradicate diseases of livestock from their respective counties; to provide for the use of such money, to enable the State Board of Agriculture to co-operate effectively with the several boards of county commissioners in the control and eradication of diseases of livestock; and providing penalty for movement of diseased or quarantined



animals or disposal of products of same in violation of this Act, and authorizing the Board of Agriculture to promulgate regulations with reference thereto, and repealing all laws in conflict therewith.

First Reading .....	1293
Second Reading .....	1319
Reported .....	1457
Stricken from Calendar .....	1873

By NICHOLS:

SENATE BILL No. 365—

An Act creating a board of examiners for newspaper men and journalists, providing that it shall be a profession, providing for a license for those of the profession so created; providing for the appointment of said board; defining its duties; providing rules and regulations for the licenses; providing for forfeiture of said license; providing fees for said licenses; making an appropriation therefor, and providing for the punishment for violation of this Act, and declaring an emergency.

First Reading .....	1294
Second Reading .....	1319

By HOLLOWAY:

SENATE BILL No. 366—

An Act creating a cotton grader and a deputy cotton grader to be appointed by the Board of Agriculture; defining their duties, fixing their salaries, providing for clerical help and expenses con-

nected therewith, adopting standards; providing for rules and regulations by the board, fixing penalties and making an appropriation.

First Reading .....	1294
Second Reading .....	1319
Reported and Re-referred .....	1360
Reported .....	1594
Considered and Amended .....	1767
Advanced .....	1768
Reported Engrossed .....	1790
Third Reading .....	1800
Transmitted to House .....	1801
Passed by House, as amended .....	2176
Passed by Senate, as amended .....	2176
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2311

By GLASSER:

SENATE BILL No. 367 —

An Act relating to the ownership, within the State of Oklahoma, of oil, gas or mineral producing lands, leaseholds, or royalty interests therein; providing a requirement for the sale of any such oil, gas or mineral producing lands, leaseholds, or royalty interests therein, when owned contrary to the provisions of this Act, providing for the escheat to the State of Oklahoma of any such oil, gas or mineral producing lands, leaseholds, royalty interests therein, when not so disposed of as herein required; providing procedure for the enforcement of such escheat; fixing penalties for violation of this Act, repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

First Reading .....	1317
Second Reading .....	1331

By LANGLEY:

SENATE BILL No. 368 —

An Act amending Section 8235, Compiled Oklahoma Statutes, 1921, relating to the burial of indigent ex-soldiers of certain wars, and persons engaged in the American military service.

First Reading .....	1318
Second Reading .....	1331
Reported .....	1338
Advanced .....	1372
Reported Engrossed .....	1380
Third Reading .....	1400
Transmitted to House .....	1401

By BROWN (Love):

SENATE BILL No. 369—

An Act making appropriation to pay J. L. Wilson for horses killed by order of the State Veterinary Department, and declaring an emergency.

First Reading .....	1318
Second Reading .....	1331
Reported .....	1460
Advanced .....	1504
Reported Engrossed .....	1523

Third Reading .....	1523
Transmitted to House .....	1524
Passed by House .....	2279
Reported Enrolled .....	2284
Fourth Reading .....	2284

By WOODS:

SENATE BILL No. 370 —

An Act to insure the correct classing of cotton; to provide for a system of licensing cotton buyers; to prevent fraud and collusion in connection with the marketing of cotton; declaring a violation of the Act a misdemeanor, providing a penalty therefor, and declaring an emergency.

First Reading .....	1318
Second Reading .....	1331
Reported .....	1458
Stricken from Calendar .....	1792

By WELLS:

SENATE BILL No. 371 —

An Act providing for the recording of notice of Federal income liens against real estate, in the office of the county clerk, and declaring an emergency.

First Reading .....	1318
Second Reading .....	1331
Reported .....	1451

Advanced .....	1589
Reported Engrossed .....	1598
Third Reading .....	1617
Transmitted to House .....	1618

By HORNER and DURANT:

SENATE BILL No. 372—

An Act relating to school fraternities, and declaring an emergency.

First Reading .....	1318
Second Reading .....	1331
Reported .....	1422
Advanced .....	1628
Reported Engrossed .....	1630
Third Reading .....	1639
Transmitted to House .....	1640
Passed by House .....	2277
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2311

By WELLS, FEUQUAY and LANGLEY:

SENATE BILL No. 373—

An Act to repeal Chapter 27 of the Compiled Laws of the State Oklahoma, 1910, and Acts amendatory thereof (entitled 'Drains and Ditches') and Chapter 132 of the Session Laws of 1911 and Chapters 115 and 166 of the Session Laws of 1913, and Chapter 154 of the Session Laws of 1917, and to enact a new Act in lieu



thereof to be known as Chapter 27 (relating to drainage and flood protection).

First Reading .....	1318
Second Reading .....	1331

By MEMMINGER:

SENATE BILL No. 374—

An Act amending Section 7461, Compiled Oklahoma Statutes, 1921,  
relating to labor and materialmen's liens.

First Reading .....	1328
Second Reading .....	1357
Reported .....	1542
Stricken from Calendar .....	1873

By MEMMINGER:

SENATE BILL No. 375—

An Act amending Section 7464, Compiled Oklahoma Statutes, 1921,  
relating to labor and materialmen's liens.

First Reading .....	1329
Second Reading .....	1357
Reported .....	1541
Stricken from Calendar .....	1873



By NICHOLS:

SENATE BILL No. 376—

An Act amending Section 3035, Compiled Oklahoma Statutes of 1921, and declaring an emergency.

First Reading .....	1329
Second Reading .....	1357
Reported .....	1465
Stricken from Calendar .....	1873

By CORNETT, of the Senate, and SMITH and ELAM, of the House:

SENATE BILL No. 377—

An Act relating to deputy county officials in counties having a population of not less than 36,536 and not over 36,600, as now or hereafter shown by the last Federal census, and repealing all conflicting laws, and declaring an emergency.

First Reading .....	1329
Second Reading .....	1357
Reported .....	1491
Advanced .....	1557
Reported Engrossed .....	1598
Third Reading .....	1601
Transmitted to House .....	1602
Passed by House .....	1835
Reported Enrolled .....	1890
Fourth Reading .....	1890
Transmitted to Governor .....	1948
Approved by Governor .....	2064

By CORDELL:

SENATE BILL No. 378—

An Act providing for an appropriation to enable the State of Oklahoma to accept funds from the United States of America for protecting State and private forest lands in the State of Oklahoma from fire.

First Reading .....	1329
Second Reading .....	1357

By CLINE, HORNER, WELLS, CORNETT and MONK, of the Senate,  
and VAN DALL and ROSSITER of the House:

SENATE BILL No. 379—

An Act providing for the validation of special assessments for street improvements which have been declared or adjudged invalid by reason of irregularities in certain proceedings levying such assessments in cities having a population of not less than 7,000, excluding any city having a population of not less than 15,345 and not more than 15,350, according to the last preceding Federal decennial census, and declaring an emergency.

First Reading .....	1329
Second Reading .....	1357
Reported .....	1426
Advanced .....	1503
Reported Engrossed .....	1509
Third Reading .....	1519
Transmitted to House .....	1520
Passed by House, as amended .....	2234

Passed by Senate, as amended .....	2234
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2294

By REED of the Senate, and ADAMS of the House:

SENATE BILL No. 380—

An Act making appropriation for carrying into effect the provisions of Chapter 26, Session Laws of Oklahoma, 1919, providing for the payment of scholarships in the Oklahoma A. & M. College at Stillwater, Oklahoma.

First Reading .....	1329
Second Reading .....	1357

By FEUQUAY, LANGLEY and BROWN, of Love:

SENATE BILL No. 381—

An Act amending the fifth subdivision of Section 9575, providing tax exemption for ex-Spanish War veterans and ex-World War veterans, and declaring an emergency.

First Reading .....	1329
Second Reading .....	1357
Reported .....	1540
Advanced .....	1626
Reported Engrossed .....	1630
Third Reading .....	1637
Transmitted to House .....	1639

Passed by House .....	2259
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2301

By LUTTRELL, of the Senate, and PHILLIPS of the House:

SENATE BILL No. 382—

An Act authorizing county assessors in counties having a population of not less than 19,385 nor more than 19,390, according to the last preceding Federal decennial census, to appoint two deputies, and authorizing the Board of County Commissioners to fix the salary thereof and to allow and provide for the payment by the county, repealing laws conflicting herewith, and declaring an emergency.

First Reading .....	1329
Second Reading .....	1357
Referred to Calendar .....	1357
Advanced .....	1359
Reported Engrossed .....	1361
Third Reading .....	1397
Transmitted to House .....	1398
Passed by House .....	1966
Reported Enrolled .....	2258
Fourth Reading .....	2258
Transmitted to Governor .....	2273

By HUGHES:

SENATE BILL No. 383—

An Act relating to free fairs; providing that three or more counties may organize a free district fair not inconsistent with county or

State fairs already organized prescribing the manner and organization, the duties of officers, the time of holding the same; providing for the premiums and the means of raising same, making estimate of the cost and the collection and disbursement of fair funds, premiums, catalogs and advertising.

First Reading .....	1330
Second Reading .....	1357
Reported .....	1458
Advanced .....	1828
Reported Engrossed .....	1873
Third Reading .....	1881
Transmitted to House .....	1881
Passed by House .....	2278
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2303

By McPHERREN, LOONEY (Pontotoc), BOBO, FEUQUAY and HORNER of the Senate, and DYER and HARPER of the House:

SENATE BILL No. 384—

An Act providing for a fishing license in the State of Oklahoma, providing a penalty for, fishing without such license, and declaring an emergency.

First Reading .....	1330
Second Reading .....	1358

By COMMITTEE ON HOSPITALS AND CHARITIES:

SENATE BILL No. 385—

An Act establishing an institution for drug and liquor addicts in this State; providing for the administration, management and opera-



tion thereof; fixing ways and means for receiving patients therein; prescribing the manner and care for said patients; creating a board in each county and fixing the duties thereof; providing for repairs and equipment, making an appropriation therefor, and declaring an emergency.

First Reading .....	1357
Second Reading .....	1383
Reported .....	1435
Advanced .....	2075
Third Reading .....	2103
Reported Engrossed .....	2107
Transmitted to House .....	2107
Passed by House .....	2290
Reported Enrolled .....	2290
Fourth Reading .....	2291
Transmitted to Governor .....	2304

By REED, HUGHES, HUGHEY, DARNELL and HILL:

SENATE BILL No. 386—

An Act authorizing and empowering the Commissioners of the Land Office to convert real estate notes and mortgages into cash, to invest the funds derived from the principal of said mortgages, providing for the creation of a revolving fund and renewal of notes and mortgages assigned, and declaring an emergency.

First Reading .....	1383
Second Reading .....	1428
Reported .....	1497
Stricken from Calendar .....	1873



By JOHNS:

SENATE BILL No. 387—

An Act relating to revenue and taxation and providing a method of assessing personal property and amending Section 7305, Revised Laws 1910.

First Reading .....	1427
Second Reading .....	1478

By BROWN and LOONEY, of the Senate, and HANSON and SALTER, of the House:

SENATE BILL No. 388 —

An Act relating to the power of the Board of Regents of Oklahoma University pertaining to contracts for leasing a portion of the campus of the University of Oklahoma.

First Reading .....	1427
Second Reading .....	1479
Reported .....	1497
Advanced .....	1665
Reported Engrossed .....	1669
Third Reading .....	1692
Transmitted to House .....	1693
Passed by House .....	2280
Reported Enrolled .....	2284
Fourth Reading .....	2284
Transmitted to Governor .....	2303

By HORNER:

SENATE BILL No. 389 —

An Act amending Section 206, Chapter 3, Article IV, of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the venue of actions for divorce and annulment of marriage, and declaring an emergency.

First Reading .....	1427
Second Reading .....	1479
Reported do not pass .....	1625

By MEMMINGER and DURANT:

SENATE BILL No. 390—

An Act amending Section 6452 Compiled Statutes of Oklahoma 1921, relating to charging for construction mileage-penalty.

First Reading .....	1427
Second Reading .....	1479

By H. BROWN of the Senate, and EVERHART, of the House:

SENATE BILL No. 391 —

An Act providing for the appointment of a stenographer for the county court and a deputy court clerk in all counties in the State of Oklahoma having a population of not less than 15,850 and not more than 15,890 according to the last preceding Federal census, and declaring an emergency.

First Reading .....	1427
Second Reading .....	1479
Referred to Calendar .....	1479
Advanced .....	1557
Reported Engrossed .....	1598
Third Reading .....	1602
Transmitted to House .....	1603
Passed by House .....	2226
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2298

By ANGLIN:

SENATE BILL No. 392—

An Act preventing the mortgaging of future or growing crops, making same void, and declaring an emergency.

First Reading .....	1428
Second Reading .....	1479
Reported .....	1542
Considered .....	1791
Indefinitely Postponed .....	1791

By WOODS:

SENATE BILL No. 393—

An Act amending Section 2750 of Chapter 7, Article 12 of the Compiled Oklahoma Statutes, 1921, and relating to the power of juries to assess or declare punishment in their verdicts and repealing the eighth sub-division of Section 2676 of Chapter 7, of Article

9 of the Compiled Oklahoma Statutes and repealing all conflicting laws, and declaring an emergency.

First Reading .....	1428
Second Reading .....	1479

By GULAGER:

SENATE BILL No. 394—

An Act repealing Section 3079, of Compiled Oklahoma Statutes, 1921, fixing the number of judges in Judicial District No. 3, providing which of the present judges of said judicial district shall continue to serve as such, and declaring an emergency.

First Reading .....	1428
Second Reading .....	1479
Reported .....	1629
Stricken from Calendar .....	1873

By McPHERREN:

SENATE BILL No. 395—

An Act making an appropriation to pay the salaries of the Supreme Court Commissioners, stenographers and of communications, office supplies and equipment for fiscal years ending June 30, 1923, 1924 and 1925, and declaring an emergency.

First Reading .....	1478
Second Reading .....	1502
Reported .....	1508

Advanced .....	1584
Reported Engrossed .....	1598
Third Reading .....	1610
Transmitted to House .....	1611
Passed by House, as amended .....	2175
Passed by Senate, as amended .....	2182
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2311

By REED:

SENATE BILL No. 396—

An Act providing for sale of the school and public lands of the State of Oklahoma.

First Reading .....	1478
Second Reading .....	1502

By FEUQUAY and WELLS of the Senate, and WATSON and TICER, of the House:

SENATE BILL No. 397—

An Act providing for deputy court clerks in counties having a population of not less than 46,000 and not more than 47,000 by the last preceding Federal decennial census, fixing their salaries, and declaring an emergency.

First Reading .....	1501
Second Reading .....	1545
Reported .....	1622
Stricken from Calendar .....	1626



By FEUQUAY and WELLS of the Senate, and WATSON and TICER of the House:

SENATE BILL No. 398—

An Act providing for allowance of deputy hire for county assessors in counties having a population of not less than 33,400 and not more than 33,500, according to the last preceding Federal decennial census, and declaring an emergency.

First Reading .....	1502
Second Reading .....	1545
Withdrawn from Committee .....	1549
Advanced .....	1549
Reported Engrossed .....	1559
Third Reading .....	1600
Transmitted to House .....	1601
Passed by House .....	2226
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2311

By JONES:

SENATE BILL No. 399—

An Act making it a crime for a person while intoxicated to drive or conduct any automobile or motor vehicle along any street, avenue, alley or public highway in the State of Oklahoma, and fixing the penalty, and declaring an emergency.

First Reading .....	1544
Second Reading .....	1597



By RATLIFF. (by request):

SENATE BILL No. 400—

An Act creating the office of State Bank Attorney, providing for the manner of filling such office, prescribing the duties of such officer and fixing his salary; providing for the appointment of assistants, stenographers and clerical help, and fixing their salaries; providing for securing the attendance of witnesses and the manner in which they shall be served, and fixing their fees and mileage, and the fees and mileage of the officers, making an appropriation, and declaring an emergency.

First Reading .....	1596
Second Reading .....	1636

By COMMITTEE ON APPROPRIATIONS:

SENATE BILL No. 401—

An Act making an appropriation to pay deficiencies as per vouchers and claims on file with the State Auditor, and declaring an emergency.

First Reading .....	1634
Second Reading .....	1681
Reported .....	1799
Advanced .....	1883
Third Reading .....	1884
Referred for Engrossment .....	1885
Reported Engrossed .....	1897
Transmitted to House .....	1897
Passed by House, as amended .....	2193

Passed by Senate, as amended .....	2193
Reported Enrolled .....	2258
Fourth Reading .....	2258
Transmitted to Governor .....	2273

By DARNELL:

SENATE BILL No. 402—

An Act providing for the registration of qualified electors of the State of Oklahoma; providing for changes in said registration certificates and repealing conflicting laws.

First Reading .....	1634
Second Reading .....	1681

By REED:

SENATE BILL No. 403—

An Act to provide compensation for farm laborers injured while working at farm pursuits.

First Reading .....	1634
Second Reading .....	1681
Reported .....	1870

By REED:

SENATE BILL No. 404—

An Act making it a felony to withdraw collateral pledged to a bank or a trust, or other form of receipt, and when so withdrawn, to

use, sell, repledge or otherwise dispose of same for any other purpose than that of paying for the indebtedness; or to fail or refuse to return collateral so withdrawn on a trust, or other form of receipt, on demand, or in lieu thereof, to make the pledgee a cash payment equivalent to the full value of said collateral; or should said collateral exceed in value the indebtedness it secures, to fail or refuse to make a cash payment to the pledgee equal to the full amount of said indebtedness; making the proof of certain facts prima facie evidence of criminal intent, but giving the State the right to prove intent in addition thereto by any competent evidence; dispensing the State from the necessity of proving that a person acting in a representative capacity so withdrawing said collateral and using same unlawfully, derived any personal benefit or profit from said transaction; providing penalties for the violation thereof and repealing all laws or parts of laws contrary to or inconsistent herewith; provided, however, that nothing in this Act shall be taken or intended to affect any prosecution which was pending in any court at the date of the passage of this Act.

First Reading .....	1634
Second Reading .....	1681
Reported .....	1729
Stricken from Calendar .....	1873

By DARNELL:

SENATE BILL No. 405—

An Act providing for election contests, and declaring an emergency.

First Reading .....	1692
Second Reading .....	1758

By BOBO, of the Senate, and MOOTHART, of the House:

SENATE BILL No. 406—

An Act to amend Section 7542, Compiled Oklahoma Statutes, 1921.  
relating to certificates of competency of certain employees of  
mines, and declaring an emergency.

First Reading .....	1757
Second Reading .....	1800
Reported .....	1871

By WOODS:

SENATE BILL No. 407—

An Act providing for the discontinuance and abandonment of State  
institutions and disposal of the property of such institutions and  
directing how the funds obtained for such properties may be ap-  
plied.

First Reading .....	1758
Second Reading .....	1800

By JOHNS and LUTTRELL:

SENATE BILL No. 408—

An Act proposing an amendment to the constitution of the State of  
Oklahoma by adding to Article 14 another section to be known as  
Section 2.

First Reading .....	1829
Second Reading .....	1878
Reported .....	1964
Advanced .....	2111
Third Reading .....	2111
Reported Engrossed .....	2112
Transmitted to House .....	2113
Passed by House .....	2306
Reported Enrolled .....	2312
Fourth Reading .....	2312
Transmitted to Governor .....	2336

By DANRELL:

SENATE BILL No. 409—

An Act providing for the creation of State, county and precinct election boards for the State of Oklahoma; defining their duties; fixing their salary; providing for the manner of their selection; repealing conflicting laws, and declaring an emergency.

First Reading .....	1877
Second Reading .....	2028
Referred to Calendar .....	2028

## Part III

# SENATE JOINT RESOLUTIONS

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By WOODS, JOHNSON AND CALVERT:

### SENATE JOINT RESOLUTION No. 1—

A Resolution authorizing an extension of the time of payment of the first half of the 1922 ad valorem taxes until April 1, 1923, and providing that the last half of the ad valorem taxes shall not become due until the first day of June, 1923.

First Reading .....	246
Second Reading .....	265
Reported .....	351
Advanced .....	383
Third Reading .....	384
Reported Engrossed .....	396
Transmitted to House .....	396
Passed by House .....	646
Referred for Enrollment .....	646
Reported Enrolled .....	660
Fourth Reading .....	660
Transmitted to Governor .....	691
Approved by Governor .....	717



By WOODS and FEUQUAY:

SENATE JOINT RESOLUTION No. 2—

A Resolution authorizing the Commissioners of the Land Office to refund monies received from oil and gas leases issued in the bed of Red River.

First Reading .....	315
Second Reading .....	342
Reported Do Not Pass .....	455

By McPHERREN:

SENATE JOINT RESOLUTION No. 3—

A Joint Resolution proposing an amendment to Section 3. Article 7. of the Constitution of the State.

