

UTAH LEGISLATURE.

Discussion on the Salary of the Auditor of Public Accounts.

The House Passes the Bill for Organization of Telephone Companies.

H. F. 1, to Fill Vacancy in the Office of Delegate Passes the House.

Mr. F. S. Richards' Criminal Practice Bill Passes the Council.

Both Houses Pass the Amended Logan City Charter.

FIFTY-EIGHTH DAY.

HOUSE:

House met at 2 p. m.

Journal of Monday read and approved.

Message from Council read giving notice of passage of C. F. 70, apportioning representation; also concurrence in amendments to H. F. 63, to prevent the running at large and importation of infected animals; also of concurrence in amendments to charter of Manti City, C. F. 70,

Mr. Anderson presented a remonstrance of citizens of Grantsville to curtailments of city limits. Referred to Committee on Municipal Corporations and Towns.

Same also presented petition of W. B. Judd, Assessor and Collector of Tooele County, for relief in amounts paid on delinquent taxes. Referred to Committee on Claims and Public Accounts.

Mr. Cummings presented bills of Herald Printing Co. for \$132.70; Cummings \$45, and Gibbs and Erwin \$35. Referred to Committee on Appropriations.

Mr. Creer, from the Committee on Corporations, reported favorably on H. F. 51.

Same reported favorably, with amendments, H. F. 41, for formation and granting powers to private corporations. Adopted and bill placed on general file.

Mr. Brinton, from the Committee on Agriculture, reported favorably, with amendments, H. F. 75, relative to water rights. Report adopted and bill placed on general file.

Mr. Anderson, from the Committee on Highways, reported favorably on C. F. 16, amending chapter 29, Laws of 1880. Report was adopted.

Mr. Morgan, from the Committee on Education, reported favorably relative to C. F. 68, amending sections 4, 7, 8, 11, 19, 21, and 22 of chapter 29, Laws of 1880. Adopted.

Mr. Clark, from Committee on Enrollment, presented certain bills as enrolled and forwarded to the Governor.

Mr. Francis, from the Committee on Appropriations, reported favorably on the petitions of H. H. Cluff, ex-Collector of Utah Co., for relief to the amount of \$300; also \$20 for the relief of Ashton Nebeker, ex-Collector of Kane County; also \$38 for relief of W. D. Johnson, Deputy Collector of Kane County; also \$22.50 to W. H. Clark, Collector of Sevier County; also \$46.25 to L. H. Bidd, Collector of San Juan County; also \$58 to H. O. Crandall, ex-Collector of Emery County; also \$300 to Arch McKeeno, ex-Collector of Rich County; also \$17.35 to J. D. Smith, Collector of Millard County; also \$100 to Hyrum Benap, Collector of Weber County. Report adopted, and the Committee on Appropriations instructed to include the above amounts in the general appropriation bill.

Mr. Francis, from Committee on Claims and Public Accounts, reported in favor of the petition of A. C. Emerson, Clerk of First District Court, for relief, recommending that \$321.40 be appropriated. Report adopted.

Same reported favorably to appropriating \$406 to Auditor, for services for examining the accounts of district officers; and also making the salary of the Auditor of Public Accounts \$2,000 per annum. A motion not to adopt brought out considerable discussion on the question of salary to the Auditor. Mr. Morgan said there were, besides the \$1,500 appropriated to the Auditor, other appropriations, which brought his salary up to \$496.50.

A motion to refer that portion of the report relative to appropriating \$2,000 to the Auditor's salary to the Committee on Appropriations was carried, and the other portion of the report was also referred to Committee on Appropriations.

Mr. Dusenberry, from the Committee on Ways and Means, to whom was referred a memorial of the Court of Salt Lake County, relative to the increase of the county tax, reported no further legislation needed. Report adopted.

The Committee on Judiciary reported back H. F. 67, in relation to estates, with amendments. Adopted, general file.

Mr. Thurman, from the Committee on Municipal Corporations and Towns, reported with amendments H. F. 82, amending charter of Morgan City. General file.

Mr. Thurman, from the select

committee in charge of civil code, reported back H. F. 1, to fill a vacancy in office of Delegate. Adopted; general file for second reading.

Mr. Thurman, from the committee of conference on H. F. 19, relative to herding sheep, reported same back, with recommendations for the House to recede from its amendments. Adopted.

Mr. Cummings, from the special joint committee on penal code, reported H. F. 9 back without recommendations. Report adopted and H. F. 9 placed on general file.

Mr. Howell, by permission, introduced H. F. 83, in relation to irrigation companies, read first and second time and referred to Committee on Private Corporations.

H. F. 80, amending section 1, chapter 13, of the Laws of 1880, read second time.

C. F. 51, relative to organization and regulation of telephone companies, read third time and placed on its passage. Mr. Anderson's name being called first he objected to voting. Mr. Cummings stated that we had arrived at the time when to get any bills through we will have to depend upon the other house and upon our committees. The bill passed unanimously.

H. F. 75, regulating water rights, came up on its third reading. Amendments suggested by the committee were considered. A motion to strike out section 5, which provides for taxing irrigating ditches to keep them up, brought out considerable discussion, some of the members claiming that the increase of property value because of the irrigation, compensated for the property in ditches. The bill passed, 16 ayes, 4 noes.

C. F. 16, amending chapter 29, of Laws of 1880, relative to roads, read third time and amended. Bill rejected, 11 ayes, 8 noes. A motion to reconsider was adopted and the bill made the special order for to-morrow.

C. F. 67, relative to estates of decedents came up on third reading and passed, 19 ayes, 1 nay.

H. F. 41, granting powers to private corporations, came up on its third reading. The bill covers thirty closely printed pages, and is framed to regulate telegraph, telephone, railway, and other corporations. It had been in the hands of a committee which had made several amendments to it, especially on matters regulating railways in fencing their lines, and relative to killing of stock by trains. The bill passed, 19 ayes, 1 no. The title was amended to read, an act compiling and amending laws relating to private corporations.

