

KUCHLER SUDDENLY REMEMBERS RULES

Then By the Coup He Delays Action On the Cannon Bill.

SMITH'S VISION IS ENLARGED

Now He Recognizes the Fact That the People of Utah Want Prohibition Law Enacted.

Second thought on the part of Senator Kuchler prevented consideration today of the senate substitute of the Cannon prohibition bill and sent that measure to the foot of the calendar, to await its regular order, unless, perchance, its opponents assume a different attitude than heretofore shown.

Kuchler's triumph came at a time when he had previously admitted defeat and apparently had abandoned all hope of carrying his point. The proposition to make the measure a special order for today had carried by a vote of 10 to 4, first viva voce, and again by roll call, because the "noes" had dwindled so low that the chair was undecided. Kuchler seemed much nettled, and in figured tones said the members expecting to go to Logan this afternoon would have to defer their visit, at least he would give notice then and there that he would not go. Finally it was arranged that the senate should adjourn promptly at 3 o'clock today so that the trip need not be delayed.

The next order of business had been called for, when Mr. Kuchler again arose and reminded President Gardner that a motion to suspend the rules for a special order required a two-thirds majority of the members present. President Gardner promptly stated that he stood corrected, and the order was rescinded.

KUCHLER RISES IN HASTE.

The absence of a number of senators during the morning session was doubtless the reason Senator Badger did not arise earlier in the day for a special order. He hid his time until nearly all were present and then sprung the motion, evidently much to the surprise of the other side. He pointed out the importance of the bill, the near approach of the close of the session and the expediency of early action, that the measure might go to the house.

Kuchler was on his feet in an instant, protesting against such haste, and was reminded by Badger that the bill had been in Mr. Kuchler's hands for two weeks, and copies had been in the files of the members for a like period.

Senator Wilson urged immediate action, as did also John X. Smith. The latter said, "The people are demanding that prohibition measures be enacted at this time." This brought forth the remark from Senator Miller that he was glad that at least Senator Smith was ready to admit that the people want prohibition.

HULANISKI HEARD FROM.

The strongest sentiments against early consideration came from Senator Hulaniski, who stated that he had understood Mr. Badger to say in the morning that the bill should go to its regular place on the calendar, and that he was having this mass of paper jammed down my throat," said Hulaniski, hotly. He declared it to be the most drastic measure he had ever seen. "Bring in the Cannon bill, and I will vote for it in a minute, rather than this one," he said in thunderous tones.

Senator Stoolkey took the same view as did Senator Kuchler and Hulaniski, saying that there was no need of "haste."

In closing the debate for a special order, Mr. Badger said: "If we fail to pass this measure something of its kind, we will make this session of the legislature a failure."

The vote on Mr. Badger's motion for a special order was as follows: Ayes—Badger, Bullen, Burton, Horsch, Hyde, Sevy, John V. Smith, Williams, Wilson, President Gardner—10. Noes—Hulaniski, Kuchler, Marks, Miller, Seely, Stoolkey—4. Absent—Bennett, X. Smith, Brinkley, Hoff—2.

LEGISLATIVE DOCKET

NEW BILLS IN THE SENATE.

S. B. No. 153, by Burton—Relating to surety companies, and corporations and insurance companies.

NEW BILLS IN THE HOUSE.

H. B. No. 220, by Nielson—To prevent certain abuses connected with the drilling, operation and abandonment of wells on lands producing or containing petroleum or natural gas. Committee on mines and mining.

H. B. R. No. 10, by King—Whereas, The legislature of 1903 appropriated to Wayne county 250,000 pounds of money for repair and improvement of highways and bridges in said county to be expended under the direction of county commissioners, on the roads between the following points: Between top of mountain and west line of county, 25.25; between Loa and Fremont, 12.20; between Loa and Thurber, 22.25; between Loa and Thurber, 22.25; between Thurber and Teasdale, 11.4; between Thurber and Fruita, 2.25; between Fruita and Calmesville, 13.44; between Calmesville and Giles, 17.85. Total, \$144.44.