First Reading .....	310
Second Reading .....	361

By NICHOLS, BOBO, LEEDY and HOLLOWAY:

SENATE JOINT RESOLUTION No. 4—

A Resolution providing for the submission of a proposed amendment to the Constitution authorizing the enactment of appropriate legislation providing for the compulsory compensation by the employer to the employees and their dependents in case of death or permanent or partial disability.

First Reading .....	340
Second Reading .....	361
Reported .....	1263
Advanced .....	1345
Reported Engrossed .....	1358
Third Reading .....	1396
Transmitted to House .....	1397
Passed by House .....	1939
Printed in Journal at Length.....	1940
Reported Enrolled .....	2258
Fourth Reading .....	2258
Transmitted to Governor .....	2273

By MRS. LOONEY, JOHNSON, LILLARD, BROWN (Love) of the Senate,  
and HANSEN of the House:

SENATE JOINT RESOLUTION No. 5—

A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to Section 3, Article 6 of the Constitution of the State of Oklahoma.

First Reading .....	356
Second Reading .....	371
Reported .....	396
Advanced .....	426
Reported Engrossed .....	431
Third Reading .....	444
Transmitted to House .....	445
Passed by House, as Amended .....	1943
Passed by Senate, as Amended.....	1945
Reported Enrolled .....	2137
Fourth Reading .....	2137
Transmitted to Governor .....	2175

By HOLLOWAY, BOBO, McPHERREN and MEMMINGER of the Senate,  
and JOHNSON, STEWART, DYER, KIDD, HARPER, STOVALL and  
THORNLEY of the House:

SENATE JOINT RESOLUTION No. 6—

A Resolution relating to eradication of ticks in certain counties in  
this State, making it the duty of the State Board of Agriculture  
to supervise work, making an appropriation therefor, and declar-  
ing an emergency.

First Reading .....	417
Second Reading .....	436
Reported .....	481
Made Special Order .....	636
Advanced .....	654
Reported Engrossed .....	659
Third Reading .....	705
Transmitted to House .....	706
Passed by House .....	1016
Referred for Enrollment .....	1017
Reported Enrolled .....	1026
Fourth Reading .....	1026
Transmitted to Governor .....	1054
Approved by Governor .....	1086

By HOLLOWAY of the Senate, and ROBERTSON of the House:

SENATE JOINT RESOLUTION No. 7—

Providing for an amendment to the Constitution by adding to Sec-  
tion 55, Article 5 thereof, a provision levying a millage tax for the  
support and maintenance of State educational institutions.

First Reading .....	436
Second Reading .....	468
Reported .....	743
Stricken from Calendar .....	1873

By REED of the Senate, and ADAMS of the House:

SENATE JOINT RESOLUTION No. 8—

A Resolution authorizing the transfer and payment out of moneys appropriated by Senate Bill No. 1, of the Eighth Legislative Assembly of the State of Oklahoma, to reimburse cattle owners of Oklahoma for tubercular cattle slaughtered by order of the State Board of Agriculture during the fiscal year ending June 30, 1923, and declaring an emergency.

First Reading .....	465
Second Reading .....	493
Reported and Re-referred .....	591
Reported .....	923
Advanced .....	1054
Reported Engrossed .....	1062
Considered .....	1071
Third Reading .....	1198
Transmitted to House .....	1199
Passed by House, as Amended .....	1773
Senate Requests Conference .....	1775
House Appoints Conferees .....	1813
Senate Appoints Conferees .....	1813

By LEEDY:

SENATE JOINT RESOLUTION No. 9—

A Resolution providing for the submission of a proposition to amend Sections 32 and 34 of Article 5, of the Constitution of the State of Oklahoma, relating to special and local bills and the reading and passage of bills by applied roll calls.

First Reading .....	490
Second Reading .....	519

By SENATE COMMITTEE ON HOSPITALS AND CARITIES. and HOUSE COMMITTEE ON SOLDIER RELIEF AND MEMORIALS.

SENATE JOINT RESOLUTION No. 10—

Joint Resolution authorizing the use in perpetuity by the American Legion of the Department of the State of Oklahoma of a Memorial Hall in the State Capitol Building.

First Reading .....	490
Second Reading .....	519
Referred to Calendar.....	519
Advanced .....	636
Reported Engrossed .....	647
Third Reading .....	648
Transmitted to House .....	649
Pased by House.....	1030
Referred for Enrollment .....	1030
Reported Enrolled .....	1062
Fourth Reading .....	1062
Transmitted to Governor.....	1089
Approved by Governor .....	1144



By McPHERREN of the Senate, and DISNEY of the House.

SENATE JOINT RESOLUTION No. 11—

A Resolution providing for authority in the Highway Commission to enter into a contract with the Jefferson Highway Bridge Company, etc., and declaring an emergency.

First Reading .....	490
Second Reading .....	519
Reported .....	618
Advanced .....	728
Reported Engrossed .....	736
Third Reading .....	749
Transmitted to House .....	750
Passed by House .....	1126
Referred for Enrollment .....	1126
Reported Enrolled .....	1172
Fourth Reading .....	1172
Transmitted to Governor .....	1203
Approved by Governor .....	1266

By HUGHEY:

SENATE JOINT RESOLUTION No. 12—

A Resolution providing for the appointment of a committee of three of the Senate and three of the House, appointed by presiding officer, to report the necessary action to be taken at this time.

First Reading .....	518
Second Reading .....	539



By GOLOBIE:

SENATE JOINT RESOLUTION No. 13—

A Resolution for the annual display of the American Flag on Mothers' Day, the second Sunday in May.

First Reading .....	518
Second Reading .....	539
Referred to Calendar .....	539
Advanced .....	733
Reported Engrossed .....	736
Third Reading .....	774
Transmitted to House .....	775
Passed by House .....	1968
Reported Enrolled .....	2258
Fourth Reading .....	2258
Transmitted to Governor .....	2273

By WOODS and HUGHES:

SENATE JOINT RESOLUTION No. 14—

A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, said proposed amendment being an amendment to all of Article 6, of the Constitution of the State of Oklahoma, providing for the creation of a Board of Pardons and Paroles, and prescribing its duties.

First Reading .....	597
Second Reading .....	623

BY CLINE, of the Senate, and FRANKS, BELL and WATSON, of the House:

SENATE JOINT RESOLUTION No. 15—

A Resolution authorizing the extension of the time of the payment of the second half of the 1922 ad valorem taxes until August 15, 1923, and declaring an emergency.

First Reading .....	597
Second Reading .....	623
Reported .....	691
Stricken from Calendar .....	1689

By JONES:

SENATE JOINT RESOLUTION No. 16—

A Resolution authorizing and directing the Board of Regents of the Oklahoma State Agricultural and Mechanical College to convey by quit claim deed to the former owners and assigns all right, title and interest the State of Oklahoma may have in said lands heretofore deeded to the Agricultural & Mechanical College of the Territory of Oklahoma, and declaring an emergency.

First Reading .....	643
Second Reading .....	665
Advanced .....	1047
Reported Engrossed .....	1062
Third Reading .....	1071
Transmitted to House .....	1072
Passed by House .....	2280
Reported Enrolled .....	2286
Fourth Reading .....	2286
Transmitted to Governor .....	2303

By JONES:

SENATE JOINT RESOLUTION No. 17—

A Resolution making an appropriation for the purchase of feed to replace that burned in the horse barn at the A. & M. College at Stillwater, and declaring an emergency.

First Reading .....	663
Second Reading .....	696
Reported .....	883
Advanced .....	973
Reported Engrossed .....	979
Third Reading .....	979
Transmitted to House .....	980
Passed by House .....	1201
Referred for Enrollment .....	1202
Reported Enrolled .....	1231
Fourth Reading .....	1231
Transmitted to Governor .....	1277
Approved by Governor .....	1292

By LILLARD:

SENATE JOINT RESOLUTION No. 18—

Authorizing the State Auditor to audit and approve certain cancelled warrants drawn against the State printer's fund number 15 of the State of Oklahoma, and declaring an emergency.

First Reading .....	695
Second Reading .....	723
Reported .....	1632

## By COMMITTEE ON APPROPRIATIONS:

## SENATE JOINT RESOLUTION No. 19—

A Resolution making an appropriation for the payment of public building interest coupons falling due and purchased by the State Treasurer in the absence of an appropriation.

First Reading .....	721
Second Reading .....	745
Reported .....	1162
Advanced .....	1320
Reported Engrossed .....	1330
Third Reading .....	1335
Transmitted to House .....	1336
Passed by House .....	1939
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor .....	2172

## By HUDSON:

## SENATE JOINT RESOLUTION No. 20—

A Resolution authorizing the State Treasurer to refund to Lyons Petroleum Company gross production tax paid on a restricted Indian lease.

First Reading .....	864
Second Reading .....	891
Reported .....	1558
Advanced .....	1827

Reported Engrossed .....	1873
Third Reading .....	1880
Transmitted to House.....	1881
Passed by House.....	2306
Reported Enrolled .....	2312
Fourth Reading .....	2312
Transmitted to Governor .....	2326

By CORNETT and HUDSON of the Senate, and ELAM, SMITH and VAN DALL of the House.

SENATE JOINT RESOLUTION No. 21—

A Resolution authorizing the crediting of certain ad valorem taxes collected by the State and its sub-divisions on property used in the production of oil, gas and other minerals under the provisions of Chapter 39, Session Laws of 1916, cases where the gross production tax was also paid on the production of oil and gas and other minerals for the same period.

First Reading .....	888
Second Reading .....	914
Reported .....	1314
Considered .....	1502
Advanced .....	1509
Reported Engrossed .....	1523
Third Reading .....	1524
Transmitted to House .....	1525
Passed by House .....	2285
Reported Enrolled .....	2289
Fourth Reading .....	2289
Transmitted to Governor .....	2304



By MRS. LOONEY, CORDELL and EARL A. BROWN:

SENATE JOINT RESOLUTION No. 22—

Providing for collection of delinquent taxes, gross production tax on petroleum or other crude or mineral oil, and natural gas, and declaring an emergency.

First Reading .....	1102
Second Reading .....	1120
Reported .....	1264
Advanced .....	1532
Reported Engrossed .....	1559
Third Reading .....	1567
Transmitted to House .....	1569
Passed by House.....	1966
Reported Enrolled .....	2033
Fourth Reading .....	2033
Transmitted to Governor .....	2115

By WOODS, JONES and GOLOBIE:

SENATE JOINT RESOLUTION No. 23—

Directing the payment to Shea and Donally Company, Inc., the sum of Five Thousand (\$5,000.00) Dollars, retained by the State of Oklahoma out of the contract price for the building of the State Capitol of Oklahoma on account of it being uncertain that 45 pieces of limestone used in erection of said Capitol building being finally of uniform color, and declaring an emergency.



First Reading .....	1102
Second Reading .....	1120
Reported .....	1342
Advanced .....	1510
Reported Engrossed .....	1550
Third Reading .....	1566
Transmitted to House .....	1567
Passed by House.....	2267
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2298

By HOLLOWAY:

SENATE JOINT RESOLUTION No. 24—

A Resolution reappropriating the sum of \$212.00 unexpended balance in deficiency appropriation No. 63 for the Department of State Fire Marshal, so that the same may be used for traveling expenses.

First Reading .....	1142
Second Reading .....	1173
Reported .....	1260
Advanced .....	1320
Reported Engrossed .....	1330
Third Reading .....	1332
Transmitted to House .....	1334
Passed by House .....	1968
Reported Enrolled .....	2105
Fourth Reading .....	2105
Transmitted to Governor.....	2172

By JONES, CORDELL and HOLLOWAY of the Senate, and MRS. MITCHELL, and CUNNINGHAM of the House.

SENATE JOINT RESOLUTION No. 25—

Authorizing the A. & M. College to reimburse the Federal A. & M. College funds, making an appropriation therefor, and declaring an emergency.

First Reading .....	1172
Second Reading .....	1198
Reported .....	1259
Advanced .....	1320
Reported Engrossed .....	1330
Third Reading .....	1331
Transmitted to House .....	1332
Passed by House .....	1939
Reported Enrolled .....	2137
Fourth Reading .....	2137
Transmitted to Governor.....	2175

By LUTTRELL of the Senate, and PHILLIPS of the House.

SENATE JOINT RESOLUTION No. 26—

A Joint Resolution directing a refund to Lydia Briggs, county treasurer of Cleveland County, State of Oklahoma, from the State Treasury of certain moneys collected by her and erroneously paid by her to the State Treasury; making an appropriation therefor, and declaring an emergency.

First Reading .....	1197
Second Reading .....	1244
Reported .....	1304

Advanced .....	1359
Reported Engrossed .....	1361
Third Reading .....	1398
Transmitted to House .....	1399

By WEST, REED, DARNELL and BROWN (Blaine):

SENATE JOINT RESOLUTION No. 27—

A Resolution providing for the purchase of the Keys Bridge across the South Canadian River between the towns of Bridgeport and Geary, on the Postal Highway, in the event same can be purchased at the price provided by this resolution; otherwise providing for the construction, under the supervision of the State Highway Commissioner, of a bridge across said South Canadian River, on the said Postal Highway, not exceeding the distance of 150 yards east and south of the Rock Island Railway bridge across the said South Canadian River, between the points above designated; making an appropriation therefor, and declaring an emergency.

First Reading .....	1268
Second Reading .....	1295
Withdrawn from Committee .....	1625
Reported .....	1675
Advanced .....	2019
Reported Engrossed .....	2033
Third Reading .....	2044
Transmitted to House .....	2045

By McPHERREN and CORDELL:

SENATE JOINT RESOLUTION No. 28—

A Resolution relating to the purchase or construction of bridges across State boundary streams.

First Reading .....	1294
Second Reading .....	1319
Reported .....	1362
Advanced .....	1499
Reported Engrossed .....	1504
Third Reading .....	1516
Transmitted to House .....	1516

By CLINE:

SENATE JOINT RESOLUTION No. 29—

A Resolution authorizing the board of directors of the Oklahoma Historical Society to transfer the sum of \$1,100 from the contingent fund to the appropriation for the support of that Society for the remainder of the year ending June 30, 1923, to the fund for the payment of salaries and wages for the fiscal year ending June 30, 1923, and declaring an emergency.

First Reading .....	1294
Second Reading .....	1319
Reported .....	1343
Advanced .....	1466
Reported Engrossed .....	1504
Third Reading .....	1515
Transmitted to House .....	1516
Passed by House .....	2267
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2295

By BOBO:

SENATE JOINT RESOLUTION No. 30—

A Resolution authorizing the proper officials in the City of Wilburton, in Latimer County, Oklahoma, to transfer certain moneys from the sewer fund to the water fund, and declaring an emergency.

First Reading .....	1319
Second Reading .....	1331
Referred to Calendar .....	1331
Advanced .....	1359
Reported Engrossed .....	1361
Third Reading .....	1399
Transmitted to House .....	1400
Passed by House .....	2227
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2295

By HUDSON:

SENATE JOINT RESOLUTION No. 31—

A Resolution authorizing the Board of County Commissioners of Tulsa County, State of Oklahoma, to pay certain persons rewards for the arrest and conviction of persons charged with the crime of highway robbery within the County of Tulsa, excluding the City of Tulsa, and declaring an emergency.

First Reading .....	1319
Second Reading .....	1331
Referred to Calendar .....	1331



Advanced .....	1429
Reported Engrossed .....	1447
Third Reading .....	1488
Transmitted to House .....	1490
Passed by House .....	2021
Reported Enrolled .....	2200
Fourth Reading .....	2200
Transmitted to Governor .....	2233

By REED of the Senate, and ADAMS of the House:

SENATE JOINT RESOLUTION No. 32—

A Resolution directing refund to J. L. Ivy, county treasurer of Roger Mills County, State of Oklahoma, from the State Treasury of certain moneys collected by him and erroneously paid by him to the State Treasurer and converted into the State Treasury; making an appropriation therefor, and declaring an emergency.

First Reading .....	1330
Second Reading .....	1358

By COMMITTEE ON EDUCATION:

SENATE JOINT RESOLUTION No. 33—

A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection for the purpose of amending Section 9, Article 10, providing a special State levy for public schools.

First Reading .....	1330
Second Reading .....	1358
Reported .....	1414
Stricken from Calendar .....	1873



By HOLLOWAY:

SENATE JOINT RESOLUTION No. 34—

An Act transferring money in the unexpended balance of the State Educational Survey Fund to the use of the State Board of Education.

First Reading .....	1428
Second Reading .....	1479

By BOBO and MEMMINGER:

SENATE JOINT RESOLUTION No. 35—

A Resolution providing for the submission of a proposed amendment to Section 6 of Article 10 of the Constitution of Oklahoma, relating to the exemption of certain property from taxation.

First Reading .....	1545
Second Reading .....	1597
Motion to Withdraw from Committee Fails.....	1791
Reported .....	1825
Stricken from Calendar .....	1873

By MRS. LOONEY:

SENATE JOINT RESOLUTION No. 36—

A Resolution providing for the submission of a proposed amendment to the Constitution of Oklahoma relating to the number, election and apportionment of senators and representatives amend-

ing Sections 9, 10, 11, 12, 13, 14, 15 and 16, and all sub-sections thereunder, of Article 5 of the Constitution, by repealing the same and applying new sections in lieu thereof.

First Reading .....	1545
Second Reading .....	1597
Reported .....	1631
Stricken from Calendar .....	1873

By MRS. LOONEY:

SENATE JOINT RESOLUTION No. 37—

A Resolution providing for the submission of the proposed amendment to the Constitution of Oklahoma, relating to the compensation of the members of the Legislature, and the length of regular session of such legislative body; amending Section 83 of Article 5 thereof.

First Reading .....	1545
Second Reading .....	1597
Reported .....	1631
Stricken from Calendar .....	1873

By CORDELL of the Senate, and WOOTEN of the House:

SENATE JOINT RESOLUTION No. 38—

A Resolution proposing an amendment to the Constitution of the State of Oklahoma.

First Reading .....	1596
Second Reading .....	1534
Reported .....	1791

Re-referred .....	1868
Stricken from Calendar .....	1873

By MRS. LAMAR LOONEY, of the Senate, and MRS. MITCHELL, of the House:

SENATE JOINT RESOLUTION No. 39—

A Joint Resolution authorizing the appointment of a Commission to arrange for an international exhibition to be held in Philadelphia, in the year one thousand nine hundred twenty-six, in celebration of the one hundred and fiftieth anniversary of American Independence.

First Reading .....	1668
Second Reading .....	1692
Reported .....	1825
Advanced .....	1935
Third Reading .....	1935
Re-referred for engrossment .....	1936
Reported Engrossed .....	1951
Transmitted to House .....	1951
Passed by House .....	2229
Reported Enrolled .....	2281
Fourth Reading .....	2282
Transmitted to Governor .....	2295

By CARLOCK, of the Senate, and TOLBERT of the House:

SENATE JOINT RESOLUTION No. 40—

A Resolution declaring the educational policy of this State .

First Reading .....	1800
Second Reading .....	1830

Part IV

SENATE CONCURRENT  
RESOLUTIONS

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By HUDSON:

SENATE CONCURRENT RESOLUTION No. 1—

A Concurrent Resolution providing for the Joint Assembly of the State Senate and the House of Representatives of the State of Oklahoma.

Introduced .....	9
Adopted by Senate .....	10
Referred for Engrossment .....	273
Reported Engrossed .....	337
Engrossed Copy Signed .....	337
Adopted by House .....	359
Referred for Enrollment .....	360
Reported Enrolled .....	361
Enrolled Copy Signed .....	361
Transmitted to Secretary of State .....	362

By MONK:

SENATE CONCURRENT RESOLUTION No. 2 —

A Resolution fixing the time for the convening of the Joint Assembly, of the Senate and House of Representatives, for completing the canvass of the returns of the General Election held throughout the State on November 7, 1922.

Read and Adopted .....	232
Adopted by House .....	272
Referred for Enrollment .....	273
Reported .....	337
Enrolled Copy Signed .....	337
Transmitted to Secretary of State .....	362

By GLASSER, CORDELL, JOHNSON, FRYE, CORNETT, HILL, GOLOBIE, BROWN (Love), HUGHES, MEMMINGER, CARLOCK, WOODS, HORNER, BOBO, WEST, LUTTRELL, GULAGER, CALVERT, REED, JOHNS, WELLS, MONK, DURANT BROWN (Blaine), LAND, LEWIS, CLINE, LEEDY and HUGHEY:

SENATE CONCURRENT RESOLUTION No. 3 —

A Resolution requesting the Governor to countermand his order, relative to the services of the National Guard during the inauguration of the incoming Governor, and other state officials.