H. F. 82, amending an act incorporating Morgan City so as to authorize punishment of certain crimes, paving streets, impounding animals, regulating the licenses of saloons, etc. Read the third time and passed unanimously.

H. F. 1, to fill a vacancy in the office of Delegate, came up on its third reading. The bill provides that in case a vacancy occurs in the office of Delegate to Congress, it shall be the duty of the Governor to call a special election within twenty days. Mr. Dusenberry offered an amendment of another section providing that said election shall be conducted in such manner as may be prescribed by law. Amendment adopted and bill passed, 20 ayes, 1 no.

Communication from the Governor read, returning again H. F. 43, relating to Probate procedure, asking the word petition to be so written, it being written in the enrolled bill "petition." Referred to the Enrolling Committee.

O. F. 68, amending sections 4, 7, 8, 11, 19, and 21 of chapter 19 of the Laws of 1880 relative to schools; third reading. The bill prescribes that resident tax-payers may vote on matters relative to building or selling schoolhouses and assessing taxes for the same, but does not give such persons a voice in matters pertaining to conduct of schools, prescribes rules for collecting taxes, granting of certificates to teachers, payment of teachers, etc. Bill passed, 15 ayes, 7 noes.

Message from the Council read, giving notice of the passage of certain bills, and forwarded to the House for action; said bills came up as follows:

C. F. 71, authorizing County Courts to grant licenses, read twice, and referred to Committee on Ways and Means.

C. F. 74, amending charter of Logan City, read twice, rules suspended, read third time and passed unanimously.

C. F. 73, amending an act regulating mode of civil procedure, approved in 1878, read twice by title, and referred to Committee on Judiciary.

C. F. 60, to encourage the sinking of artesian wells read twice by title and referred to Committee on Agriculture.

Message read from the Council giving notice of receipt of C. F. 33, prescribing the qualifications of voters, from the Governor with his disapproval of same.

C. F. 72, relative to stock raisers, read twice and referred to Committee on Agriculture.

C. F. 69, amending charters of incorporated cities read twice, and referred to Committee on Municipal Corporations and Towns.

At 5:30 adjourned till 10 a. m. Wednesday, March 12.

COUNCIL.

The Council met, at 2 p. m., pursuant to adjournment of yesterday, President Cluff in the chair.

The roll was called, and Councilor Grant was excused for the session.

Prayer by the Chaplain.

Minutes of yesterday's session read and approved.

C. F. 60, in relation to artesian wells, was taken up as unfinished business.

Mr. Page offered an amendment providing that the bill shall expire by limitation, Feb. 1, 1886. Amendment adopted.

An amendment offered by Mr. Hammond was adopted.

Mr. H. J. Richards offered an amendment which was adopted.

On motion of Mr. Taylor the bill passed.

Mr. Grover, chairman of the Committee on Agriculture, reported on C. F. 29, presented a substitute bill, recommending its passage. Read the first time; second time by title, and laid on the table.

Mr. F. S. Richards presented a bill amending the criminal practice act. The rules were suspended and the bill read the first and second times by its title, read the third time by sections, some amendments made as the reading progressed. The bill is a very long one, the reading occupying half an hour. Finally, a yeay and nay vote was taken and it passed unanimously.

Mr. Hammond introduced a bill to amend Logan City charter (C. F. 74). Read first and second time by title, rules suspended, and read the third time by sections, and passed without opposition.

Mr. Grover, from the Committee on Municipal Corporations, reported the bill to amend the charters of incorporated cities. Tabled.

Mr. Page reported on the petition from citizens of Cache County, for a road in Sardine Canyon, recommending its passage. Adopted.

Mr. Woolley, from the Committee on Mines, reported on C. F. 59, on easements and mining claims, stating that such legislation was unnecessary, and recommending the rejection of the bill. Adopted.

Mr. Hammond, from the Committee on Education, reported back H. F. 52, authorizing Provo to issue school bonds, without recommendation. Tabled.

A communication was received from the House announcing that it had adopted the conference report on C. F. 19; also that it had passed the telephone bill.

Mr. F. S. Richards presented a bill in relation to fugitives from justice. (C. F. 75.) Read first and second times by title, and referred to the Judiciary Committee.

C. F. 71, authorizing County Courts to issue licenses, was taken from the table and read the third time. On motion of Mr. Woolley, the bill passed.

Mr. Richards reported from the conference committee on C. F. 19, that the House should recede from its position. Accepted.

C. F. 53, was made the special order for to-morrow.

Mr. Grover reported from the Committee on Ways and Means the resolution referred to them, (H. R. 30) in relation to Territorial warrants, setting forth irregularities, etc., recommending its adoption.

Mr. Woolley wanted information as to how far back the time of the missing warrants began.

Mr. Grover replied, stating there were times in which warrants were issued that were so far back no authentic record could be obtained and was in favor of the relief asked.

Mr. Page thought the papers in the case should have been forwarded with the resolutions. Report accepted and resolution adopted.

A communication was received from the House announcing that it had passed two bills with amendments, forwarding them for consideration. Amendments agreed to.

H. F. 75, regulating the distribution of water, read and referred to the Committee on Irrigation.

A message was received from the Governor, returning C. F. 33, election bill, and requesting that the Secretary be allowed to copy the bill. Request granted.

The Judiciary Committee reported back C. F. 66, for betterments on real estate, stating that they believe there is not time left this session to properly consider the subject. Tabled indefinitely.

C. F. 72, was taken up on its third reading, amended, and passed. Adjourned.