And whereas, Labor was performed and material furnished to the full amount of the appropriations, but because all the vouchers had reached the state auditor for payment, the legislature of 1905 directed the said state auditor to recover into the state treasury all unexpended balances made by former legislatures, and acting under such authority the state auditor refused to pay certain vouchers, representing balances due for work performed and material furnished in such roads, in the following sums, viz: Between top of mountain to west line of county, 25.25; between Loa and Fremont, 12.20; between Loa and Thurber, 22.25; between Thurber and Teasdale, 11.4; between Thurber and Fruita, 2.25; between Fruita and Calmesville, 13.44; between Calmesville and Giles, 17.85. Total, \$144.44.

Therefore, be it resolved by the house of representatives, the senate concurring, That there be, and is hereby appropriated to said Wayne county the sum of \$144.44 out of any moneys in the state treasury, not otherwise appropriated, to reimburse said county for the unexpended balances so recovered into the state treasury.

BILLS PASSED BY THE HOUSE.

H. B. No. 182, by Thompson—Amending section 263, Compiled Laws of Utah, 1895, fixing the fees to be charged by the secretary of state.

T. B. No. 206, by Hodges—Authorizing the diversion of the sheep inspection fund to the fund for the extermination of wild animals.

H. B. No. 108, by Hulaniski—Providing punishment for the removal, concealment or in any manner interfering with funeral hearings, burials or other parts

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of locomotives, tenders or railroad cars, or for buying or receiving such property, knowing that the same had been stolen.

H. B. No. 234, by McRae—Amending section 2503, Compiled Laws of Utah, relating to property exempt.

H. J. R. No. 7, by Morris—Correcting an error made in describing certain streets to be improved and making an appropriation of \$2,500 to Salt Lake City for the purpose.

H. B. No. 161, by Thornley—Providing for the registration and numbering of motor vehicles and chauffeurs and their use of the public highways, and imposing penalties for the violation of the provisions.

H. B. No. 225, substitute for H. B. No. 203, by committee on counties—Amending sections 464 and 475, Compiled Laws of Utah, 1907, relating to the boundary lines of Salt Lake and Davis counties.

BILLS FAVORABLY REPORTED.

S. B. No. 70, by Bullen—To punish derogatory statements affecting banks, banking institutions or trust companies.

H. B. No. 294, by Fuller—Enacting a new section of the Compiled Laws of Utah, 1907, to be known as section 166X33, relating to and fixing the time within which a bank shall be liable to a depositor for the payment of a forged or altered check.

H. B. No. 24, by Ashton—Amending the law relating to the establishment and maintenance of detention schools for the care and custody and education of dependent or delinquent children 18 years of age or under.

H. B. No. 157, by Ashton—Relating to undertaking on appeal from justice's courts.

H. B. No. 23, by Ashton—Amending the law in relation to juvenile courts.

BILLS KILLED BY HOUSE.

H. B. No. 225, substitute for H. B. No. 180, by committee on irrigation and reclamation—Relating to obstructions and injuries to highways, and providing a penalty therefor. (Same law now on statute books.)

H. B. No. 134, by Ashton—Relating to primary elections, providing for the organization and government of political parties, repealing chapter 3, Compiled Laws of Utah of 1907, and all other acts and parts of acts in conflict therewith, and providing a penalty for the violation thereof. Enacting clause stricken out.

BILLS KILLED BY THE SENATE.

S. B. No. 144, by Wilson—Relating to the annexing of parts of counties to another, and the forming of new counties.

BILLS KILLED BY COMMITTEE.

H. B. No. 212, by Thornley—To regulate the right of travel upon the public waters of the State of Utah.

H. B. No. 29, by judiciary committee, substitute for H. B. No. 22, by Ashton—Relating to juvenile courts.

S. B. No. 90, by Kuchler—Amending section 244X6, Compiled Laws of Utah, 1907, relating to transient stock.

H. B. No. 202, by Randall, by request.

—Relating to the sale of goods, being an act to amend a law uniform with the laws of certain other states on that subject, and repealing sections 2469, 2470 and 2473, Compiled Laws of Utah, 1907, and all acts or parts of acts inconsistent herewith. An identical measure to this is being considered by the senate.

H. B. No. 204, by Eardley—Relating to warehouse receipts. An identical measure is being considered in the senate.

H. B. No. 221, by Clegg—Relating to trespass upon mines and mining claims and providing a penalty therefor.

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DIRECT PRIMARY BILL IS KILLED

Ashton's Measure Stripped of Its Enacting Clause in the House.