Read and Adopted .....	234
Transmitted to House .....	245
Adopted by House .....	273
Referred for Enrollment .....	273
Reported .....	337
Enrolled Copy Signed .....	337
Transmitted to Secretary of State .....	362



By CLINE, CORDELL and LOONEY (Harmon):

SENATE CONCURRENT RESOLUTION No. 4—

A Resolution requesting the Governor of Oklahoma to instruct the Attorney General of this State to see that the violation of the law concerning prize fighting in this State is not perpetrated.

Read and Adopted .....	276
Reported .....	284
Transmitted to House .....	284
Adopted by House .....	337
Referred for Enrollment .....	338
Reported Enrolled .....	350
Enrolled Copy Signed .....	350
Transmitted to Secretary of State .....	374

By ANGLIN and HUDSON:

SENATE CONCURRENT RESOLUTION No. 5—

A Concurrent Resolution providing for the joint assembly of the State Senate and the House of Representatives of the State of Oklahoma.

Read and Adopted .....	283
Referred for Engrossment .....	284
Reported .....	284
Transmitted to House .....	284
Adopted by House .....	338
Referred for Enrollment .....	338
Reported Enrolled .....	350
Enrolled Copy Signed .....	350
Transmitted to Secretary of State .....	374



By SCHOOL LAND COMMITTEE:

SENATE CONCURRENT RESOLUTION No. 6—

A Resolution memorializing Congress to pass the Joint Resolution introduced by Congressman Charles D. Carter, on December 11, 1922, authorizing the conveyance of the south half of Red River bed in the State of Oklahoma to the State of Oklahoma.

Read and Adopted .....	357
Reported Engrossed .....	365
Engrossed Copy Signed .....	365
Transmitted to House .....	365
Adopted by House, as amended .....	394
Senate Requests Conference .....	395
House Appoints Conferees .....	407
Senate Appoints Conferees .....	409

By GULAGER of the Senate, and MILLER (Hughes) of the House:

SENATE CONCURRENT RESOLUTION No. 7—

A Concurrent Resolution instructing the State Examiner and Inspector to check the inmates of the State Penitentiary at McAlester, Oklahoma.

Read and Adopted .....	466
Referred for Engrossment .....	467
Reported Engrossed .....	474
Engrossed Copy Signed .....	474
Adopted by House .....	571
Referred for Enrollment .....	571

Reported Enrolled .....	594
Enrolled Copy Signed .....	594
Transmitted to Secretary of State .....	619

By HILL, DARNELL and CORDELL:

SENATE CONCURRENT RESOLUTION No. 8—

A Concurrent Resolution memorializing the Congress of the United States to grant aid to the Kansas City, Mexico & Orient Railroad.

Read and Adopted .....	497
Referred for Engrossment .....	501
Reported Engrossed .....	516
Transmitted to House .....	516
Adopted by House .....	610
Referred for Enrollment .....	619
Transmitted to Secretary of State .....	691

By WOODS:

SENATE CONCURRENT RESOLUTION No. 9—

A Resolution for the Appointment of a Joint Committee to Report as to a Revision of Certain Portions of the Oklahoma Criminal Code.

Read and Adopted .....	564
Referred for Engrossment .....	566
Reported Engrossed .....	594
Transmitted to House .....	594
Adopted by House .....	755

Referred for Enrollment .....	755
Reported Enrolled .....	759
Enrolled Copy Signed .....	759
Transmitted to Secretary of State .....	871
Committee Appointed in Accordance with Provisions .....	919

By GOLOBIE, DARNELL and BARKER, of the Senate, and LASKEY and CALLAHAN, of the House:

SENATE CONCURRENT RESOLUTION No. 10—

A Resolution requesting certain information from the State Bank Commissioner and State Examiner and Inspector relating to State banks.

Introduced .....	621
Adopted .....	645
Referred for Engrossment .....	645
Reported Engrossed .....	659
Transmitted to House .....	659

By FEUQUAY and WELLS of the Senate, and TICER and WATSON, of the House:

SENATE CONCURRENT RESOLUTION No. 11—

A Resolution memorializing Congress and the Honorable Commissioner of Indian Affairs, relative to the donation and deeding to the State of Oklahoma of the Shawnee Indian Mission property in Pottawatomie County, State of Oklahoma, to the State of Oklahoma for a hospital and school for crippled children.

Introduced .....	641
Read and Adopted .....	665
Reported Engrossed .....	688
Transmitted to House .....	688
Adopted by House .....	755
Referred for Enrollment .....	755
Reported Enrolled .....	759
Enrolled Copy Signed .....	759
Transmitted to Secretary of State .....	871

By REED:

SENATE CONCURRENT RESOLUTION No. 12—

A Resolution memorializing Congress to pass bill H. R. 13932 introduced into the House of Representatives by Hon. Jim McClintic, Representative from the Seventh District of Oklahoma.

Introduced and Referred to Committee..... 663

By HUDSON, (by request):

SENATE CONCURRENT RESOLUTION No. 13—

A Resolution directing the re-imbursement by the State of Oklahoma to C. W. Titus for moneys excessively paid by him to the State Auditor on account of erroneous assessments of State income taxes for years 1918, 1919 and 1920.

Introduced ..... 721

By JOHNSON, JOHNS, WEST and WOODS:

SENATE CONCURRENT RESOLUTION No. 14—

A Resolution expressing gratitude and appreciation of the State of Oklahoma to Sheriff Matt Sankey of Grady County for pursuit and capture of the gang which murdered William H. Pre-wett.

Introduced and Fails of Adoption .....	886
Motion Lodged to Reconsider .....	886

By MEMMINGER of the Senate, and WHITE of the House:

SENATE CONCURRENT RESOLUTION No. 15—

Memorializing the Congress of the United States to enact into law the Norris-Sinclair Bill, Creating the Farmers and Consumers' Government Financing Corporation.

Read and Adopted .....	981
Referred for Engrossment .....	982
Reported Engrossed .....	984
Transmitted to House .....	984
Adopted by House .....	1900
Reported Enrolled .....	1971
Enrolled Copy Signed .....	1971
Transmitted to Secretary of State .....	1971



By WELLS, FEUQUAY, WEST, LOONEY (MRS), CALVERT, BROWN,  
E. A. LEEDY, FRYE, LAND, McPHERREN, REED, BOBO, HUGHES,  
RATLIFF, LEWIS, LUTTRELL, BROWN, H., DARNELL, DURANT,  
CORNETT, CLINE, WOODS, LANGLEY.

SENATE CONCURRENT RESOLUTION No. 16—

A Resolution providing for the sine die adjournment of the regular  
session of the Ninth Legislature.

Introduced .....1023

By LILLARD of the Senate, and STREET of the House:

SENATE CONCURRENT RESOLUTION No. 17—

Concerning a bill pending in Congress to grant a pension of thirty  
dollars per month to men who served as United States Deputy  
Marshals for the Western District of Arkansas, prior to the ad-  
mission of the State of Oklahoma into the Union.

Introduced .....1093  
Read and Adopted .....1171  
Reported Engrossed .....1192  
Transmitted to House .....1192

By COMMITTEE ON LEGAL ADVISORY:

SENATE CONCURRENT RESOLUTION No. 18—

A Resolution construing certain sections of Section 21, Article 5 of  
the Constitution of Oklahoma.



Read and Adopted .....	1096
Reported Engrossed .....	1116
Transmitted to House .....	1116
Passed by House as Amended .....	1371
Senate Asks House to Recede from Amendments .....	1372
House Recedes from Amendments .....	1403
Reported Enrolled .....	1447
Enrolled Copy Signed .....	1447
Transmitted to Secretary of State .....	1469

By FEUQUAY, LOONEY (Pontotoc) and LANGLEY:

SENATÈ CONCURRENT RESOLUTION No. 19 —

A Resolution memorializing the President of the United States, the present Congress of the United States, other State Legislatures and citizens of the United States to lend their earnest desire to promote peace, tranquility, and good will among the nations by working for the establishment of certain declarations of principles adopted by the Federations Interalliee Des Anciens Combattants, commonly known as F. I. D. A. C.

Introduced .....	1228
Read and Adopted .....	1965
Reported Engrossed .....	1971
Transmitted to House .....	1971
Adopted by House .....	2229
Reported Enrolled .....	2286
Enrolled Copy Signed .....	2286
Transmitted to Secretary of State .....	2303

By CARLOCK:

SENATE CONCURRENT RESOLUTION No. 20—

A Resolution providing for the appointment of a joint committee of the Senate and House for the purpose of conferring upon date of adjournment of the Ninth Legislature.

Read and Adopted .....	1343
Reported Engrossed .....	1353
Transmitted to House .....	1353
Adopted by House .....	1442
Reported Enrolled .....	1459
Enrolled Copy Signed .....	1459
Transmitted to Secretary of State .....	1513

By HORNER of the Senate, and BOYER of the House:

SENATE CONCURRENT RESOLUTION No. 21—

A Resolution Consenting to the Dividing of the State of Oklahoma into two new States, and consenting to the formation and erection of the said two new states by the Congress of the United States of America, and consenting to the admission of said two new states into the Union by Congress, etc.

Introduced .....	1828
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By SENATE COMMITTEE ON ADJOURNMENT:

SENATE CONCURRENT RESOLUTION No. 22—

A Concurrent Resolution fixing the day and hour of the sine die adjournment of the Ninth Legislature of the State of Oklahoma.

Read and Adopted .....	2033
Reported Engrossed .....	2043
Transmitted to House .....	2043
Adopted by House, as amended .....	2104
Adopted by Senate, as amended.....	2104
Reported Enrolled .....	2200
Enrolled Copy Signed .....	2200
Transmitted to Secretary of State.....	2233

By HUDSON:

SENATE CONCURRENT RESOLUTION No. 23—

A Resolution providing for compiling, indexing and publishing Session Laws of the regular session of the Ninth Legislature of the State of Oklahoma, and for the payment of the cost thereof.

Read and Adopted .....	2236
Reported Engrossed .....	2243
Engrossed Copy Signed .....	2243
Adopted by House .....	2298
Reported Enrolled .....	2312
Enrolled Copy Signed .....	2312
Transmitted to Secretary of State .....	2326

# Part V

## SENATE RESOLUTIONS

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By BOBO, LEWIS and CORDELL:

### SENATE RESOLUTION No. 1—

A Resolution concerning the death of Ex-Senator M. M. Ryan, of  
Spiro, LeFlore County.

Read and Adopted .....	342
Referred for Engrossment .....	343
Reported Engrossed .....	349
Engrossed Copy Signed .....	349
Referred for Enrollment .....	349
Enrolled Copy Signed .....	365
Transmitted to Secretary of State .....	365

By GULAGER and NICHOLS:

### SENATE RESOLUTION No. 2—

A Resolution concerning the death of Senator S. Morton Rutherford.

Read and Adopted .....	333
Referred for Engrossment .....	335

Engrossed Copy Signed .....	407
Reported Enrolled .....	458
Transmitted to Secretary of State .....	458

By COMMITTEE ON SENATE AND LEGISLATIVE AFFAIRS:

SENATE RESOLUTION No. 3—

A Resolution concerning investigations by Senate Committee in regard to the correction of the acoustical defects in the Senate Chamber, etc.

Read and Adopted .....	485
Referred for Engrossment .....	487
Reported Engrossed .....	516
Engrossed Copy Signed .....	516
Reported Enrolled .....	557
Enrolled Copy Signed .....	557
Considered .....	626

By BOBO, MEMMINGER and LEWIS:

SENATE RESOLUTION No. 4—

A Resolution concerning the death of Honorable Edwin E. Sorrels, who was formerly a member of the Oklahoma Legislature.

Read and Adopted .....	487
Referred for Engrossment .....	488
Reported Engrossed .....	516
Engrossed Copy Signed .....	516
Reported Enrolled .....	557
Enrolled Copy Signed .....	557
Transmitted to Secretary of State .....	557



By LANGLEY, NICHOLS and GULAGER:

SENATE RESOLUTION No. 5—

A Resolution requiring the different departmental and institutional heads of the State Departments to report forthwith by itemized statement, an account of expenditures made under deficiency certificates for which no appropriation has yet been made.

Read and Adopted .....	554
Referred for Engrossment .....	555
Reported Engrossed .....	557
Engrossed Copy Signed .....	557
Reported Enrolled .....	593
Transmitted to Secretary of State .....	553

By MEMMINGER:

SENATE RESOLUTION No. 6—

A Resolution concerning the beautifying of the State Capitol grounds, laying out lawns and the planting of trees, etc.

Read and Adopted .....	563
Referred for Engrossment .....	564
Reported Engrossed .....	600
Engrossed Copy Signed .....	600
Reported Enrolled .....	612
Transmitted to Secretary of State .....	612
Reported Filed Pursuant to Provisions.....	1973, 1979



By GULAGER:

SENATE RESOLUTION No. 7—

A Resolution requiring the State Examiner and Inspector to furnish statements showing aid extended by the State to the various counties.

Read and Adopted .....	735
Referred for Engrossment .....	735
Reported Engrossed .....	736
Engrossed Copy Signed .....	736
Referred for Enrollment.....	736
Reported Enrolled .....	759
Transmitted to Secretary of State .....	759

By WOODS:

SENATE RESOLUTION No. 8—

A Resolution pertaining to an examination of the papers and files of the Oklahoma Geological Survey and for the appointment of a Committee to investigate the expenditures of said survey.

Read and Adopted .....	830
Referred for Engrossment .....	831
Reported Engrossed .....	882
Engrossed Copy Signed .....	882
Reported Enrolled .....	902
Transmitted to Secretary of State .....	902

By ANGLIN:

SENATE RESOLUTION No. 9—

A Resolution relating to compilation of the Laws of Oklahoma, 1921.

Read and Adopted .....	907
Report of Committee on Investigation .....	2067
Reported Engrossed .....	2113
Engrossed Copy Signed .....	2113
Reported Enrolled .....	2261
Transmitted to Secretary of State .....	2261

By ANGLIN:

SENATE RESOLUTION No. 10—

A Resolution relating to the disposal of water rights and matters connected therewith at Muscle Shoals, Alabama.

Read and Adopted .....	909
Reported Engrossed .....	922
Engrossed Copy Signed .....	922
Reported Enrolled .....	957
Transmitted to Secretary of State .....	957

By LILLARD and HUGHEY:

SENATE RESOLUTION No. 11—

A Resolution in memory of Ex-Senator Wm. A. Briggs.

Read and Adopted .....	916
Reported Engrossed .....	922

Engrossed Copy Signed .....	922
Reported Enrolled .....	957
Transmitted to Secretary of State .....	957

By JOSEPH C. LOONEY:

SENATE RESOLUTION No. 12—

A Resolution requesting the School Land Commission to furnish the State Senate with certain information relative to Loans for more than Five Thousand (\$5,000.00) Dollars.

Read and Adopted .....	924
Reported Engrossed .....	956
Engrossed Copy Signed .....	957
Reported Enrolled .....	985
Transmitted to Secretary of State .....	985

By SENATE COMMITTEE ON APPROPRIATIONS:

SENATE RESOLUTION No. 13—

A Resolution authorizing the President of the Senate to appoint a committee of five from the membership of the Senate to investigate the expenditure of money appropriated by the Legislature for the purpose of building new buildings and making improvements at the various State institutions of the State of Oklahoma, and making repairs and purchasing equipment at said institutions, with power to subpoena witnesses and conduct hearings at any place in the State, with the view of determining the liability and responsibility, if any, for any misuse of funds so appropriated, and fixing the blame for any defects which may exist from improper or defec-

tive construction, and authorizing said Committee to report the result of its findings to the Senate, and declaring an emergency.

Read and Adopted .....	1021
Reported Engrossed .....	1027
Engrossed Copy Signed .....	1027
Reported Enrolled .....	1084
Transmitted to Secretary of State .....	1085

By HOLLOWAY:

SENATE RESOLUTION No. 14—

A Resolution requesting Sidney Smith to address the Senate of the Ninth Legislature of the State of Oklahoma.

Read and Adopted .....	1056
Reported Engrossed .....	1085
Engrossed Copy Signed .....	1085
Reported Enrolled .....	1116
Transmitted to Secretary of State .....	1116

By LANGLEY:

SENATE RESOLUTION No. 15—

A Resolution in memoriam of the philanthropy and sacrifice made by William T. Whitaker, late of Pryor, Oklahoma, in behalf of helpless orphan children.

Read and Adopted .....	1057
Reported Engrossed .....	1085

Engrossed Copy Signed .....	1085
Reported Enrolled .....	1116
Transmitted to Secretary of State .....	1116

By JOHNS:

SENATE RESOLUTION No. 16—

A Resolution requesting certain information with regard to the eradication of bovine tuberculosis from the State Auditor and President of the State Board of Agriculture.

Read and Adopted .....	1092
Reported Engrossed .....	1116
Engrossed Copy Signed .....	1116
Reported Enrolled .....	1143
Transmitted to Secretary of State .....	1143

By WOODS:

SENATE RESOLUTION No. 17—

A Resolution calling for information pertaining to data on delinquent taxes and on unassessed property from the County Assessors and County Treasurers of Oklahoma.

Introduced .....	1094
Read and Adopted .....	1227
Reported Engrossed .....	1265
Engrossed Copy Signed .....	1265
Reported Enrolled .....	1291
Transmitted to Secretary of State .....	1291



By ANGLIN:

SENATE RESOLUTION No. 18—

An Act fixing the date after which no bills are to be introduced in the Senate of the State of Oklahoma.

Fails of Adoption .....1228

By FEUQUAY:

SENATE RESOLUTION No. 19—

A Resolution providing a reward for the arrest and conviction of the thief or thieves of the car belonging to Senator West, and reward for the return of the car.

Read and Adopted .....1337  
 Reported Engrossed .....1358  
 Engrossed Copy Signed .....1358  
 Reported Enrolled .....1361  
 Transmitted to Secretary of State .....1361

By WEST:

SENATE RESOLUTION No. 20—

A Resolution providing for the closing of unfinished business of the regular session of the Ninth Legislature, after adjournment.

Read and Adopted .....2137  
 Reported Engrossed .....2165



Engrossed Copy Signed .....	2165
Reported Enrolled .....	2258
Transmitted to Secretary of State .....	2258

By HUDSON:

SENATE RESOLUTION No. 21—

A Resolution providing for the custody of the Senate chamber, committee rooms, property and equipment, and its papers and documents, apportioning funds for such purpose and fixing the compensation therefor.

Read and Adopted .....	2255
Reported Engrossed .....	2261
Engrossed Copy Signed .....	2261
Reported Enrolled .....	2282
Transmitted to Secretary of State .....	2282

By SENATE COMMITTEE ON APPROPRIATIONS:

SENATE RESOLUTION No. 22 —

A Resolution authorizing the committee appointed by the President of the Senate, pursuant to Senate Resolution No. 13, to investigate the expenditure of money appropriated by the Legislature for the purpose of building new buildings and making improvements at the various State Institutions, etc.

Read and Adopted .....	2317
Reported Engrossed .....	2326
Engrossed Copy Signed .....	2326
Reported Enrolled .....	2326
Transmitted to Secretary of State .....	2326

# Part VI

## SENATE RECORD OF HOUSE BILLS

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By SINGLETARY, STREET, O'BRIEN, BURLESON and ROBERT-  
SON of the House, and LILLARD of the SENATE:

ENGROSSED HOUSE BILL No. 2—

An Act amending the last paragraph of Section 1, of the Senate  
Bill No. 55, Chapter 11, of the Session Laws of Oklahoma, 1921,  
and declaring an emergency.

Received from House .....	393
First Reading .....	397
Second Reading .....	420
Reported .....	461
Advanced .....	514
Third Reading .....	520
Returned to House .....	521
Fourth Reading .....	573

By GARNER:

ENGROSSED HOUSE BILL No. 4—

An Act amending Section 1 of Chapter 15, of Session laws of Oklahoma, 1919, entitled, an Act amending Sections 1, 5, 6 and 8, Chapter 54, Session Laws of Oklahoma, 1915, and Sections 2 and 3, Chapter 210, Session Laws of Oklahoma, 1917; repealing Section 1, Chapter 210, Session Laws of Oklahoma, 1917, relating to Confederate pensions; creating the office of Commissioner of Pensions in Oklahoma, and secretary of said officers, providing their compensation, appropriating moneys to carry into effect the provisions of this pension law, and declaring an emergency.

Received from House .....	571
First Reading .....	581
Second Reading .....	600
Withdrawn and Re-referred .....	646

By CUNNINGHAM, HUTSON and ANDERSON:

ENGROSSED HOUSE BILL No. 6—

An Act amending Chapter 12, Article 4, of the Compiled Statutes of Oklahoma, 1921, by fixing and providing for terms of the Superior Court of Creek County, Oklahoma, to be held at Bristow in said county and providing for a clerk of said court and additional deputy county attorneys, and fixing the salaries of said clerk and deputy county attorneys, and declaring an emergency.

Received from House .....	439
First Reading .....	446
Second Reading .....	469
Reported .....	483

Considered and amended .....	513
Advanced .....	514
Reported Engrossed .....	516
Recommitted .....	521
Reported .....	569
Third Reading .....	580
Reported Engrossed .....	594
Returned to House .....	594
Fourth Reading .....	670

By BRICE and TAYLOR of the House, and MONK of the Senate:

ENGROSSED HOUSE BILL No. 7—

An Act amending Sections 4178, 4179, 4181 and 4182 of Volume 2 of the Compiled Statutes of Oklahoma, 1921, providing penalties for the violation of the banking laws of this State and providing punishment therefor, and declaring an emergency.

Received from House .....	441
First Reading .....	446
Second Reading .....	469
Reported .....	660
Advanced .....	782
Third Reading .....	867
Returned to House .....	868
Fourth Reading .....	890

By FERRELL of the House, and HUDSON of the Senate:

ENGROSSED HOUSE BILL No. 11—

A Bill re-enacting and amending Section 8820 of the Compiled Oklahoma Statutes, 1921, the same being a Bill entitled, "An Act

providing for and regulating hawking and peddling by ex-Confederate and ex-Union soldiers and their widows," so as to make the provisions thereof applicable to veterans of the Spanish-American and the World Wars, and declaring an emergency.

Received from House .....	642
First Reading .....	475
Second Reading .....	493
Reported .....	588
Advanced .....	608, 655
Considered .....	664
Re-referred for Engrossment .....	664
Reported Engrossed .....	682
Third Reading .....	703
Returned to House .....	704
House Concurs in Senate amendments .....	724
Fourth Reading .....	755

By COMMITTEE ON BANKING:

ENGROSSED HOUSE BILL No. 13A—

An Act amending Section 4127 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to loans of money to bank officers and changing and fixing the penalty for violation thereof; amending Section 4144 of said statutes relating to the rights of banks to borrow money and limiting the pledging of collateral for rediscounts and bills payable at State banks, and fixing the penalty for violations thereof; amending Section 4166 of said statute relating to the payment of depositors and other creditors of insolvent State banks, and providing for the liquidation of said banks and the manner thereof, and for the appointment of liquidating agents, attorneys and other employees and fixing their compensation; amending Section 4189 of said statute relating to the right of surety companies to participate in the assets of failed banks and providing for the participation of surety companies paying deposi-



tory bonds securing public funds on deposit in State banks in pro rata division of the assets of said banks with the depositors of said banks, and providing for the administration of such assets by the Bank Commissioner; amending Section 4150 of said statute relating to the right of State banks to hold real estate and providing when real estate may be held by said banks and the conveyance thereof; amending Section 4161 of said statutes relating to the State Banking Board and providing for the appointment of said board and fixing the compensation of its members; amending Section 4169 of said statutes providing that the stockholders may repair the loss of a bank and providing for the manner of reopening such banks; amending Section 4174 of said statutes relating to the certificate of authority for banks to do business and providing for the issuance of such certificate of authority; amending Section 4175 of said statutes relating to the rate of interest allowed on deposits and providing that no greater rate of interest shall be allowed or paid than is permitted by the rules of the Bank Commissioner; Repealing Section 4162 of said statutes relating to the depositors' guaranty fund and issue of guaranty fund warrants; repealing Section 4163 of said statutes relating to emergency assessments for depositors' guaranty fund; repealing Section 4164 of said statute relating to certain payments into the depositors' guaranty fund for newly organized banks; repealing Section 4168 of said statutes relating to certificates of guaranty and the display and advertisement of the same, and declaring an emergency.

Received from House .....	1653
First Reading .....	1666
Second Reading .....	1681
Reported .....	1826
Considered .....	2106, 2109
Advanced .....	2109
Third Reading .....	2109
Returned to House .....	2110
Fourth Reading .....	2245



By BRYDIA:

ENGROSSED HOUSE BILL No. 14—

An Act relating to County Courts in counties having a population of over 30,948 inhabitants and not exceeding 30,950 inhabitants, and declaring an emergency.

Received from House .....	440
First Reading .....	447
Second Reading .....	469
Reported .....	491
Advanced .....	604
Third Reading .....	632
Referred for Engrossment .....	633
Reported Engrossed .....	646
Returned to House .....	646
House Requests Conference .....	753
Senate Appoints Conferees .....	753
House Appoints Conferees .....	873

By BRYDIA:

ENGROSSED HOUSE BILL No. 17—

An Act relating to the creation of voting precincts in counties having a population of not less than 30,948 and not more than 30,950.

Received from House .....	671
First Reading .....	678
Second Reading .....	696
Reported .....	1038
Referred to Special Committee .....	1139

Special Committee Appointed .....	1890
Reported .....	1903
Advanced .....	1906
Reported Engrossed .....	1971
Third Reading .....	2022
Returned to House .....	2023
House Concurs in Senate Amendments .....	2246
Fourth Reading .....	2297

By OTJEN:

ENGROSSED HOUSE BILL No. 20—

An Act relating to the platting for assessment and other purposes of tracts owned by two or more persons in severalty in counties having a population of not less than 37,500 and not over 37,600 and with an assessed valuation of not less than \$48,868.532.00.

Received from House .....	1363
First Reading .....	1377
Second Reading .....	1384
Reported .....	1628
Advanced .....	1669
Third Reading .....	1710
Returned to House .....	1711
Referred to Committee on Enrolled and Engrossed Bills.....	1772
Fourth Reading .....	1800

By PULLEN:

ENGROSSED HOUSE BILL No. 22—

An Act authorizing the board of county commissioners of any county in the State of Oklahoma to pay a bounty on chicken hawks, crows and chaparral

Received from House .....	440
First Reading .....	447
Second Reading .....	469
Reported .....	480
Indefinitely Postponed .....	604

By WATKINS and THORNLEY:

ENGROSSED HOUSE BILL No. 26—

An Act appropriating Two Million One Hundred Fifty Thousand (\$2,150,000.00) Dollars to pay one and one-half mills illegally collected, to the tax payers of the State; providing rules and regulations for the payment of the same, and declaring an emergency.

Received from House .....	1512
First Reading .....	1543
Second Reading .....	1545
Reported .....	1595
Advanced .....	1659
Third Reading .....	1659
Re-referred for Engrossment .....	1660
Reported .....	1669
Returned to House .....	1669
House Concurs in Senate Amendments .....	1707
Referred to Committee on Enrolled and Engrossed Bill .....	1845
Fourth Reading .....	1869

By LINDSEY and WATKINS:

ENGROSSED HOUSE BILL No. 28 —

An Act amending Section 9666 of the Compiled Oklahoma Statutes, 1921, relating to disposition of penalty accruing from failure to make assessments.

Received from House .....	1551
First Reading .....	1591
Second Reading .....	1597

By HARPER and NANCE:

ENGROSSED HOUSE BILL No. 29—

An Act amending Sections 9934 and 9940 of Compiled Oklahoma Statutes, Annotated, 1921, relating to taxation of incomes, defining the meaning of "persons" as used in said act, requiring corporations not declaring and distributing annual dividends to pay income tax, creating exemptions, and declaring an emergency.

Received from House .....	1831
First Reading .....	1867
Second Reading .....	1879

By ROBERTSON, SINGLETARY, O'BRIEN, BURLESON and STREET:

HOUSE BILL No. 31—

An Act making an appropriation to pay the cities and towns named herein the amount of money collected by the State Insurance Commissioner from the foreign fire insurance companies doing business in the State of Oklahoma, which money has been turned into the State Treasury, as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, amended under Chapter 35, Senate Bill No. 204, Session Laws of Oklahoma, 1921, setting aside the annual tax of two per cent on all net premiums collected from foreign fire insurance companies

doing business in the State of Oklahoma, and declaring an emergency.

Received from House .....	531
First Reading .....	532
Second Reading .....	539
Advanced .....	606
Third Reading .....	628
Returned to House .....	629
Fourth Reading .....	683

By W. W. ROBERTSON, STREET, BURLESON, O'BRIEN and  
SINGLETARY:

HOUSE BILL No. 32—

An Act making an appropriation to pay the cities and towns named the remainder of the amount of money collected by the State Insurance Commissioner from the insurance companies and which has been turned into the State Treasury as provided in Article 6, Chapter 21, Session Laws of Oklahoma, 1909, and declaring an emergency.

Received from House .....	531
First Reading .....	532
Second Reading .....	539
Advanced .....	606
Third Reading .....	629
Returned to House .....	630
Fourth Reading .....	683



By PULLEN: . . .

HOUSE BILL No. 33—

An Act authorizing the Governor to offer a reward for former Bank Commissioner Fred Dennis, making an appropriation therefor, and declaring an emergency.

Received from House .....	415
First Reading .....	425
Second Reading .....	437
Referred to Calendar .....	437
Advanced .....	604
Third Reading .....	605
Fourth Reading .....	670

By HUTSON, ANDERSON and CUNNINGHAM:

ENGROSSED HOUSE BILL No. 37—

An Act authorizing the county clerk, the county treasurer, the court clerk and the county assessor to appoint deputies in every county in the State of Oklahoma, having a population of not less than sixty-two thousand and not more than sixty-five thousand, according to the last preceding Federal decennial census; fixing the salary thereof, repealing all other Acts or parts of Acts in conflict herewith, and declaring an emergency.

Received from House .....	394
First Reading .....	397
Second Reading .....	420
Reported .....	506
Advanced .....	507



Recommitted .....	521
Reported .....	533
Third Reading .....	533
Referred for Engrossment .....	534
Reported Engrossed .....	536
Returned to House .....	536
Fourth Reading .....	709

By CUNNINGHAM, ANDERSON and HUTSON:

ENGROSSED HOUSE BILL No. 40—

An Act providing for three additional deputy sheriffs for Creek County, Oklahoma; fixing their salaries and increasing the salaries of the deputy sheriffs now provided for by law, and declaring an emergency.

Received from House .....	394
First Reading .....	397
Second Reading .....	420
Reported .....	506
Advanced .....	606
Third Reading .....	633
Returned to House .....	634
Fourth Reading .....	690

By THOMPSON:

ENGROSSED HOUSE BILL No. 49—

An Act for the eradication of predatory animals; permitting County Commissioners to co-operate with the Bureau of Biological Survey of the United States Department of Agriculture.

Received from House .....	764
First Reading .....	781
Second Reading .....	865
Reported .....	885
Advanced .....	915
Third Reading .....	943
Returned to House .....	944
Fourth Reading .....	975

By THORNLEY:

HOUSE BILL No. 50—

An Act amending Section 6441 of the Compiled Oklahoma Statutes,  
Annotated, 1921.

Received from House .....	492
First Reading .....	503
Second Reading .....	519
Reported .....	1960
Stricken from Calendar .....	2224

By STEWART and DYER of the House, and HOLLOWAY of the  
Senate:

ENGROSSED HOUSE BILL No. 64—

An Act fixing the number of deputies and their salaries in the of-  
fice of Court Clerk in counties having a population of not less  
than 37,880 and not to exceed 37,930 by the United States census  
of 1920, and declaring an emergency.

Received from House .....	438
First Reading .....	447
Second Reading .....	469
Reported .....	688
Advanced .....	772
Third Reading .....	868
Returned to House .....	869
Fourth Reading .....	890

By SIGLER:

ENGROSSED HOUSE BILL No. 67—

An Act repealing Chapter 110, Session Laws of 1919, known as Senate Bill No. 357, relating to the auditing of claims in counties between 26,000 and 27,000 population, and declaring an emergency.

Received from House .....	441
First Reading .....	447
Second Reading .....	469
Reported .....	924
Advanced .....	1080
Third Reading .....	1130
Returned to House .....	1131
Fourth Reading .....	1163

By ELAM and SMITH:

ENGROSSED HOUSE BILL No. 68 —

An Act fixing the salaries of county officers in counties having a population of not less than 36,536 and not over 36,600, as now and hereafter shown by the last Federal census.

Received from House .....	503
First Reading .....	503
Second Reading .....	520
Reported .....	689
Considered and Amended .....	727
Advanced .....	728
Reported Engrossed .....	736
Third Reading .....	778
Returned to House .....	779
House Concurs in Senate Amendments .....	897
Fourth Reading .....	967

By LONG and PULLEN:

ENGROSSED HOUSE BILL No. 69—

An Act authorizing school boards to include in their estimate a levy for dental treatment.

Received from House .....	928
First Reading .....	946
Second Reading .....	973
Reported .....	1310
Indefinitely Postponed .....	1493

By WATKINS of the House, and CLINE of the Senate:

ENGROSSED HOUSE BILL No. 72—

An Act amending Section 10368, Bunn's Compiled Oklahoma Statutes, 1921; An Act providing for an oath or affirmation of allegiance to be taken by all teachers in the public, private, parochial or de-

nomination schools, by re-enacting said section, with certain exceptions added thereto.

Received from House .....	503
First Reading .....	503
Second Reading .....	520
Reported .....	967
Advanced .....	1139
Referred for Engrossment.....	1149
Reported Engrossed .....	1172
Third Reading .....	1174
Returned to House .....	1175
House Concurs in Senate Amendments .....	1233
Fourth Reading .....	1297

By WILLIAMS:

ENGROSSED HOUSE BILL No. 79—

An Act amending Section 4, Chapter 48, of the Session Laws of the State of Oklahoma, 1919, relating to penalties for delinquent taxes of property in cities; providing for the disposition of penalties on property within cities having a population of not less than 5,000 and not more than 5,020 according to the Federal census of 1920, and declaring an emergency.

Received from House .....	668
First Reading .....	676
Second Reading .....	696
Reported .....	985



By THE COMMITTEE ON APPROPRIATIONS:

ENGROSSED HOUSE BILL No. 81—

An Act making an appropriation to pay for fire and tornado insurance of State property, and declaring an emergency.

Received from House .....	441
First Reading .....	447
Second Reading .....	469
Reported do not pass .....	658

By VERNON :

ENGROSSED HOUSE BILL No. 85—

An Act amending Section 9719 of Compiled Oklahoma Statutes, Annotated, 1921, General Laws of the State of Oklahoma, reducing the penalty on delinquent taxes from 18 per cent to 15 per cent per annum.

Received from House .....	1236
First Reading .....	1254
Second Reading .....	1269
Reported .....	1628
Referred to Special Committee .....	1731
Reported .....	1774
Advanced .....	1887
Reported Engrossed .....	1891
Third Reading .....	2047
Returned to House .....	2048
Fourth Reading .....	2312



By SIGLER:

ENGROSSED HOUSE BILL No. 88—

An Act to regulate the appointment of deputy court clerks in counties having a population of over 40,240 and less than 40,250, fixing their salaries, and declaring an emergency.

Received from House .....	440
First Reading .....	447
Second Reading .....	469
Reported .....	1383
Advanced .....	1493
Third Reading .....	1570
Returned to House .....	1571
Fourth Reading .....	1659

By GRAY:

ENGROSSED HOUSE BILL No. 89—

An Act validating certain acknowledgments relating to deeds and other conveyances of real estate heretofore taken within the State of Oklahoma before justices of the peace, and declaring an emergency.

Received from House .....	668
First Reading .....	677
Second Reading .....	696
Reported .....	741
Advanced .....	782
Reported Engrossed .....	828
Third Reading .....	895

Returned to House .....	897
House Requests Conference .....	912
Senate Appoints Conferees .....	912
House Reconsiders and Concurs in Senate Amendments .....	966
Fourth Reading .....	967

By BAYLESS:

ENGROSSED HOUSE BILL No. 90—

An Act amending the first paragraph of Section 9698, Compiled Oklahoma Statutes, 1921, with reference to the power of Excise Board to revise estimates, and declaring an emergency.

Received from House .....	1235
First Reading .....	1255
Second Reading .....	1269
Reported .....	1957
Considered and Amended .....	2127
Advanced .....	2222
Third Reading .....	2222
Referred for Engrossment .....	2223
Reported .....	2236
Considered and Amended .....	2238
Fails of Passage .....	2238
Passage Reconsidered .....	2238
Failed to Pass .....	2239

By THOMPSON:

ENGROSSED HOUSE BILL No. 93—

An Act making an appropriation for the general repairs of four cottages used as dormitories located at the State Training School, Pauls Valley, Oklahoma, and declaring an emergency.

Received from House .....	462
First Reading .....	475
Second Reading .....	493
Reported .....	584
Advanced .....	608
Third Reading .....	631
Returned to House .....	632
Fourth Reading .....	683

By SMITH and ELAM:

ENGROSSED HOUSE BILL No. 101—

An Act creating and establishing a county superior court and procedure; providing for a judge for said court; for the election, appointment, term of office, and compensation of said judge; providing for a stenographer, and fixing his compensation, providing places for the sitting of said court; providing for assistant county attorneys, deputy court clerks and deputy sheriffs at Fairfax and Hominy, Oklahoma, and fixing their salaries, and abolishing county court at Hominy and Fairfax, and declaring an emergency.

Received from House .....	927
First Reading .....	945
Second Reading .....	973
Reported Do Not Pass.....	1625

By COMMITTEE ON APPROPRIATIONS:

ENGROSSED HOUSE BILL No. 108—

An Act making appropriation to pay deficiency certificate No. 15 for the fiscal year ending June 30, 1923, and declaring an emergency.

Received from House .....	439
First Reading .....	447
Returned to House for Correction.....	453

By COMMITTEE ON APPROPRIATIONS:

ENGROSSED HOUSE BILL No. 109—

An Act making supplemental appropriation for the office of Governor, Lieutenant Governor, Vocational Education Department, Department of Mines, Oil and Gas, State Auditor, State Examiner and Inspector and Commissioner of Charties and Corrections, for the remainder of the fiscal year ending June 30th, 1922, and the remainder of the fiscal year ending June 30th, 1923, and declaring an emergency.

Received from House .....	441
First Reading .....	448
Second Reading .....	469
Reported .....	585
Considered and Amended .....	607
Advanced .....	608
Reported .....	612
Third Reading .....	630
Returned to House .....	631
Fourth Reading .....	709

By WREN and CASE of the House, and ANGLIN of the Senate:

ENGROSSED HOUSE BILL No. 112—

An Act authorizing the Court Clerk and the County Clerk of counties having a population of not less than 25,000 nor more than



25,100, according to the last preceding Federal decennial census, to appoint deputies by and with the advice and consent of the Board of County Commissioners; and also to appoint an additional deputy or deputies upon investigation and recommendation of the County Attorney of such counties and by and with the advice, consent and approval of the Board of County Commissioners of such counties; fixing the salaries thereof and repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Received from House .....	439
First Reading .....	448
Second Reading .....	469
Reported .....	491
Advanced .....	606
Third Reading .....	634
Referred for Engrossment .....	636
Reported Engrossed .....	647
Returned to House .....	647
Fourth Reading .....	709

By VERNON and HARPER:

#### ENGROSSED HOUSE BILL No. 122—

An Act providing for all State bank employees engaged or employed in the State banking business in the State of Oklahoma, to give fidelity bonds for faithful performance of their duties, and declaring an emergency.

Received from House .....	928
First Reading .....	945
Second Reading .....	973
Reported .....	1063

Referred to Special Committee.....	1137
Reported .....	1159
Advanced .....	1179
Third Reading .....	1210
Returned to House .....	1211
House Requests Conference and Appoints Conferees.....	1238
Senate Appoints Conferees .....	1238
House Concurs in Senate Amendments.....	1891
Referred to Committee on Enrolled and Engrossed Bills.....	2005
Fourth Reading .....	2033

By DIXON and THOMPSON:

ENGROSSED HOUSE BILL No. 123—

An Act amending Sections 9741, 9742, 9743, 9744, 9745 and 9746 of the Compiled Oklahoma Statutes of 1921, relating to the re-sale of real estate for delinquent taxes, repealing all conflicting laws, and declaring an emergency.

Received from House .....	765
First Reading .....	781
Second Reading .....	865
Reported .....	986
Referred to Special Committee .....	1080
Reported .....	1223
Referred to Special Committee.....	1734
Reported .....	1980, 1985
Advanced .....	2070
Reported .....	2105
Third Reading .....	2133
Returned to House .....	2134
House Concurs in Senate Amendments.....	2311
Fourth Reading .....	2317



by VAN DALL:

ENGROSSED HOUSE BILL No. 125—

An Act authorizing County Assessors in counties having a population of not less than 27,000 or more than 27,100, according to the last preceding Federal census or any other legal census ordered or authorized by the Board of County Commissioners, to appoint one additional deputy county assessor, whose salary shall be fixed by the Board of County Commissioners not to exceed \$1,500.00 per annum, and authorizing the sheriff in such counties to appoint two additional deputies whose salaries shall be fixed by the Board of County Commissioners not to exceed (\$1,500.00) per annum, and authorizing the County Attorney in such counties to appoint one stenographer who shall have the qualifications of a court reporter, whose salary shall be fixed by the Board of County Commissioners not to exceed the sum of \$1,500.00 per annum, to allow and provide for the payment by the county, and hereby repealing all laws conflicting herewith, and declaring an emergency.