FOOTBALL MEASURE COMES UP

Representative Hansen's Proposal to Bar the Game Will Be Strongly Opposed When Considered.

On the calendar for regular consideration in the house today is H. B. 185, by Hansen, the measure directed against the game of football. The bill was introduced in the house on Feb. 17, and was submitted to the committee on education. On March third the committee reported the measure back to the house without recommendation, and the bill took its regular place on the calendar. Today Mr. Hansen will marshal his forces for final effort to enact the measure into law. He feels deeply the necessity for the passage of the bill, for he was bereft of a son through the effects of injuries received by the latter in a game of football at the Agricultural college campus.

That the sentiment of college and university and even the faculty of one institution is not against the game, however, was made apparent in the house yesterday afternoon, when a resolution, presented to the student body of the University of Utah, and passed by them, and approved by the faculty of the University, was handed into the house, protesting against the passage of Mr. Hansen's bill. The resolution is signed by Joseph Barlow, president of the associated students, U. of U., and was presented to the house by Mr. Ashton, as follows:

The faculty and students of the University of Utah, in general assembly, this day, passed by unanimous vote the following resolution:

"Be it resolved, That we present to the legislative assembly the prevailing sentiment of the faculty and students, that the game of football should not be prohibited in our state."

ASHTON'S BILL KILLED.

House Bill No. 185, By E. C. Ashton, a measure containing 35 pages of printed matter, and providing for the system of direct primary elections in this state, met its fate in the house yesterday afternoon. It took just 10 minutes to kill the bill by striking out the enacting clause.

When the measure came up for consideration, Mr. Ashton stated that the 10 members of the Salt Lake delegation who had been elected on a platform pledged to the enactment of this bill, had "meeted" and were not in sight. However, he said he wished to explain briefly the merits of the measure.

Mr. Morris of Bangorville moved that the three-minute rule be suspended and the gentleman allowed 10 minutes to explain the bill.

Mr. Ashton said he hardly thought he would need 10 minutes, but wished to carry out his pledge and support the measure in the house. He then entered into an explanation of the main features of the bill, by which it was provided that everything pertaining to elections was placed in the hands of the people, even the election of United States senators. Mr. Ashton said 20 or more states had adopted the same law, and had found it highly satisfactory.

Mr. Morris of Washington warned the house that under a similar measure in Oregon, a Democrat had been elected to the United States senate while the state was Republican.

Mr. McMullin wished to know, under the proposed law, if anything like that could occur in this state.

Morris said if such were the case, he would support the bill.

"That contingency has been provided against in the measure," replied Representative Ashton.

"Then I shall oppose the bill," said Mr. Morris.

Representative Clegg at that moment came in and said he had been elected on the platform endorsing the bill, and he favored its passage.

Representative McMullin of Salt Lake, moved to strike out the enacting clause. The motion was supported and on a standing vote the bill was defeated, only three members of the Salt Lake delegation standing up for the measure, namely, Ashton, Clegg and Russell.

STATE CAPITOL PLAN

Four Bills Relating to Building Structure Are Passed by the Senate.

That the ninth session of the Utah legislature will meet in a state capitol building is well within the range of probability. It is predicted that excavation will begin within the next two months, and that the main parts of the structure intended to be built on Capitol hill will be in readiness two years hence for legislative and other state purposes.

Four bills, known as capitol building bills, passed the senate yesterday. Senator Marks was the author of each, and all were drawn according to suggestions made by Governor William Spry in his special message to the legislature. Not a dissenting voice was heard in the passage of the bills, and they were immediately sent to the house and were there considered in committee, members of the senate committee on capitol grounds being present.