Received from House .....	667
First Reading .....	677
Second Reading .....	696
Reported .....	875
Advanced .....	915
Third Reading .....	942
Returned to House .....	943
Fourth Reading .....	975

By FERRELL, ROSSITER, NANCE and O'BRIEN:

ENGROSSED HOUSE BILL No. 130—

An Act making an appropriation for the support and maintenance of the office of the Attorney General, and declaring an emergency.

Received from House .....	645
First Reading .....	652
Second Reading .....	665
Reported .....	760
Recommitted .....	918
Reported .....	1166
Advanced .....	1211
Third Reading .....	1211
Returned to House .....	1212
Fourth Reading .....	1237

By STEWART and DYER of the House, and HOLLOWAY of the Senate:

ENGROSSED HOUSE BILL No. 131—

An Act allowing one additional judge for the Twenty-seventh Judicial District of the State of Oklahoma; providing for the appointment and election of such additional judge, and declaring an emergency.

Received from House .....	1125
First Reading .....	1136
Second Reading .....	1143
Reported .....	1170
Advanced .....	1208
Third Reading .....	1209
Returned to House .....	1210
Fourth Reading .....	1220

By HARPER and DYER:

ENGROSSED HOUSE BILL No. 136—

An Act providing closed season on deer and wild turkey and repealing all laws and parts of laws in conflict herewith.

Received from House .....	572
First Reading .....	581
Second Reading .....	600
Reported .....	617
Considered and Amended .....	655
Advanced .....	657
Reported .....	659
Third Reading .....	704
Returned to House .....	705
House Requests Conference .....	753
Senate Appoints Conferees .....	753
House Appoints Conferees .....	873
House Adopts Conference Report .....	1035
Senate Adopts Conference Report .....	1035
Fourth Reading .....	1088

By ROSSITER and LEWIS:

ENGROSSED HOUSE BILL No. 137—

An Act repealing Section 436 of Article 2 of Chapter 10 of the Revised Laws of Oklahoma, Annotated, 1910, relating to bi-annual elections in cities of the first class having a population of more than 5,889 and not to exceed 5,895, according to the last regular Federal census; providing for the approval of all actions and procedure heretofore had and done by councils in all cities of the first class wherein one councilman was elected from each ward instead of two councilmen from each ward, and declaring an emergency.

Received from House .....	927
First Reading .....	946
Second Reading .....	972
Reported .....	1167

Advanced .....	1418
Third Reading .....	1436
Returned to House .....	1437
Fourth Reading .....	1554

By WATKINS, CALLAHAN, WOOTEN, TICER, McBEE, JONES, WATSON of Pottawatomie, TREADWAY, BRUMLEY, KING, LOWRY, STEWART, THORNLEY, WINDLE, BREMER, MONTGOMERY and MITCHELL of the House, and MEMMINGER of the Senate.

ENGROSSED HOUSE BILL No. 140—

An Act providing aid for weak school districts, making appropriation for the year ending June 30, 1923.

Received from House .....	967
First Reading .....	976
Second Reading .....	989
Withdrawn and Re-referred .....	997
Reported .....	1075
Advanced .....	1075
Third Reading .....	1075
Emergency Failed .....	1076
Ordered Printed .....	1080
Reported Engrossed .....	1085
Returned to House .....	1085
House Appoints Conferees .....	1136
Senate Appoints Conferees .....	1136
Senate Appoints New Conferees .....	1240
House Appoints New Conferees .....	1274
House Appoints New Conferees .....	1445
Senate Instructs New Conferees and Appoints New Committee .....	1446
House Adopts Conference Report .....	1471
Senate Adopts Conference Report .....	1472
Fourth Reading .....	1556

By LEWIS and ANDERSON:

ENGROSSED HOUSE BILL No. 141—

An Act establishing a separate ward building at the Central Oklahoma State Hospital at Norman, Oklahoma, for ex-service persons suffering from mental, neuro and nervous diseases or afflictions, making appropriations providing for the erection and equipment of said building under the supervision of the Soldiers Relief Commission, and declaring an emergency.

Received from House .....	667
First Reading .....	677
Second Reading .....	696
Reported .....	1595
Advanced .....	1665
Reported Engrossed .....	1669
Third Reading .....	1704
Returned to House .....	1705
House Concurs in Senate Amendments .....	1745
Referred to Committee on Enrolled and Engrossed Bills.....	1845
Fourth Reading .....	1873

By ANDERSON, CUNNINGHAM and HUTSON:

ENGROSSED HOUSE BILL No. 144—

An Act fixing the salaries of County Attorneys and County Judges in counties of the State of Oklahoma having a population of more than fifty-five thousand.

Received from House .....	764
First Reading .....	781



Second Reading .....	865
Reported .....	1000
Considered and Amended .....	1137
Advanced .....	1138
Reported Engrossed .....	1143
Third Reading .....	1147
Returned to House .....	1147
House Concurs in Senate Amendments.....	1232
Fourth Reading .....	1443

By TREADWAY and FINLEY:

ENGROSSED HOUSE BILL No. 147—

An Act providing for the regulation of stockyards and commission firms and dealers in livestock, and declaring an emergency.

Received from House .....	1551
Second Reading .....	1597
Reported .....	1632
Recommitted .....	1681

By TOLBERT, SIGLER and CUNNINGHAM:

ENGROSSED HOUSE BILL No. 150—

An Act amending Sections 4268, 4269, 4270 and 4272 of the Revised Laws of 1921 relating to the refunding of indebtedness of municipal corporations.

Received from House .....	929
First Reading .....	946
Second Reading .....	973



By VARNUM, WOOTEN, POLLOCK, EASTRIDGE, BURGER and THORNTON:  
LEY:

ENGROSSED HOUSE BILL No. 159—

An Act amending Sections 5637, 5644, 5645 and 5647 of Article 19, Chapter 34 of the Compiled Oklahoma Statutes of 1921, relating to the organization and regulations of co-operative corporations.

Received from House .....	1832
First Reading .....	1864
Second Reading .....	1878
Reported .....	1934
Advanced .....	2016
Referred to Special Committee.....	2057
Reported .....	2062
Third Reading .....	2063
Returned to House.....	2129
Reported Engrossed .....	2105
House Concurs in Senate Amendments.....	2197
Referred to Committee on Enrolled and Engrossed Bills.....	2229
Fourth Reading .....	2277

By WATSON (Sequoyah), LIGHTNER, KIDD, LONG, FERRELL, TAYLOR (Lincoln), BRICE, JOHNSON, ROBERTSON, ANDERSON, STEWART, CULP, MONTGOMERY, CUNNINGHAM, SINGLETARY and DYER of the House, and MRS. LOONEY of the Senate:

COMMITTEE SUBSTITUTE FOR HOUSE BILL No. 163—

An Act giving a list of officers and employees authorized in the State Health Department; dividing the State into four approximately equal sections; authorizing the appointment of one health

supervisor for each of said four sections; readjusting and fixing the salaries.

Received from House .....	1511
First Reading .....	1543
Second Reading .....	1545
Reported .....	1633
Recommitted .....	1681
Reported .....	1824
Considered .....	2106
Considered and Amended .....	2211, 2215
Advanced .....	2215
Reported Engrossed .....	2222
Third Reading .....	2224
Returned to House .....	2225
Fourth Reading .....	2324

By HUTSON, ANDERSON and CUNNINGHAM:

#### ENGROSED HOUE BILL No. 164—

An Act authorizing the County uperintendent of Public Instruction to appoint one deputy in every county in the State of Oklahoma having a population of not less than 62,000 and not more than 65,000, according to the last preceding Federal census or any census ordered or authorized by the Board of County Commissioners of any county, fixing the salary thereof, and declaring an emergency.

Received from House .....	668
First Reading .....	677
Second Reading .....	696
Reported .....	951
Advanced .....	952

Third Reading .....	952
Returned to House .....	953
Fourth Reading .....	975

## By COMMITTEE ON APPROPRIATIONS:

## ENGROSSED HOUSE BILL No. 167—

An Act making emergency appropriation for repairs and extension of the heating plant and sewage system at the Panhandle Agricultural and Mechanical College, at Goodwell, Oklahoma, and declaring an emergency.

Received from House .....	670
First Reading .....	677
Second Reading .....	696
Reported .....	760
Advanced .....	915
Third Reading .....	941
Returned to House .....	942
Fourth Reading .....	975

## By MILLER (Tulsa) and LONG:

## ENGROSSED HOUSE BILL No. 173—

An Act amending Section 4266 of the Revised Laws of Oklahoma, 1910, as amended by Section 1, Chapter 144, Session Laws of Oklahoma, 1919; also Section 7886, Revised Laws of 1921, relating to cemeteries and burial grounds, and declaring an emergency.

Received from House .....	1125
First Reading .....	1136

Second Reading .....	1143
Reported .....	1456
Advanced .....	1548
Third Reading .....	1699
Returned to House .....	1700
Referred to Committee on Enrolled and Engrossed Bills.....	1764
Fourth Reading .....	1790

By FARRELL:

ENGROSSED HOUSE BILL No. 179—

An Act providing for the deeds of trust, and prescribing the manner and means of the execution and recording of same, and sale of property thereunder, and prescribing the method of taxation thereon.

Received from House .....	1897
First Reading .....	1969
Second Reading .....	2028
Referred to Calendar .....	2028
Advanced .....	2105
Third Reading .....	2105
Returned to House .....	2106
Fourth Reading .....	2304

By STREET and VAN DALL:

ENGROSSED HOUSE BILL No. 189—

An Act to provide for the establishment and change of the grade, permanent improvement, repair and maintenance of any street, avenue, land, alley or other public place in any city or incor-



porated town in the State of Oklahoma, by grading, regrading, paving, repaving, constructing, reconstructing, macadamizing, re-macadamizing, chatting, rechatting, graveling, regraveling, curbing, recurbing, guttering, reguttering, draining, redraining and otherwise improving same; to provide for the installation of water, gas and sewer connections, to provide for the levy and collection of special assessments and the issuance and payment of bonds to pay for said improvements; to provide for the levy of a general tax to repair and maintain permanently improved streets and ways; defining certain terms used in this Act; to provide for the repeal of part of Article 12, Chapter 29, Compiled Oklahoma Statutes, Annotated, 1921, and all other laws or parts of laws in conflict herewith, and declaring an emergency.

Received from House .....	1017
First Reading .....	1018
Second Reading .....	1025
Referred to Calendar .....	1025
Made Special Order .....	1047
Considered and Amended.....	1104, 1277, 1284, 1320, 1326
Advanced .....	1326
Reported Engrossed .....	1330
Third Reading .....	1402
Returned to House .....	1403
House Concurs in Senate Amendment.....	1467
Fourth Reading .....	1683

By ADAMS:

#### ENGROSSED HOUSE BILL No. 191—

An Act amending Section 10490 of the Compiled Oklahoma Statutes, 1921, fixing date for holding annual meeting in union graded sohcol districts.

Received from House .....	1413
First Reading .....	1417
Second Reading .....	1428

By GOODRICH of the House, and JOHNSON of the Senate:

ENGROSSED HOUSE BILL No. 192—

An Act fixing the salaries of county attorney and assistant county attorney, and providing for a stenographer in counties having a population of more than 26,600 and less than 26,700 inhabitants, and declaring an emergency.

Received from House .....	572
First Reading .....	581
Second Reading .....	600
Reported .....	759
Advanced .....	1076
Third Reading .....	1133
Returned to House .....	1134
House Concurs in Senate Amendments.....	1232
Fourth Reading .....	1414

By BREMER, SIGLER, ANDERSON, ELAM, THORNSBROUGH, LOWRY, MOOTHART, WOOTEN, WINDLE, ACTON, EVERHART, MABON and OTJEN.

ENGROSSED HOUSE BILL No. 197—

An Act providing for a system of State text books in the Public Schools of Oklahoma; appropriating and setting aside the net proceeds of money collected from all foreign insurance companies, doing business in the State of Oklahoma (foreign fire insurance



companies excepted), and establishing a fund to be known as the State Text Book Fund; directing the State Insurance Commissioner to deposit said money with the State Treasurer, who shall designate said deposit as the State Text Book Fund; providing a method of distributing and otherwise putting into use State text books in all the public schools in the State, beginning August 1, 1924; amending and repealing certain text book laws, making an appropriation to carry out the purpose of this Act, and declaring an emergency.

Received from House .....	1087
First Reading .....	1114
Second Reading .....	1120
Reported and Re-referred .....	1309
Motion to Withdraw from Committee Fails.....	1452
Reported Do Not Pass.....	1464
Placed on Calendar .....	1464
Considered and Amended, 1546, 1646, 1648, 1651, 1660, 1662, 1671, 1674	
Advanced .....	1674
Reported Engrossed .....	1709
Third Reading .....	1718
Returned to House .....	1719
House Concurs in Senate Amendments.....	1746
Referred to Committee on Enrolled and Engrossed Bills.....	1810
Fourth Reading .....	1810

By THOMPSON (Garvin) and STREET of the House, and LUTTRELL of the Senate:

#### ENGROSSED HOUSE BILL No. 201—

An Act amending Section 8572, Compiled Oklahoma Statutes, 1921, relating to the investment of sinking funds of the State or of any county, city, town, township, school district or any municipality thereof, and declaring an emergency.

Received from House .....	1551
First Reading .....	1592
Second Reading .....	1597
Reported .....	1664
Advanced .....	1890
Third Reading .....	2049
Returned to House .....	2050
Referred to Committee on Enrolled and Engrossed Bills.....	2168
Fourth Reading .....	2200

By MILLER (Tulsa), LONG, BOYER, SINGLETARY, FERRELL, SIMP-  
SON and PHILLIPS:

ENGROSSED HOUSE BILL No. 203—

An Act to provide for city planning commissions in cities and towns  
of this State; providing funds for same and defining the powers  
of such commissions; providing for approval of all plans, plats  
or replats of land in cities and towns, fixing a penalty for vio-  
lation thereof, and declaring an emergency.

Received from House .....	928
First Reading .....	946
Second Reading .....	973
Referred to Calendar .....	973
Advanced .....	1073
Third Reading .....	1134
Re-referred for Engrossment .....	1135
Reported Engrossed .....	1143
Returned to House .....	1144
House Appoints Conferees .....	1176
Senate Appoints Conferees .....	1176
House Adopts Conference Report.....	1793

Senate Adopts Conference Report.....	1794
Referred to Committee on Enrolled and Engrossed Bills.....	1898
Fourth Reading .....	1971

By SINGLETARY, VAN DALL, FERRELL, LONG, SIMPSON and MILLER  
(Tulsa):

ENGROSSED HOUSE BILL No. 204—

An Act relating to the powers of cities, with respect to buildings, sites, areas, trades and industries; authorizing the creation of zoning districts, and declaring an emergency.

Received from House .....	1723
First Reading .....	1755
Second Reading .....	1758
Reported .....	1973
Advanced .....	2070
Reported Engrossed .....	2105
Third Reading .....	2132
Returned to House .....	2133
House Concurs in Senate Amendments .....	2197
Fourth Reading .....	2297

By MOOTHART and MABON of the House, and DURANT of the Senate.

ENGROSSED HOUSE BILL No. 207—

An Act to provide sufficient revenue to maintain public schools in town or city school districts in the State of Oklahoma wherein lead and zinc minerals are mined from Indian lands exempt from taxation, for other purposes, and declaring an emergency.

Received from House .....	1235
First Reading .....	1255
Second Reading .....	1269
Reported .....	1310
Advanced .....	1492
Reported Engrossed .....	1504
Third Reading .....	1572
Returned to House .....	1573
House Concurs in Senate Amendments .....	1656
Fourth Reading .....	1683

By BEUM of the House, and GULAGER of the Senate:

ENGROSSED HOUSE BILL No. 212—

An Act amending Section 4698 of the Compiled Laws of Oklahoma, 1921, also described as Section 8 of Chapter 113 of the Session Laws of 1917, relative to the appointment and duties of the marshal of the city court and abolishing the police court jurisdiction of the court created.

Received from House .....	765
First Reading .....	781
Second Reading .....	865
Reported .....	1166
Advanced .....	1547
Reported Engrossed .....	1731
Third Reading .....	1752
Returned to House .....	1753
House Appoints Conferees .....	1942
Senate Appoints Conferees .....	1942
House Adopts Conference Report .....	2039
Senate Adopts Conference Report .....	2039



Reported .....	2063
Conference Report Signed .....	2064
Referred to Committee on Enrolled and Engrossed Bills.....	2240
Fourth Reading .....	2277

By THORNSBROUGH, FINLEY, CALLAHAN, TOLBERT, SIGLER and  
CASE of the House.

ENGROSSED HOUSE BILL No. 215—

An Act amending Sections 5598, 5599, 5600, 5601, 5602, 5603, 5604, 5605, 5606, 5607, 5608, 5609, 5610, 5611, 5612, 5613, 5614, 5615, 5616, 5617, 5618, 5619, 5620, 5621, of the Compiled Statutes of Oklahoma, 1921, relating to and providing for the formation of co-operative agricultural and horticultural associations instituted for the purpose of mutual help and not having capital stock or conducted for profit and enumerating the activities and powers of such associations, prescribing the rights and privileges of membership; providing for articles of incorporation, declaring what they should contain, manner of executing and filing, method of amending same, providing for by-laws and what they may contain; providing for method of election of directors, filling of vacancies; powers and duties of directors; division into election districts; appointment of executive committees and allotment of functions and power; providing for officers' qualifications, election and functions; regulating issuance of membership certificates; limiting personal liability of members for debts of association; regulating voting power of members; providing for removal of officers and directors; providing for marketing contract, and prescribing remedies for breach of contract, including liquidated damages, fees and all costs; authorizing injunction and general equitable remedies in the event of breach of agreement; providing for annual reports; limiting the use of the word "co-operative"; and prescribing a penalty for violating such inhibition; providing that no such associa-

tion shall be deemed a conspiracy or an illegal combination or monopoly; and providing that marketing contracts shall not be considered illegal; providing that if any section of this Act shall be declared unconstitutional, the remainder of the Act shall not be thereby affected; providing that the general corporation laws of this State shall apply to such an association except where inconsistent with expressed provisions hereof; providing for annual license fees; providing fees for filing articles of incorporation and amendment thereto; validating all co-operative associations not having capital stock now existing in Oklahoma, exercising corporate rights and powers and granting them all rights and powers as provided in this Act; and for other purposes, and declaring an emergency.

Received from House .....	932
First Reading .....	945
Second Reading .....	973
Reported .....	999
Recommitted .....	1178
Reported .....	1189
Considered .....	1326
Advanced .....	1417
Third Reading .....	1429
Returned to House .....	1431
Fourth Reading .....	1556

By LONG and FERRELL:

#### ENGROSSED HOUSE BILL No. 216—

An Act to provide for regional planning commissions in cities and towns, providing funds for same, defining the powers of such commissions, and declaring an emergency.



Received from House .....	1834
First Reading .....	1865
Second Reading .....	1878
Reported .....	1894
Advanced .....	2069
Third Reading .....	2203
Returned to House .....	2204
Fourth Reading .....	2283

By COMMITTEE ON APPROPRIATIONS:

ENGROSSED HOUSE BILL No. 225—

An Act making an appropriation to pay claims against Deficiency Certificates Numbered Twenty-Three to Twenty-seven (23-27) both inclusive, for the fiscal year ending June 30, 1221, and one to thirty-four (1-34) both inclusive, for the fiscal year ending June 30, 1923, and one to twenty-three (1-23) both inclusive, for the fiscal year ending June 30, 1923, as approved and certified to by the Governor under authority of Chapter 231, of the Session Laws of Oklahoma, 1915, as amended by Chapter 229 of the Session Laws of Oklahoma, 1919, and declaring an emergency.

Received from House .....	1295
First Reading .....	1303
Second Reading .....	1320
Reported .....	1353
Advanced .....	1451
Reported .....	1459
Third Reading ....;	1479
Returned to House .....	1480
House Requests Conference .....	1513
House Concurs in Senate Amendments .....	1655
Fourth Reading .....	1706

By HUDSON, of the Senate, FERRELL, BOYER, LONG, SIMPSON and MILLER, of the House:

ENGROSSED HOUSE BILL No. 229—

An Act fixing the number of deputies and employees in the office of the sheriff in all counties in the State of Oklahoma, having a population of not less than one hundred thousand nor more than one hundred fifteen thousand inhabitants, according to the last decennial Federal census; providing for the appointment thereof; and fixing the salaries thereof; and providing that the county commissioners of such counties may purchase and furnish the sheriff's office two automobiles, and declaring an emergency.

Received from House .....	929
First Reading .....	944
Second Reading .....	973
Referred to Calendar .....	973
Advanced .....	1080
Third Reading .....	1132
Returned to House .....	1133
Fourth Reading .....	1163

By VARNUM, DISNEY, NANCE, TREADWAY, STEWART, WATSON (Sequoyah), MITCHELL and ANDERSON:

ENGROSSED HOUSE BILL No. 230—

An Act amending Sections 3860, 3861, 3862, Paragraph 1, Section 3863, Section 3863, Section 3866, of Article 16, Chapter 20, Compiled Statutes of Oklahoma, 1921, defining terms, licensing dealers, providing penalties, creating positions and making appropriation therefor, and declaring an emergency.

Received from House .....	1086
First Reading .....	1114
Second Reading .....	1120
Reported and Re-referred .....	1258
Reported .....	1619
Considered and Amended .....	1643, 1646
Advanced .....	1646
Reported Engrossed .....	1669
Third Reading .....	1709
Returned to House .....	1710
House Appoints Conferees .....	1735
Senate Appoints Conferees .....	1735
House Appoints New Conferees .....	1812
Senate Appoints New Conferees .....	1812
House Adopts Conference Report .....	1900
Senate Adopts Conference Report .....	1901
Referred to Committee on Engrossed and Enrolled Bills .....	2169
Fourth Reading .....	2200

By THOMPSON:

ENGROSSED HOUSE BILL No. 232—

An Act providing for an additional deputy in the office of the Court Clerk in all counties having a population of not less than 32,440 inhabitants and not exceeding 32,445 inhabitants according to the last Federal census of 1920, and declaring an emergency.

Received from House .....	764
First Reading .....	781
Second Reading .....	865
Reported .....	1164
Advanced .....	1418
Third Reading .....	1435
Passage Reconsidered .....	1438
Stricken from Calendar .....	1439

By LINDSEY:

ENGROSSED HOUSE BILL No. 233—

An Act repealing Sections 3307 and 3311, inclusive, of the Compiled Oklahoma Statutes, Annotated, 1921, and declaring an emergency.

Received from House .....	1407
First Reading .....	1415
Second Reading .....	1429
Reported .....	1623
Advanced .....	1665
Third Reading .....	1703
Returned to House .....	1704
Referred to Committee on Engrossed and Enrolled Bills .....	1764
Fourth Reading .....	1790

By TOLBERT:

ENGROSSED HOUSE BILL No. 242—

An Act amending Sections 9947, 9949, 9950 and 9951, of the Compiled Oklahoma Statutes Annotated, 1921, relating to corporations' annual license fees, defining corporations, and declaring an emergency.

Received from House .....	1707
First Reading .....	1755
Second Reading .....	1758
Reported .....	1934
Stricken from Calendar .....	2251



By BRYDIA:

ENGROSSED HOUSE BILL No. 245—

An Act making an appropriation for the general repair of the administration building, located at the State Normal School at Ada, Oklahoma, and declaring an emergency.

Received from House .....	1235
First Reading .....	1255
Second Reading .....	1269
Reported .....	1961
Considered and Amended .....	1999
Advanced .....	2058
Reported .....	2105
Fails of Passage .....	2134
Reconsidered .....	2136
Third Reading .....	2209
Returned to House .....	2209
Fourth Reading .....	2320

By FERRELL:

ENGROSSED HOUSE BILL No. 246—

An Act amending Section 1, of Chapter 113, of the Session Laws of 1919, relating to various colleges and universities to grant academic and professional degrees, and declaring an emergency.

Received from House .....	928
First Reading .....	946
Second Reading .....	972
Reported .....	1027, 1688
Advanced .....	1890

Reported Engrossed .....	1949
Third Reading .....	2048
Returned to House .....	2049
Fourth Reading .....	2315

By O'BRIEN, BRYCE, NANCE and DISNEY :

ENGROSSED HOUSE BILL No. 250—

An Act amending Sections 93, 98,100 and 104, Chapter 1. Article 9. Compiled Statutes of Oklahoma, 1921, pertainnig to the office of the State Fire Marshal, authorizing the appointment of his assistants and deputies, to prescribe their several powers; describing procedure in certain cases; providing penalties for violation of the provisions thereof; providing funds to carry out the provisions of this Act, and declaring an emergency.

Received from House .....	1723
First Reading .....	1755
Second Reading .....	1758
Reported .....	1826
Considered and Amended .....	1896
Reported Engrossed .....	1971
Amended .....	2043
Third Reading .....	2043
Re-referred for Engrossment .....	2044
Reported Engrossed .....	2063
Returned to House .....	2063
House Concurs in Senate Amendments .....	2196
Fourth Reading .....	2260



## By COMMITTEE ON INSURANCE:

## ENGROSSED HOUSE BILL No. 253—

An Act amending Sections 6949, 6950, 6951, 6952, 6953, 6957 and 6958 of Article 14 of the Compiled Oklahoma Statutes of 1921, relating to insurance indemnity contracts.

Received from House .....	1370
First Reading .....	1378
Second Reading .....	1384
Reported .....	1490
Considered .....	1548
Advanced .....	1550
Reported .....	1559
Third Reading .....	1697
Returned to House .....	1698
House Concurs in Senate Amendments .....	1746
Referred to Committee on Enrolled and Engrossed Bills .....	2004
Fourth Reading .....	2031

## By BREMER, (et al):

## ENGROSSED HOUSE BILL No. 254—

An Act amending Sections 3713, 3714, 3715 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to cotton gin utilities and their control and regulation by the Corporation Commission, and declaring an emergency

Received from House .....	1831
First Reading .....	1865
Second Reading .....	1878

Reported .....	2016
Considered .....	2070
Advanced .....	2070, 2198
Third Reading .....	2198
Returned to House .....	2199
Fourth Reading .....	2306

By MOOTHART and MABON, of the House, and DURANT, of the Senate:

ENGROSSED HOUSE BILL No. 262—

An Act changing the name of the Miami School of Mines to the Northeastern Oklahoma Junior College, providing for a course of study, and declaring an emergency.

Received from House .....	1370
First Reading .....	1379
Second Reading .....	1384
Reported .....	1622
Referred to Special Committee .....	1734
Reported .....	1818
Considered .....	1890
Advanced .....	1895
Reported Engrossed .....	1971
Third Reading .....	2051
Emergency Lost .....	2052
Returned to House .....	2052

By BOYER and PULLEN:

ENGROSSED HOUSE BILL No. 269—

An Act fixing the salaries of county officials in counties of the State of Oklahoma having the population of not less than 13,110 and

not more than 13,120, according to the last preceding Federal decennial census of 1920.

Received from House .....	927
First Reading .....	946
Second Reading .....	972
Reported .....	1001
Advanced .....	1138
Reported Engrossed .....	1143
Third Reading .....	1147
Returned to House .....	1148
House Concurs in Senate Amendments .....	1233
Fourth Reading .....	1297

By STEWART, DYER, McBEE and PHILLIPS:

#### ENGROSSED HOUSE BILL No. 272—

An Act amending Sections 3658 and 3660 of the Compiled Oklahoma Statutes of 1921, and declaring an emergency.

Received from House .....	1830
First Reading .....	1865
Second Reading .....	1878

By COMMITTEE ON CAPITOL BUILDING AND GROUNDS:

#### HOUSE BILL No. 273—

An Act providing for improvement of the Capitol building, Capitol square and grounds, paving Lincoln Boulevard, Twenty-first Street and intersecting streets, building sidewalks, making appropriations therefor.

Received from House .....	1815
First Reading .....	1820
Second Reading .....	1830
Reported .....	1972
Advanced .....	2110
Third Reading .....	2110
Reported Engrossed .....	2137
Returned to House .....	2137
House Concurs in Senate Amendments.....	2196
Referred to Committee on Enrolled and Engrossed Bills .....	2240
Fourth Reading .....	2277

By FERRELL, SIMPSON, LONG, BOYER and MILLER. (Tulsa):

ENGROSSED HOUSE BILL No. 275—

An Act regulating the gross weight of vehicles or other objects, regulating the distribution of loads and speeds, providing for other restrictions of the usage of public highways, providing for enforcement, and providing penalty, and declaring the existence of an emergency.

Received from House .....	1874
First Reading .....	1969
Second Reading .....	2028
Referred to Calendar .....	2028
Advanced .....	2125
Third Reading .....	2125
Returned to House .....	2126
Referred to Committee on Engrossed and Enrolled Bills .....	2231
Fourth Reading .....	2277

By ELAM and SMITH:

ENGROSSED HOUSE BILL No. 276—

An Act relating to County Commissioners in counties having a population of not less than 36,536, and not over 36,600 and with an assessed valuation of not less than \$34,825,000.35, and declaring an emergency.

Received from House .....	1125
First Reading .....	1137
Second Reading .....	1143
Referred to Calendar .....	1143
Advanced .....	1179
Third Reading .....	1207
Returned to House .....	1208
Fourth Reading .....	1237

By NANCE, DYER, KIDD, COOVER, MOOTHART, GARNER, CALLAHAN, STEWART, SIGLER, BEUM and COMFORT:

ENGFOSSSED HOUSE BILL No. 277—

An Act providing for a bookkeeper in the office of the State Game and Fish Warden of the State, defining his duties and fixing his salary; also creating thirteen game and fish rangers in the State, defining their duties, fixing their salaries, repealing all conflicting laws, and declaring an emergency.

Received from House .....	1017
First Reading .....	1018
Second Reading .....	1025
Reported and Re-referred .....	1192
Reported .....	1381



Considered and Amended 1493, .....	1496
Advanced .....	1496
Reported Engrossed .....	1504
Third Reading .....	1571
Returned to House .....	1572
House Concurs in Senate Amendments .....	1656
Fourth Reading .....	1683

By WATSON, (of Lincoln):

ENGROSSED HOUSE BILL No. 286—

An Act describing boundary lines of road overseer's districts and for collecting poll tax in counties having a population of not less than 33,400 and not more than 33,500 according to 1920 Federal census, and declaring an emergency.

Received from House .....	927
First Reading .....	945
Second Reading .....	973
Reported .....	1208
Considered and Referred to Special Committee.....	1138
Reported .....	1186
Advanced .....	1418
Reported Engrossed .....	1425
Third Reading .....	1432
Returned to House .....	1433
House Concurs in Senate Amendments .....	1466
Fourth Reading .....	1554

By GARNER, DYER and EASTRIDGE:

HOUSE BILL No. 287—

An Act to protect certain fur-bearing animals



Received from House .....	1413
First Reading .....	1417
Second Reading .....	1428
Reported .....	1457
Indefinitely Postponed .....	1548

By MILLER of Hughes, and EDWARDS:

ENGROSSED HOUSE BILL No. 288—

An Act authorizing the County Commissioners in counties in excess of 26,000 in population and not exceeding 27,000 population to make an additional levy for the purpose of and in aid of free county fairs therein, and declaring an emergency.

Received from House .....	763
First Reading .....	781
Second Reading .....	865
Reported .....	1001
Advanced .....	2029
Third Reading .....	2055
Reported Engrossed .....	2063
Returned to House .....	2063
House Concurs in Senate Amendments.....	2197
Fourth Reading .....	2290

By TICER and WATSON (Pottawatomie):

ENGROSSED HOUSE BILL No. 289—

An Act authorizing the construction of a standard steel water tower at the State Industrial School for Girls, located at Tecumseh.

Oklahoma, and for the proper equipping of the same, making an appropriation for the same, and declaring an emergency.

Received from House .....	1405
First Reading .....	1417
Second Reading .....	1429
Reported .....	1675
Advanced .....	1755
Third Reading .....	1758
Returned to House .....	1759
Referred to Committee on Enrolled and Engrossed Bills .....	1790
Fourth Reading .....	1800

By OTJEN:

ENGROSSED HOUSE BILL No. 292—

An Act amending and re-enacting Section 8235 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to burial of soldiers, sailors and marines by county, and declaring an emergency.

Received from House .....	1552
First Reading .....	1592
Second Reading .....	1597
Reported .....	1662
Advanced .....	1669
Third Reading .....	1713
Returned to House .....	1714
Referred to Committee on Enrolled and Engrossed Bills.....	1764
Fourth Reading .....	1790

By COMMITTEE ON APPROPRIATIONS :

ENGROSSED HOUSE BILL No. 301—

An Act making an appropriation to pay the salary, expenses and Oklahoma's part of the expenses of the boundary commission appointed by the Supreme Court of the United States to determine the boundary between the State of Oklahoma and the State of Texas along the Red River, and declaring an emergency.

Received from House .....	765
First Reading .....	781
Second Reading .....	865
Reported .....	1871
Advanced .....	2140
Third Reading .....	2219
Returned to House .....	2221
Fourth Reading .....	2286

By COMMITTEE ON APPROPRIATIONS, (As Amended by Senate Committee on Appropriations):

ENGROSSED HOUSE BILL No. 302—

An Act making an appropriation for the Central State Normal at Edmond, Oklahoma, the Southeastern State Normal at Durant, Oklahoma, the East Central State Normal School at Ada, Oklahoma, the Southwestern State Normal School at Weatherford, Oklahoma, and the State Orphans' Home at Pryor, Oklahoma, and the Cameron Agricultural College at Lawton, Oklahoma, the State Board of Education, the Northeastern State Normal School at Tahlequah, Oklahoma, the Northwestern State Teachers College at Alva, Oklahoma, and declaring an emergency.

Received from House .....	763
First Reading .....	782
Second Reading .....	865
Reported .....	1380
Considered and Amended .....	1510, 1531
Advanced .....	1532
Reported Engrossed .....	1559
Third Reading .....	1581
Returned to House .....	1582
House Requests Conference .....	1651
Senate Appoints Conferees .....	1652
House Adopts Conference Report .....	1794
Senate Adopts Conference Report .....	1796
Referred to Committee on Enrolled and Engrossed Bills.....	1898
Fourth Reading .....	1971

By HANSEN and DISNEY:

ENGROSSED HOUSE BILL No. 304--

An Act providing that the State of Oklahoma shall not be required to give cost bonds, replevin bonds, attachment bonds, injunction bonds in civil actions where the State is a party, and declaring an emergency.

Received from House .....	1846
First Reading .....	1867
Second Reading .....	1879
Reported .....	2241
Advanced .....	2242
Third Reading .....	2242
Returned to House .....	2243
Fourth Reading .....	2286

By MILLER, SIMPSON, LONG, BOYER and FERRILL, of the House,  
and LANGLEY and HUDSON, of the Senate:

ENGROSSED HOUSE BILL No. 309 —

An Act authorizing municipal corporations to purchase or condemn and hold lots and lands, in fee simple, for municipal water-works, and the protection thereof from contamination and pollution, and describing the manner in which such land shall be designated and condemned, and declaring an emergency.

Received from House .....	1652
First Reading .....	1666
Second Reading .....	1681
Referred to Calendar .....	1681
Advanced .....	1827
Third Reading .....	1953
Returned to House .....	1954
Referred to Committee on Enrolled and Engrossed Bills .....	2114
Fourth Reading .....	2126

By MILLER (Tulsa), BRICE, GOODRICH, FERRELL, ROBERTSON, BRYDIA, OTJEN, DAVIS and SIMPSON, of the House, and DARNELL, LILLARD, HUGHEY, BROWN, CLINE and GOLOBIE, of the Senate:

ENGROSSED HOUSE BILL No. 313—

An Act creating a State Real Estate Commission, providing for the appointment of commissioners, defining their powers and duties, fixing their compensation and term of office, providing for the creation of a general fund for said commission, providing for the issuance of licenses by said commission, and prohibiting any per-



son, firm, co-partnership, association or corporation to act as real estate broker or salesman without first complying with the provisions of this Act, assessing penalties for the violation of this Act, and for other purposes.

Received from House .....	1707
First Reading .....	1755
Second Reading .....	1758
Reported .....	1806
Advanced .....	1886
Third Reading .....	2046
Returned to House .....	2047
Fourth Reading .....	2273

By VAN DALL:

#### ENGROSSED HOUSE BILL No. 314—

An Act amending Section 5668 of the Compiled Oklahoma Statutes, Annotated, 1921, relating to the powers and duties of the Board of Control of County Hospitals in counties having a population of not less than 27,002 and not more than 27,100, according to the last Federal census; providing for ways and means for the support and maintenance of such hospitals, and declaring an emergency.

Received from House .....	1407
First Reading .....	1415
Second Reading .....	1429
Reported .....	1663
Advanced .....	1669
Third Reading .....	1714
Returned to House .....	1715
Referred to Committee on Engrossed and Enrolled Bills .....	1790
Fourth Reading .....	1800



By DISNEY and GIBBONS:

ENGROSSED HOUSE BILL No. 320—

An Act to regulate the storage, grading and marketing of cotton and other non-perishable farm products, and declaring an emergency.

Received from House .....	1685
First Reading .....	1689
Second Reading .....	1692
Reported and Re-referred .....	1798
Reported .....	1870
Advanced .....	2124
Third Reading .....	2125
Referred for Engrossment .....	2125
Reported Engrossed .....	2137
Returned to House .....	2137
House Concurs in Senate Amendments .....	2196
Fourth Reading .....	2283

By MOOTHART and MABON, of the House, and DURANT, of the Senate:

ENGROSSED HOUSE BILL No. 333—

An Act authorizing the county assessor of all counties in the State of Oklahoma, having a population as shown by the Federal census 1920, of not less than forty-one thousand (41,000) and not more than forty-three thousand (43,000) to appoint one additional deputy, fixing the salary, and declaring an emergency.

Received from House .....	1367
First Reading .....	1376
Second Reading .....	1384

Reported .....	1895
Advanced .....	2184
Third Reading .....	2184
Returned to House .....	2185
Fourth Reading .....	2264

By CALLAHAN:

ENGROSSED HOUSE BILL No. 338—

An Act relating to the preference in the granting of letters of administration, and to the capacity of married women to act as administrators and executors, and declaring an emergency.

Received from House .....	1874
First Reading .....	1969
Second Reading .....	2028
Referred to Calendar .....	2028
Advanced .....	2106
Indefinitely Postponed .....	2131

By CALLAHAN:

ENGROSSED HOUSE BILL No. 340—

An Act making the husband's presence no defense for a wife's crime, and declaring an emergency.

Received from House .....	1874
First Reading .....	1969
Second Reading .....	2028
Referred to Calendar .....	2028
Referred to Special Committee .....	2069

By TICER and WATSON. (Pottawatomie):

ENGROSSED HOUSE BILL No. 343—

An Act authorizing tax assessors in all counties, in the State of Oklahoma, having a population of not less than forty-six thousand and not more than forty-seven thousand, according to the Federal census of 1920, to appoint necessary deputies and clerks in his office, and fixing the amount to be allowed for such deputies and clerks, repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

Received from House .....	1367
First Reading .....	1376
Second Reading .....	1384
Reported .....	1557
Advanced .....	1590
Third Reading .....	1702
Returned to House .....	1703
Referred to Committee on Enrolled and Engrossed Bills .....	1764
Fourth Reading .....	1790

By THOMPSON. (Garvin):

ENGROSSED HOUSE BILL No. 344—

An Act providing for an additional deputy in the office of the sheriff in all counties having a population of not less than thirty-two thousand four hundred forty (32,440) in habitants and not exceeding thirty-two thousand four hundred forty-five (32,445) in habitants according to the last Federal census of 1920, and declaring an emergency.

Received from House .....	1367
First Reading .....	1377

Second Reading .....	1384
Reported .....	1664
Advanced .....	1753
Third Reading .....	1753
Returned to House .....	1754
Referred to Committee on Enrolled and Engrossed Bills .....	1772
Fourth Reading .....	1800

By WINDLE:

ENGROSSED HOUSE BILL No. 346—

An Act relating to the payment of certain indebtedness in school districts in cities of the first class, having a scholastic population of not less than 1,345 and not more than 1,400 for the year 1921; which indebtedness was created during the school term of 1920 and 1921, and declaring an emergency.

Received from House .....	1369
First Reading .....	1379
Second Reading .....	1384
Reported .....	1790
Advanced .....	1827
Third Reading .....	1950
Reported Engrossed .....	1971
Returned to House .....	1971
House Requests Conference .....	2030
Senate Appoints Conferees .....	2030
House Appoints Conferees .....	2030
House Adopts Conference Report .....	2118
Senate Adopts Conference Report .....	2119
Fourth Reading .....	2282

By CUNNINGHAM, McBEE, ANDERSON, HUTSON and VERNON:

ENGROSSED HOUSE BILL No. 347—

An Act authoriinzg the county treasurer of any county or the city treasurer of any city of the first class to maintain suits for the recovery of ad valorem taxes and special assessments, and for foreclosure of lien created thereby in certain cases, providing for sale of property liable therefor where amount of said tax exceeds value of property, providing the procedure therefor, disposition of the receipts from sale of said property; the validation of special assessments for street improvements which have been declard or adjudged invalid by reason of irregularities in certain proceedings levying such assessments in any city within the State of Oklahoma, and declaring an emergency.