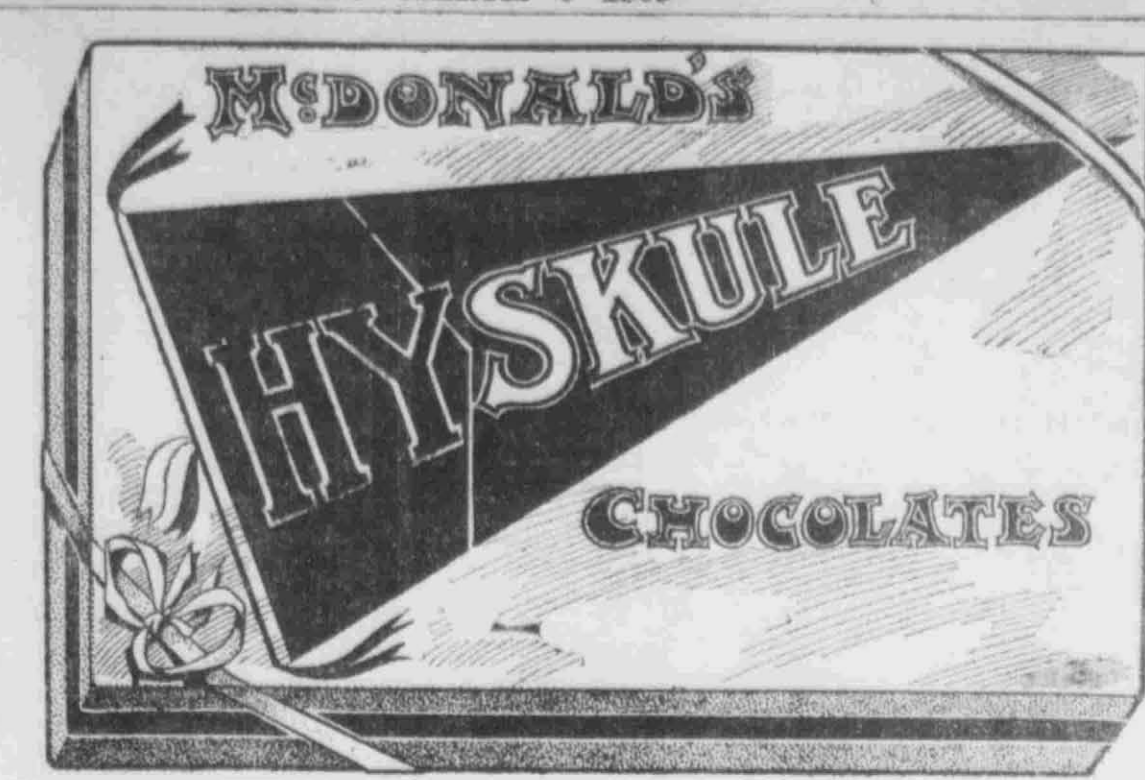
A capitol grounds commission is provided for in the first of the four measures. The issuance of \$200,000 bonds, for the beginning of building operations, is the feature of the second bill. Number three refunds the territorial bonds, and converts them into state bonds, to the amount of \$250,000, and in the fourth bill a special election is provided for, to be held in June of this year, to consider the advisability of levying a special tax of one mill for state capitol purposes.

WARD REUNION.

Bishop Lewis A. Merrill Host at Big Gathering Last Evening.

The Thirty-first ward meetinghouse was packed to the doors last evening with residents of that section who gathered to indulge in their annual reunion. The evening's entertainment consisted of a program and dance with refreshments served in the basement. As an indication of how thoroughly the affair was enjoyed, it was after 1 o'clock this morning before the lights went out and the last few revolvers were spoken.

While the reunion was primarily for the Latter-day Saints every resident of the ward was invited and a number not connected with the Church were present. Bishop Lewis A. Merrill acted as master of ceremonies and promptly



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Let down the bars to all formality and the order of the evening was for every speaker to fire some good natured shot at his friends and neighbors.

Among the features were addresses by Judge Le Grand Young, David A. Smith of the presiding bishopric, and Joseph E. Taylor, and so on and instrumental numbers by Ivy Egan, Miss Alley, Ivy Evans, Charles Pike, Mr. Johnson, Maria Eddington, George B. Margetta and others. A heavy of maledictions presided over the booths and dispensed prohibition punch while the refreshment committee had its hands full attending to the wants of the throng man at the tables in the basement. The decorations were distinctly good and along the patriotic order, the responsibilities of the successful drapings of bunting and flags and the assembling of the colored electric lights cost with W. E. Evans and Geo. C. Gunn and their assistants. The Thirty-first ward orchestra furnished the music. This afternoon the children of the ward were guests of the amusement committee at a juvenile dance.

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Gard of Philadelphia	1863	2,305,025		869,519
Spring Garden, Philadelphia	1835	2,850,719		760,498
Maryland Casualty, Baltimore	1898	4,403,760		1,907,546
Fidelity & Deposit, Baltimore	1890	6,110,210		4,536,305

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