Received from House .....	1552
First Reading .....	1592
Second Reading .....	1597
Reported .....	2121
Advanced .....	2122
Third Reading .....	2122
Reported Engrossed .....	2137
Returned to House .....	2137
House Requests Conference and Appoints Conferees.....	2182
Senate Appoints Conferees .....	2182
Fourth Reading .....	2316

By SALTSMAN and SANDERS:

ENGROSSED HOUSE BILL No. 351—

An Act regulating the election of Senators from Senatorial District No. 27 comprised of Muskogee, Haskell and McIntosh Counties.



Received from House .....	1368
First Reading .....	1377
Second Reading .....	1384
Reported .....	1817
Indefinitely Postponed .....	2070

By ANDERSON, THORNSBOROUGH, O'BRIEN, WATKINS. T. D.  
TAYLOR and LOWERY :

ENGROSSED HOUSE BILL No. 354—

An Act repealing Article XVII. the same being Sections 9308 to 9316, both inclusive, in the Compiled Statutes Annotated 1921, relating to the appointment of a board of managers for eleemosynary institutions, and declaring an emergency.

Received from House .....	1708
First Reading .....	1755
Second Reading .....	1758
Reported .....	1873
Advanced .....	2141
Third Reading .....	2221
Returned to House .....	2222
Fourth Reading .....	2264

By THORNSBOROUGH:

ENGROSSED HOUSE BILL No. 364—

An Act abolishing the office of assistant county attorney in all counties of the State of Oklahoma.



Received from House .....	1236
First Reading .....	1256
Second Reading .....	1269
Reported .....	2127
Advanced .....	2127
Stricken from Calendar .....	2204

## By COMMITTEE ON APPROPRIATIONS:

## ENGROSSED HOUSE BILL No. 372—

An Act making appropriation for the repair of the boilers now in use, or purchase of new boilers for the benefit of the Oklahoma Reformatory located at Granite, Oklahoma, and an appropriation for the purpose of buying army shoes for various institutions, and declaring an emergency.

Received from House .....	1404
First Reading .....	1416
Second Reading .....	1429
Reported .....	1464
Advanced .....	1548
Reported Engrossed .....	1559
Third Reading .....	1693
Returned to House .....	1694
House Concurs in Senate Amendments .....	1745
Referred to Committee on Enrolled and Engrossed Bills .....	1790
Fourth Reading .....	1800

## By COMMITTEE ON APPROPRIATIONS:

## ENGROSSED HOUSE BILL No. 373 —

An Act making an appropriation for repair of the spur track lead-

ing from the main line of the Santa Fe Railroad to the power house on the Capitol grounds, and declaring an emergency.

Received from House .....	1234
First Reading .....	1255
Second Reading .....	1269
Reported .....	1305
Advanced .....	1492
Third Reading .....	1569
Returned to House .....	1570
Fourth Reading .....	1659

By COMMITTEE ON APPROPRIATIONS:

ENGROSSED HOUSE BILL No. 374—

An Act making an appropriation for maintenance and salaries for repairs to building for the Southwestern State Teachers' College, Weatherford, Oklahoma, and declaring an emergency.

Received from House .....	1234
First Reading .....	1255
Second Reading .....	1269
Reported .....	1726

By MILLER (Tulsa), BOYER, LONG, SIMPSON, FERRELL, SINGLE-TARY, ROBERTSON, STREET, O'BRIEN and BURLESON:

ENGROSSED HOUSE BILL No. 378—

An Act authorizing cities and towns to provide for the creation of local improvement districts for the purpose of laying out, opening, extending, widening and straightening streets, boulevards and

alleys, and parks and public squares and other public improvements; authorizing assessment of benefits against property in said improvement districts, and paying for said improvements; authorizing the issuance of bonds or certificates, and the redemption thereof; providing that any city or town may pay its portion of the cost of such, etc.

Received from House .....	1833
First Reading .....	1865
Second Reading .....	1878
Reported .....	1894
Advanced .....	2069
Third Reading .....	2129
Returned to House .....	2131
Referred to Committee on Enrolled and Engrossed Bills .....	2231
Fourth Reading .....	2277

By TAYLOR (Lincoln), of the House, and FEUQUAY and HILL of the Senate:

ENGROSSED HOUSE BILL No. 379 —

An Act amending Section 2247 of the Compiled Oklahoma Statutes Annotated, 1921, relating to trespass; providing it shall be unlawful to enter without permission a garden, yard, field, pecan grove of another or so entering commit waste, shall be guilty of trespass; providing fixing of penalty for violation thereof, and declaring an emergency.

Received from House .....	1552
First Reading .....	1592
Second Reading .....	1597
Reported .....	1748
Advanced .....	1827

Third Reading .....	1951
Returned to House .....	1952
Referred to Committee on Enrolled and Engrossed Bills .....	2117
Fourth Reading .....	2126

By THOMPSON (Canadian), of the House, and LILLARD of the Senate:

HOUSE BILL No. 382—

An Act fixing the salaries of county attorneys and authorizing the employment of assistant county attorneys and stenographers in counties having a population of not less than 22,238 inhabitants and not more than 22,300 inhabitants, fixing the salaries of such officers and assistants and stenographers and repealing all laws in conflict herewith, and declaring an emergency.

Received from House .....	1406
First Reading .....	1415
Second Reading .....	1429
Advanced .....	1465
Reported .....	1465
Third Reading .....	1582
Returned to House .....	1583
Fourth Reading .....	1659

By THOMPSON (Garvin), of the House, and LUTTRELL and WOODS of the Senate:

ENGROSSED HOUSE BILL No. 385—

An Act making an appropriation for the general support and maintenance of the State Training School for white boys, located at

Pauls Valley, Oklahoma, for the fiscal year ending June 30, 1923,  
and declaring an emergency.

Received from House .....	1511
First Reading .....	1542
Second Reading .....	1545
Reported .....	1675
Advanced .....	1827
Reported .....	1873
Third Reading .....	1949
Referred for Engrossment .....	1950
Reported .....	1965
Returned to House .....	1965
House Concurs in Senate Amendments .....	2004
Referred to Committee on Enrolled and Engrossed Bills .....	2020
Fourth Reading .....	2031

By JUDICIARY No. 1:

ENGROSSED HOUSE BILL No. 402—

An Act amending Section 764, Compiled Statutes of Oklahoma, 1921,  
and declaring an emergency.

Received from House .....	1833
First Reading .....	1865
Second Reading .....	1878

By JUDICIARY NO. 1:

ENGROSSED HOUSE BILL No. 403—

An Act amending Section 1010, Compiled Statutes of Oklahoma,  
1921, and declaring an emergency.



Received from House .....	1833
First Reading .....	1866
Second Reading .....	1878

By JUDICIARY No. 1:

ENGROSSED HOUSE BILL No. 404—

An Act amending Section 1415, Compiled Statutes of Oklahoma, 1921, and declaring an emergency.

Received from House .....	1833
First Reading .....	1867
Second Reading .....	1879
Reported .....	2019
Advanced .....	2218
Fails of Passage .....	2218
Reconsideration Falls .....	2270

By COMMITTEE ON APPROPRIATIONS:

ENGROSSED HOUSE BILL No. 407—

An Act making an appropriation for maintenance for the remainder of the fiscal year ending June 30th, 1923, and for salaries and repairs for the Southeastern State Normal at Durant, Oklahoma, and declaring an emergency.

Received from House .....	1404
First Reading .....	1416
Second Reading .....	1428



By JOINT COMMITTEE ON EDUCATION, of the House and Senate:

ENGROSSED HOUSE BILL No. 412---

An Act providing equality of opportunity for education in rural school districts and for the levy and distribution of school funds; creating county boards of education for county school districts and providing for the election of county superintendents of public instruction; creating school reserve funds and making an appropriation therefor; when a majority vote of the legal electors in any county, excepting the cities, authorizing the organization of the county school district.

Received from House .....	1551
First Reading .....	1592
Second Reading .....	1597
Reported .....	1751
Re-referred .....	1890
Reported .....	2016
Considered and Amended .....	2070, 2142
Indefinitely Postponed .....	2143
Reconsidered .....	2204
Considered and Amended .....	2204, 2208
Advanced .....	2208
Reported Engrossed .....	2222
Third Reading .....	2224
Returned to House .....	2224
House Concurs in Senate Amendments .....	2312
Fourth Reading .....	2315

By WATSON, (Sequoyah):

ENGROSSED HOUSE BILL No. 416—

An Act fixing the salaries of members of the board of county commissioners, county attorneys, county assessors and deputy county as-

sessors in counties in the State having a population of not less than 26,786 and not more than 26,790, and declaring an emergency.

Received from House .....	1467
First Reading .....	1492
Second Reading .....	1502
Considered and Amended .....	1549
Advanced .....	1550
Reported .....	1559
Third Reading .....	1626
Returned to House .....	1627
House Concurs in Senate Amendments .....	1656
Fourth Reading .....	1683

#### By COMMITTEE ON EDUCATION:

#### ENGROSSED HOUSE BILL No. 429—

An Act making an appropriation for library of the Colored Agricultural and Normal University.

Received from House .....	1815
First Reading .....	1821
Second Reading .....	1830
Reported .....	1870
Advanced .....	2070
Third Reading .....	2070
Returned to House .....	2071
Referred to Committee on Enrolled and Engrossed Bills .....	2168
Fourth Reading .....	2200

By HARPER:

## ENGROSSED HOUSE BILL No. 432—

An Act providing for the appointment of a Bank Commissioner and creating the office of Assistant Bank Commissioner and secretary to the State Banking Board and fourteen other positions, each to be known as assistant to the Bank Commissioner, also the office of attorney for the Banking Department, chief clerk, bonding clerk, and three stenographic positions and fixing the salaries for same, also fixing the fee for the examination of banks, repealing all laws in conflict therewith, and declaring an emergency.

Received from House .....	1830
First Reading .....	1865
Second Reading .....	1878
Reported .....	1887
Considered and Amended .....	2112
Reported Engrossed .....	2137
Third Reading .....	2165
Returned to House .....	2166
Fourth Reading .....	2317

By LONG:

## ENGROSSED HOUSE BILL No. 436—

An Act to prevent the stealing and disposal of stolen automobiles; and provide for abstract of title, and declaring an emergency.

Received from House .....	1831
First Reading .....	1866
Second Reading .....	1879
Reported .....	1893

Considered and Amended .....	2141
Indefinitely Postponed .....	2142
Reconsidered .....	2201
Advanced .....	2202
Third Reading .....	2202
Re-referred for Engrossment .....	2203
Reported .....	2209
Returned to House .....	2209
House Concurs in Senate Amendments .....	2312
Fourth Reading .....	2325

By DISNEY:

ENGROSSED HOUSE BILL No. 443—

An Act creating the Oklahoma Tax Code Revision Commission, defining its powers and duties, and making an appropriation therefor, and declaring an emergency

Received from House .....	1875
First Reading .....	1969
Second Reading .....	2023
Referred to Calendar .....	2028
Advanced .....	2261
Third Reading .....	2262
Referred for Engrossment .....	2263
Reported Engrossed .....	2274
Returned to House .....	2274
Fourth Reading .....	2312

By KING:

## ENGROSSED HOUSE BILL No. 444

An Act regulating and fixing the salaries per diem and mileage of the County Commissioners in all counties in the State of Oklahoma having a population of not less than 19,150 inhabitants, and not to exceed 19,158 inhabitants, based on the 1920 Federal census; also in all counties in the State of Oklahoma having a population of not less than 22,440 and not to exceed 22,450 inhabitants, based on the 1920 Federal census; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency.

Received from House .....	1366
First Reading .....	1376
Second Reading .....	1384
Reported .....	1421
Advanced .....	1498
Reported .....	1504
Third Reading .....	1573
Returned to House .....	1574
House Concurs in Senate Amendments .....	1655
Fourth Reading .....	1683

By BURLESON, (et al):

## ENGROSSED HOUSE BILL No. 446

An Act fixing the number of justice of the peace courts in cities having a population of 90,000 and over, as shown by the last federal decennial census, prescribing qualifications, fixing the time of election and term of office of such justices; fixing the salaries and compensation, duties and powers thereof; providing for the appointment of a clerk for such courts;

fixing the duties of such clerk and prescribing the qualifications, compensations of such clerks and salaries thereof, providing for the election of constables for such courts, prescribing their duties, fixing their salaries and qualifications providing for the collection and deposit and disbursement of fees by said court, and providing for security of costs in said court and payment of the costs and expenses of said court; providing for the furnishing of court rooms for such courts and fixing the jurisdiction of cases filed therein and providing other purposes incidental and relating thereto.

Received from House .....	1407
First Reading .....	1416
Second Reading .....	1429
Reported .....	1589
Advanced .....	1589
Reported .....	1606
Third Reading .....	1701
Returned to House .....	1702
House Concurs in Senate Amendments .....	1747
Referred to Committee on Enrolled and Engrossed Bills .....	1845
Fourth Reading .....	1873

By LEWIS:

#### ENGROSSED HOUSE BILL No. 448—

An Act amending Section 3546 of Chapter 17, of the Compiled Oklahoma Statutes, annotated, 1921, relating to holidays.

Received from House .....	1478
First Reading .....	1492
Second Reading .....	1502
Reported .....	1760
Advanced .....	1886



Third Reading .....	2057
Reported Engrossed .....	2063
Returned to House .....	2063
House Concurs in Senate Amendments .....	2197
Referred to Committee on Enrolled and Engrossed Bills .....	2229
Fourth Reading .....	2277

By TOLBERT, STEWART, and STOVALL:

ENGROSSED HOUSE BILL No. 451—

An Act making a deficiency appropriation for the payment of Confederate pensions for the fiscal year ending June 30, 1923, and for extra help in office of Commissioner, and declaring an emergency.

Received from House .....	1793
First Reading .....	1797
Second Reading .....	1800
Reported .....	1824
Advanced .....	1896
Third Reading .....	2050
Returned to House .....	2051
Referred to Committee on Enrolled and Engrossed Bills .....	2201
Fourth Reading .....	2258

By ACTON, BRICE and FERRELL of the House, and GOLOBIE and FEUQUAY of the Senate.

ENGROSSED HOUSE BILL No. 452—

An Act dividing the municipal township of Cimarron, Logan County, Oklahoma, into separate municipal townships; creating therefrom

the townships of "South Cimarron" and "North Cimarron," Logan County, Oklahoma, and declaring an emergency

Received from House.....	1366
First Reading .....	1376
Second Reading .....	1384
Reported .....	1584
Advanced .....	1584
Third Reading .....	1700
Returned to House .....	1701
Referred to Committee on Enrolled and Engrossed Bills.....	1799
Fourth Reading .....	1800

By HARPER of the House, and ANGLIN and NICHOLS of the Senate:

#### ENGROSSED HOUSE BILL No. 460—

An Act amending Chapter 1, Article 12, Section 114, Revised Laws of Oklahoma, 1921, relating to budget estimates and reports

Received from House .....	1407
First Reading .....	1415
Second Reading .....	1429
Referred to Calendar .....	1429
Advanced .....	1548
Third Reading .....	1694
Referred to Committee on Enrolled and Engrossed Bills.....	1764
Fourth Reading .....	1800

By LEWIS, ROSSITER and CULP of the House, and HORNER of the Senate:

#### ENGROSSED HOUSE BILL No. 463—

An Act authorizing the formation of a consolidated school district in Okmulgee County, State of Oklahoma, for white children, to be

formed out of School Districts Numbers 55, 36 and 56, locating the school in the town of Hoffman, Okmulgee County, State of Oklahoma, making all provisions of existing laws relating to the disorganization of districts, disposition of school property, adjustment of finances, apportionment of State aid, election of officers and transportation of pupils applicable thereto, and declaring an emergency.

Received from House .....	1822
First Reading .....	1866
Second Reading .....	1878
Reported .....	1932
Advanced .....	1934
Third Reading .....	1956
Returned to House .....	1957
Reported .....	1971
Returned to House .....	2015
House Concurs in Senate Amendments .....	2198
Fourth Reading .....	2264

By PHILLIPS:

ENGROSSED HOUSE BILL No. 465—

An Act repealing Sections 3239, 3240, 3241, 3242 and 3243, Compiled Oklahoma Statutes, Annotated, 1921, abolishing the County Court at Lexington, Cleveland County, Oklahoma, and declaring an emergency.

Received from House .....	1367
First Reading .....	1377
Second Reading .....	1384
Reported .....	1391
Advanced .....	1954

Third Reading .....	1954
Reported Engrossed .....	1971
Returned to House .....	2015
Fourth Reading .....	2315

By ROBERTSON:

ENGROSSED HOUSE BILL No. 467—

An Act amending Section 10282 of the Compiled Oklahoma Statutes, 1921, by adding a new sub-division thereto defining the words "school furniture" as contained in said Act, and construing said words to mean and embrace "vehicles in which pupils are transported," validating certain bonds voted for the purpose of purchasing vehicle, and declaring an emergency.

Received from House .....	1874
First Reading .....	1969
Second Reading .....	2028
Referred to Calendar .....	2028
Referred to Special Committee .....	2069
Reported .....	2123, 2137
Advanced .....	2124
Third Reading .....	2139
Returned to House .....	2140
House Concurs in Senate Amendments .....	2197
Referred to Committee on Enrolled and Engrossed Bills .....	2229
Fourth Reading .....	2277

By PULLEN:

ENGROSSED HOUSE BILL No. 477—

An Act making an appropriation to pay the additional judges supplemental appropriation for expenses of district judges and report.

ers for balance of fiscal year ending June 30, 1923, and declaring an emergency

Received from House .....	1685
First Reading .....	1690
Second Reading .....	1692
Reported .....	1843
Advanced .....	1936
Reported Engrossed .....	1971
Third Reading .....	2052
Returned to House .....	2053
House Concurs in Senate Amendments.....	2196
Referred to Committee on Enrolled and Engrossed Bills.....	2229
Fourth Reading .....	2227

By BRICE and TAYLOR of the House, and MONK of the Senate:

#### ENGROSSED HOUSE BILL No. 482—

An Act amending Section 6143 of Volume II, Compiled Oklahoma Statutes, Annotated, 1921, relating to salaries of deputy county treasurers in all counties of this State having a population not less than 51,000 and not more than 53,000 people, as shown by the last Federal census or any Federal census hereafter, in which there is located a city having a population of more than 10,000 people as shown by the last Federal census or any Federal census hereafter, and declaring an emergency.

Received from House .....	1365
First Reading .....	1375
Second Reading .....	1381
Reported .....	1421
Advanced .....	1498
Third Reading .....	1577



Returned to House .....	1573
Referred to Committee on Enrolled and Engrossed Bills.....	1772
Fourth Reading .....	1800

## By COMMITTEE ON APPROPRIATIONS:

## ENGROSSED HOUSE BILL No. 485—

An Act making appropriations from the general revenue fund of the State for all State educational, charitable, eleemosynary and penal institutions, providing for the appropriations, and distribution of the new college fund in accordance with Section 7225, Revised Laws of Oklahoma, 1910, to the institutions entitled to same, and providing for the appropriation and distribution of the section thirteen funds as provided in Section 7660, Revised Laws of Oklahoma, 1910, to the institutions entitled to the same, and as amended by Chapter 295, Session Laws, 1917.

Received from House .....	1685
First Reading .....	1689
Second Reading .....	1692
Reported .....	1727
Considered and amended, ... 1807-1809, 1810-1812, 1836-1843, 1847-1864	
Advanced .....	1889
Referred for Engrossment .....	1889
Third Reading .....	1889
Reported Engrossed .....	1965
Returned to House .....	1965
Senate Appoints Conferees .....	2014
House Appoints Conferees .....	2038
House Adopts Conference Report.....	2186
Senate Adopts Conference Report.....	2186, 2192
Fourth Reading .....	2305

By TICER and WATSON of the House, and FEUQUAY and WELLS of the Senate:

ENGROSSED HOUSE BILL No. 487—

An Act fixing the number of deputy court clerks in all counties in the State of Oklahoma having a population of not less than 46,000 and not more than 47,000, according to the 1920 Federal census, and having a superior court sitting therein, at a place other than the county seat; fixing salaries of such deputies; and declaring an emergency.

Received from House .....	1368
First Reading .....	1377
Second Reading .....	1384
Reported .....	1420
Advanced .....	1498
Third Reading .....	1578
Returned to House .....	1579
Fourth Reading .....	1659

By MILLER (Tulsa), SIMPSON, FERRELL, LONG and BOYER:

ENGROSSED HOUSE BILL No. 491—

An Act authorizing county commissioners in counties of not less than 105,000 population and not more than 110,000 population, and in counties of not less than 37,500 population and not more than 37,550 population, to erect buildings for the purpose of County Free Fair Associations, providing for the levy of a tax therefor, and declaring an emergency.

Received from House .....	1370
First Reading .....	1378

Second Reading .....	1384
Reported .....	1433
Advanced .....	1548
Considered and Amended .....	1626
Reported Engrossed .....	1630
Third Reading .....	1695
Returned to House .....	1696
House Concurs in Senate Amendments.....	1745
Referred to Committee on Enrolled and Engrossed Bills.....	1790
Fourth Reading .....	1800

By GIBSON:

#### ENGROSSED HOUSE BILL No. 494--

An Act fixing the salaries of county judges and county attorneys in counties having a population of not less than 13,868 and not more than 13,900.

Received from House .....	1368
First Reading .....	1377
Second Reading .....	1385
Reported .....	1421
Advanced .....	1498
Third Reading .....	1579
Returned to House .....	1580
Fourth Reading .....	1659

By GIBBONS:

#### ENGROSSED HOUSE BILL No. 496—

An Act providing for county commissioners of all counties having a population of not less than 19,326, or more than 19,350, according

to the 1920 Federal census; to use surplus funds in the sinking fund for the purpose of acquiring county fair site and building, and declaring an emergency.

Received from House .....	1369
First Reading .....	1378
Second Reading .....	1385
Reported .....	1433
Advanced .....	1669
Third Reading .....	1717
Returned to House .....	1718
Referred to Committee on Enrolled and Engrossed Bills .....	1772
Fourth Reading .....	1800

By ADAMS and MITCHELL:

ENGROSSED HOUSE BILL No. 497—

An Act making appropriation for carrying into effect the provisions of Chapter 26, Session Laws of Oklahoma, 1919, providing for the payment of scholarships in the Oklahoma Agricultural & Mechanical College, at Stillwater, Oklahoma

Received from House .....	1835
First Reading .....	1866
Second Reading .....	1879
Reported .....	1972
Advanced .....	2069
Third Reading .....	2131
Referred for Engrossment .....	2132
Reported Engrossed .....	2137
Returned to House .....	2137
House Concurs in Senate Amendments .....	2197
Referred to Committee on Enrolled and Engrossed Bills .....	2231
Fourth Reading .....	2277

By THOMPSON (Garvin) and SINGLETARY:

ENGROSSED HOUSE BILL No. 499—

An Act designating certain roads as State highways in all counties having a population of not less than 19,326, and not to exceed 19,330 inhabitants and all counties having a population of 32,445 inhabitants and not to exceed 32,450 inhabitants, according to the 1920 Federal census, and declaring an emergency.

Received from House .....	1408
First Reading .....	1415
Second Reading .....	1429
Referred to Calendar .....	1429
Advanced .....	1499
Third Reading .....	1580
Returned to House .....	1581
Fourth Reading .....	1829

By COMMITTEE ON ROADS AND HIGHWAYS of the Senate and House:

ENGROSSED HOUSE BILL No. 503—

An Act levying an excise tax on gasoline, prescribing the amount of the tax, providing for the collection thereof, and fixing a penalty for a violation thereof; creating the necessary offices and positions, fixing the salaries and making an appropriation to pay same, and for equipment, supplies, communications, and traveling expenses for the fiscal years, 1924 and 1925.

Received from House .....	1558
First Reading .....	1593
Second Reading .....	1597

Considered and Amended .....	1677-1680
Advanced .....	1681
Reported Engrossed .....	1691
Advancement Reconsidered .....	1696
Considered and Amended .....	1696
Advanced .....	1697
Reported Engrossed .....	v1709
Third Reading .....	1711
Returned to House.....	1712
House Appoints Conferees .....	1736
Senate Appoints Conferees .....	1736
House Adopts Conference Report.....	1781
Senate Adopts Conference Report.....	1782
Fourth Reading .....	1797

By SIGLER and POLLOCK of the House, and CARLOCK of the Senate.

#### ENGROSSED HOUSE BILL No. 508—

An Act legalizing the incorporation of cities having a population of over 2,100 and less than 2,500, as shown by any census taken, as provided by law, and legalizing the elections held, voting such cities to be cities, and legalizing the proceedings and acts done by the mayor and councilmen of said cities, and declaring an emergency.

Received from House .....	1370
First Reading .....	1378
Second Reading .....	1385
Reported .....	1466
Advanced .....	1499
Third Reading .....	1538
Returned to House .....	1539
Fourth Reading .....	1659



By LONG, FERRELL, BOYER, SIMPSON and MILLER (Tulsa):

ENGROSSED HOUSE BILL No. 512—

An Act providing for the creation and organization of water improvement district to supply water for domestic use to the inhabitants of such district; providing for elections therein; providing for the construction of district waterworks system therein and the expenses thereof; providing for the issuance of bonds and for special assessments for certain construction work and the payment thereof; providing for the conferring of additional powers and duties on certain officers; providing for the conferring of certain powers, duties and privileges on the officers of such improvement district, and declaring an emergency.

Received from House .....	1404
First Reading .....	1416
Second Reading .....	1428
Reported .....	1507
Advanced .....	1556
Considered and Amended .....	1583
Reported Engrossed .....	1598
Third Reading .....	1698
Returned to House .....	1699
House Concurs in Senate Amendments.....	1746
Referred to Committee on Enrolled and Engrossed Bills.....	1966
Fourth Reading .....	1970

By O'BRIEN, SINGLETARY and PHILLIPS:

ENGROSSED HOUSE BILL No. 517—

An Act providing for the creation and establishment of road improvement districts for the purpose of building, constructing and

maintaining the highways of the State of Oklahoma, repealing all conflicting laws, and declaring an emergency.

Received from House .....	1948
First Reading .....	1969
Second Reading .....	2028
Referred to Calendar .....	2028
Advanced .....	2225
Considered and Amended .....	2264-2270
Advancement Reconsidered .....	2275
Considered and Amended .....	2277-2280, 2283-2286, 2289
Advanced .....	2291
Third Reading .....	2292
Referred for Engrossment .....	2293
Reported .....	2299
Returned to House .....	2299
House Concurs in Senate Amendments .....	2321
Fourth Reading .....	2327

By COMMITTEE ON APPROPRIATIONS of the House, and COMMITTEE ON APPROPRIATIONS of the Senate.

#### ENGROSSED HOUSE BILL No. 518—

An Act making appropriations to pay per diem of members of the House of Representatives and the Senate of the Ninth Legislature, salaries and wages of employees and contingent expenses, and declaring an emergency.

Received from House .....	1366
First Reading .....	1376
Second Reading .....	1385
Reported .....	1621
Advanced .....	1623
Third Reading .....	1623

Referred for Engrossment of Senate Amendments.....	1624
Reported .....	1627
Returned to House .....	1627
House Requests Conference .....	1652
Senate Appoints Conferees .....	1652
House Adopts Conference Report.....	1731
Senate Adopts Conference .....	1732
Fourth Reading .....	1770

By CUNNINGHAM

#### ENGROSSED HOUSE BILL No. 526

An Act authorizing the sheriff in every county in the State of Oklahoma having a population of not less than 62,000 and not more than 65,000 according to the last preceding Federal or any census ordered or authorized by the board of county commissioners of any county, fixing the salaries thereof, repealing all laws or parts of laws in conflict therewith, and declaring an emergency.

Received from House .....	1369
First Reading .....	1378
Second Reading .....	1385
Reported .....	1633
Advanced .....	1669
Third Reading .....	1716
Returned to House .....	1717
Referred to Committee on Enrolled and Engrossed Bills.....	1764
Fourth Reading .....	1790

By BERRY and DISNEY:

ENGROSSED HOUSE BILL No. 531—

An Act amending Section 1, Chapter 85 of the Session Laws, 1919, and declaring an emergency.

Received from House .....	1551
First Reading .....	1593
Second Reading .....	1597
Reported .....	2029, 2033
Referred to Special Committee.....	2058
Stricken from Calendar .....	2219
Reported .....	2251
Replaced on Calendar .....	2251
Third Reading .....	2252
Fourth Reading .....	2315

By JOHNSON of the House, and HOLLOWAY of the Senate.

ENGROSSED HOUSE BILL No. 539—

An Act fixing the fees allowed in justice court in all counties having a population of not less than 17,510 and not more than 17,520, according to the last Federal census or any census that may be ordered by the Board of County Commissioners, and declaring an emergency.

Received from House .....	1832
First Reading .....	1867
Second Reading .....	1879
Reported .....	1964
Advanced .....	1964

Third Reading .....	2053
Returned to House .....	2055
Referred to Committee on Enrolled and Engrossed Bills.....	2168
Fourth Reading .....	2200

By McBEE:

ENGROSSED HOUSE BILL No. 546—

An Act authorizing the county officers of all counties in the State of Oklahoma having a population of not less than 24,600 inhabitants and not to exceed 24,750, to appoint deputies, fixing the number of such deputies and maximum salary for each, amending Section 1 of Chapter 13 of the Session Laws of 1921, and declaring an emergency.

Received from House .....	1831
First Reading .....	1866
Second Reading .....	1879
Referred to Calendar .....	1879
Advanced .....	2056
Third Reading .....	2056
Returned to House .....	2057
Referred to Committee on Enrolled and Engrossed Bills.....	2169
Fourth Reading .....	2200

# Part VII

## SENATE RECORD OF HOUSE JOINT RESOLUTIONS

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By ANDERSON and CUNNINGHAM:

### ENGROSSED HOUSE JOINT RESOLUTION No. 6—

A Resolution providing for the refunding of gross production tax to Rushton Oil Company, making appropriation therefor, and declaring an emergency.

Received from House .....	668
First Reading .....	676
Second Reading .....	696
Withdrawn and Rereferred .....	1142
Reported .....	1261
Advanced .....	1493
Considered and Amended .....	1496
Reported Engrossed .....	1504
Third Reading .....	1574
Returned to House .....	1576
House Concurs in Senate Amendments .....	1634
Fourth Reading .....	1677



By LASKEY, ANDERSON and MITCHELL:

ENGROSSED HOUSE JOINT RESOLUTION No. 8—

A Resolution proposing an amendment to Section 3, Article 6 of the Constitution of the State of Oklahoma.

Received from House .....	462
First Reading .....	475
Second Reading .....	494

By VERNON of the House, and GULAGER and HORNER of the Senate:

ENGROSSED HOUSE JOINT RESOLUTION No. 9—

A Joint Resolution directing a refund to Elmer L. Riley, County Treasurer of Wagoner County, State of Oklahoma, from the State Treasury of certain monies collected by him and erroneously paid by him to the State Treasurer, and converted into the State Treasury, making an appropriation therefor, and declaring an emergency.

Received from House .....	667
First Reading .....	676
Second Reading .....	686
Referred to Calendar .....	696
Advanced .....	728
Third Reading .....	778
Returned to House .....	780
Fourth Reading .....	890

By PHILLIPS and GIBBONS of the House, and WOODS and LUTTRELL  
of the Senate:

ENGROSSED HOUSE JOINT RESOLUTION No. 14—

A Joint Resolution authorizing the Commissioner of Highways to enter into contract with the Purcell-Lexington Bridge Company, to take over the toll bridge across the South Canadian River between Purcell and Lexington, Oklahoma, and declaring an emergency.

Received from House .....	1553
First Reading .....	1591
Second Reading .....	1597
Reported .....	1665
Advanced .....	1955
Third Reading .....	1955
Returned to House .....	1956
Referred to Committee on Enrolled and Engrossed Bills.....	2004
Fourth Reading .....	2033

By CORDELL of the Senate and WOOTEN of the House:

COMMITTEE SUBSTITUTE FOR HOUSE JOINT RESOLUTION No. 17—

A Resolution proposing an amendment to the Constitution of the State of Oklahoma.

Received from House .....	1846
First Reading .....	1867
Second Reading .....	1879
Reported .....	1906-1933
Made Special Order .....	1932

Considered and Amended .....	2069-2073, 2014, 2015, 2023, 2028-2058, 2062-2071, 2075
Advanced .....	2075
Third Reading .....	2075-2103
Reported Engrossed .....	2136
Returned to House .....	2137
Fourth Reading .....	2314

By PULLEN, GOODRICH and NANCE of the House, and LOONEY (Pon-  
totec), BROWN (Love), LANGLEY and JOHNSON of the Senate

#### ENGROSSED JOINT HOUSE RESOLUTION No. 19

A Resolution authorizing the Soldiers Relief Commission to land-  
scape and grade the grounds of the Soldiers' Tubercular Sani-  
torium, located at Sulphur, Oklahoma, to plant trees thereon, to  
pave oval and road, making an appropriation therefor, and de-  
claring an emergency.

Received from House .....	1233
First Reading .....	1255
Second Reading .....	1269
Reported .....	1451
Advanced .....	1499
Third Reading .....	1576
Returned to House .....	1577
Fourth Reading .....	1657

By THOMPSON (Garvin):

#### ENGROSSED JOINT HOUSE RESOLUTION No. 20

A Resolution providing for the investigation of injuries to Ed  
Pilgrim and Dennis Foreman, to determine the liability of the State

of Oklahoma therefor, if any, and making an appropriation, if necessary, and declaring an emergency.

Received from House .....	1234
First Reading .....	1254
Second Reading .....	1269
Reported .....	1972
Motion to Advance Falls .....	2127
Considered .....	2204
Reconsidered .....	2209
Advanced .....	2210
Falls of Passage .....	2210
Reconsidered .....	2215
Third Reading .....	2216
Referred for Engrossment .....	2217
Reported Engrossed .....	2222
Returned to House .....	2222
Fourth Reading .....	2321

By STEWART and DYER of the House, and HOLLOWAY of the Senate

#### ENGROSSED HOUSE JOINT RESOLUTION No. 27

A Resolution authorizing and empowering the Board of County Commissioners of McCurtain County, Oklahoma, to pay Mrs. Jewel Felker the sum of \$1,000.00, and declaring an emergency.

Received from House .....	1235
First Reading .....	1256
Second Reading .....	1269
Reported .....	1305
Advanced .....	1418
Third Reading .....	1437
Returned to House .....	1439
Fourth Reading .....	1469

By GOODRICH, O'BRIEN and McBEE:

ENGROSSED HOUSE JOINT RESOLUTION No. 32—

A House Joint Resolution appropriating the furniture now in the Governor's office to the headquarters of the American Legion in the State Capitol Building, making appropriations of two thousand dollars for the purpose of buying furniture for the Governor's office, and declaring an emergency.

Received from House .....	1846
First Reading .....	1868
Second Reading .....	1879

## Part VIII

# SENATE RECORD OF HOUSE CONCURRENT RESOLUTIONS

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By WATSON:

### HOUSE CONCURRENT RESOLUTION No. 2--

A Resolution endorsing the Green Resolution asking for an amendment to our Federal Constitution making it possible to tax securities now exempt from taxation.

Received from House ..... 375

By BRUCE, et al.:

### HOUSE CONCURRENT RESOLUTION No. 3--

A Resolution concerning the appointment of a Joint Committee of the House and Senate to investigate into the prices of lumber, cement and other building materials in the State and report its findings to their respective bodies.



Received from House .....	374
Read and Adopted .....	374
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By WILLIAMS:

#### ENGROSSED HOUSE CONCURRENT RESOLUTION No. 4—

A Resolution authorizing an extension of the time of payment of the first half of the 1922 ad valorem taxes until April 1, 1923, and declaring an emergency.

Received from House .....	395
Second Reading .....	420
Considered .....	441
Stricken from Calendar .....	651

By McBEE:

#### HOUSE CONCURRENT RESOLUTION No. 11—

A Resolution memorializing Congress to find values of common carriers in each State.

Received from House .....	969
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By WATSON (Polk-watson), FINLEY and TIGER of the House, and  
WELLS, HUGHEY and REID of the Senate

ENGROSSED HOUSE CONCURRENT RESOLUTION No. 13—

Memorializing the President of the United States.

Received from House .....	1089
Considered .....	1142
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By HARPER and BRYCE

ENGROSSED HOUSE CONCURRENT RESOLUTION No. 15—

Memorializing Congress as to the repeal of the Esch-Cummings Act

Received from House .....	1405
Laid Over Under Rules .....	1405
Read and Adopted .....	1548
Returned to House .....	1548
Enrolled Copy Signed .....	1657

By WHITE

ENGROSSED HOUSE CONCURRENT RESOLUTION No. 16—

A Resolution requesting the Bank Commissioner to publish his findings  
and conclusions as to liquidation of failed State banks.

Received from House .....	2118
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By McBEE

## HOUSE CONCURRENT RESOLUTION No. 17—

A Resolution criticizing the policy of amending bills by inserting matter not germane to the subject matter of the original bill.

Received from House ..... 2145

By WINDLE, ROBERTSON and STOVALL

## HOUSE CONCURRENT RESOLUTION No. 18—

A Resolution authorizing the submission of a proposed amendment to the Constitution to the people for their approval or rejection, for the purpose of amending Section 9 of Article 10, providing for a special State levy for public schools.

Received from House ..... 2328  
 Read and Adopted ..... 2329  
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# ERRATA

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- 372 Should show the following confirmations made in Executive Session:  
Members State Banking Board: M. J. Shannon, Dr. C. P. Richardson  
Members Board of Regents, Oklahoma College for Women: W. E. Hocker, Mrs. Eugene B. Lawson, J. D. Carmichael, Mrs. Estelle Hoffman.  
Secretary State Board of Vocational Education: Lola M. Champlin.  
Bank Commissioner: Roy Walcott.  
Commissioner of Highways: M. M. Henderson.  
Secretary State Insurance Board: John T. Hamill.  
Members State Board of Pharmacy: Paul W. Moomaw, H. S. Shackelford.  
Members State Board of Agriculture: W. H. Crume, J. N. Roach.  
Board of Trustees, Confederate Home: T. D. Turner, J. M. Jamerson.  
Member Fraternal Insurance Board: O. L. Searcy.  
Board of Regents, University of Oklahoma: Earl T. Miller, H. L. Fogg, George L. Bowman.  
Members Board of Education: W. C. Farmer, T. F. Brewer, J. L. Newland, J. M. Sandlin.  
Member of Regents, Colored A. & N. University, Dr. M. A. Beeson.  
Board of Regents, Miami School of Mines: J. S. Mahon, W. M. Malone.
- 361 Should show Senate Concurrent Resolution No. 1 reported enrolled and signed by President Pro Tempore.
- 519 S. J. R. No. 9 referred to Committee on Rules and Procedure.
- 553 Second paragraph should show S. B. No. 93 instead of S. B. No. 83.
- 593 Fifth and sixth paragraphs should show Senate Bill No. 43 reported engrossed and signed by the President, instead of Senate Bill No. 47.
- 624 Roll call on S. B. No. 60 should be omitted.

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- 650 Should show roll call on Senate Bill No. 156 as follows: Ayes: Anglin, Bobo, Brown (Blane), Brown (Love), Calvert, Carlock, Cline, Cordell, Cornett, Darnell, Durant, Feuquay, Frye, Golobic, Gulager, Harvey, Hill, Horner, Hudson, Hughey, Johns, Johnson, Jones, Land, Langley, Lillard, Looney (Pontotoc), Luttrell, McPherrren, Memminger, Monk, Ratliff, Reed, Wells, West, Woods. Total, 36. Nays: Glasser. Total, 1. Absent: Barker. Total, 1. Excused: Holloway, Lewis, Looney (Harmon). Total, 3. Not voting: Hughes, Leedy, Nichols. Total, 3. The bill having received the constitutional majority of the votes of all members elected to and constituting the Senate, was declared passed. The President Pro Tempore signed the engrossed copy of S. B. No. 156 and ordered same transmitted to the Honorable House.
- 652 Should show first reading of H. B. No. 130.
- 688 Last paragraph should show H. B. No. 64, instead of S. B. No. 64.
- 973 Eleventh paragraph should show S. B. No. 173 advanced, instead of S. B. No. 174.
- 1345 Tenth paragraph should show S. B. No. 277 advanced, instead of S. B. No. 227.
- 1503 Second paragraph should show S. B. No. 379 advanced, instead of S. B. No. 270.
- 1504 Third paragraph should show S. B. No. 369 advanced, instead of S. B. No. 396.
- 1626 Should show S. B. No. 256 advanced by unanimous consent.
- 1749 Should show third reading of S. B. No. 143, instead of S. B. No. 173.
- 1780 Should show S. B. No. 314 signed by the President and ordered transmitted to House.
- 1897 Fourth paragraph should show H. B. No. 250 advanced, instead of S. B. No. 250.
- 2056 Advancement of H. B. No. 546 should be shown on this page, instead of page 2069, where it appears.
- 2063 Should show H. B. No. 159 referred for engrossment instead of signed and ordered returned to House.
- 2222 Should show H. B. No. 90 advanced by unanimous consent.
- 2258 Third and fourth paragraphs should show S. B. No. 451 reported enrolled and signed by President Pro Tempore, instead of S. B. No. 401.
- 2265 House message should include S. B. No. 284 by Hughes (by request).
- 2298 Should show enrolled S. B. No. 264 sent to Governor, instead of S. B. No. 246.