

## UTAH LEGISLATURE.

## COUNCIL.

Feb 25, 10.30 a.m.

Council assembled pursuant to adjournment.

Roll called. Quorum present.

Prayer by the Chaplain.

Special commissioner John T. Caine presented his report of the auditing of the juror's and witness certificates of the Third Judicial District for the years 1878; '79, '80 and '81, reporting that he had allowed 1,393 claims amounting to \$21,430.45. The report was accompanied by the bill of the commissioner, and also the bill of Hy. McMillan for services rendered in auditing these claims. The report was received and referred to the committee on claims and appropriations with instructions that if the bills were just they should be placed in the appropriation bill. The committee on revenue was also authorized to draft a bill in conformity with the recommendation of the report.

A bill in relation to quarantine was presented by Councilor Wells, read and referred to the committee on counties.

A bill to amend the act in relation to public schools was presented by Councilor Cluff. Read and referred to the committee on education.

A memorial to Congress against the proposed legislation for Utah was presented by Councilor E. Snow from the conference committee appointed to draft such memorial.

The committee on education presented a report recommending that 2,500 copies of the report of the regents of the University of Deseret be printed with the report of the superintendent of public schools. The report was adopted.

Councilor Caine stated that in consequence of the absence of Councilors Snow and Thatcher, the committee on education was without a quorum. The chair appointed Councilor W. W. Cluff on the committee.

A message from the House was received notifying the Council that their amendments to H. F. 31, the act in relation to county sealers of weights and measures, were not concurred in. On motion, the Council held by their amendments.

A message from the House was received notifying the Council that they had passed H. F. 67, an act amending the act incorporating the city of Manti. The bill was laid on the table to come up in its order.

The memorial to Congress was read and adopted.

H. F. 67, the bill to amend the act incorporating Manti City, was read and referred to the committee on municipal incorporation and townships.

A resolution was presented by Councilor Caine that 1,000 copies of the memorial to Congress be printed and sent one to each member of Congress and the government officers in Washington. Adopted.

A message from the House was received notifying the Council that they concurred in their amendments to the concurrent resolution calling a constitutional convention. The chair appointed Councilors D. H. Wells, E. Snow, A. O. Smoot, W. W. Cluff, A. K. Thurber, L. S. Now and J. R. Murdock as the committee on behalf of the Council.

Adjourned to 2 p.m. Monday.

Benediction.

Monday, Feb. 27, 1882, 2 p.m.

Council met pursuant to adjournment.

Roll called, quorum present.

Prayer by the Chaplain.

Councilor Murdock presented a remonstrance against the passage of the bill to create salaries for probate judges, from William Evans and 51 others, citizens of Piute County; also a remonstrance from A. G. Davis and 109 others, against the removal of the county seat of Piute County. These bills, against which the remonstrances were aimed having been rejected, the communications were laid on the table indefinitely.

Councilor Wells, from the committee on judiciary, reported back H. F. 60, amending section 534 of the Compiled Laws, with amendments. The amendments were read, concurred in and the bill passed.

C. F. 24, a bill providing for inspectors of fowl brood, was read, amended and passed.

Councilor Thurber moved an amendment, that an assessment be levied upon the owners of each colony of bees in a county where other bees were destroyed, on account of fowl brood, and the keeper whose hives were destroyed be indemnified

by such levy, as the destruction was for the benefit of the whole of the bee keepers and no one person should bear the whole loss. Carried.

Councilor Cluff was appointed a committee of conference, to confer with a like committee from the House, on the disagreement in the bill for appointing county sealers of weights and measures.

Benediction by the Chaplain. Council adjourned until 2 o'clock Tuesday.

Tuesday, Feb. 28, 1882, 2 p.m.

Council met pursuant to adjournment.

Roll called. Quorum present.

Prayer by the chaplain.

Councilor Wells presented a petition of F. Schoenfeldt and 82 others, praying that the boundary line of Salt Lake City on the west, as defined in the new charter, be not allowed, but that the limits be confined to the River Jordan, as the extension of the boundary over Jordan interferes with two precincts—Brighton and West Point. Referred to the committee on municipal corporations.

Councilor Thurber, of the committee on irrigation and canals, reported back H. F. 22, amending several sections of the Compiled Laws, in relation to irrigation companies, with amendments. Amendments adopted.

Councilor E. Snow, of the committee on municipal corporations, reported back the bill changing the boundaries of Manti City, with a slight amendment. Amendment adopted.

Councilor Smoot, of the committee on revenue, reported back C. F. 20 and C. F. 21, providing for registering territorial and county warrants, adversely, as in the opinion of the committee the legislation asked for is deemed unnecessary. Laid on the table till called for.

Councilor Barton, of the committee on counties, reported back the petition of H. P. Cutlin and others, citizens of Pinto and Hebron, asking that the boundary lines of Washington and Iron counties be changed so that these settlements might be placed in Washington County, reporting adversely thereon, as by referring to the corrected survey map, Pinto is in Washington County, and the few settlers in Hebron would not justify the change of the lines.

Councilor E. Snow protested against the report of the committee as being unjust to the petitioners, for these settlers have branched out from St. George, and their kindred ties are there, and it would be some 80 miles nearer to this county seat than to the county town of Iron County. The petitioners had just grounds of complaint, and he was in favor of granting the petition, though the representative of Iron County had opposed the measure.

Councilor Thurber moved that the report be re-committed and that the committee be instructed to bring in a bill granting the request of the petitioners.

Councilor Barton, from the committee on counties, reported back C. F. 27, providing for quarantine grounds in counties, recommending its adoption.

Councilor Wells, of the committee on judiciary, reported back H. F. 28, amending a large number of sections of title 20 of the Compiled Laws. Amendments generally adopted and the bill passed.

A message was received from the House notifying the Council that the House had concurred in the memorial to Congress; also that C. F. 19 had been passed with amendments.

H. F. 22, amending several sections of the irrigation laws, was read and passed.

The Council bill for the collection of small debts was read as amended by the House, and the amendments concurred in except two.

A message was received from His Excellency the Governor disapproving the Council sheriff fee bill, as the bill only applies to sheriffs, and in the view of the Governor the bill should apply to all officers of precinct, county and district courts.

Benediction by the chaplain. Council adjourned until Wednesday at 2 p.m.

## HOUSE.

Saturday, 10.30 a.m.

The House met promptly as per adjournment.

The speaker in the chair.

The committee appointed to memorialize Congress in relation to hasty legislation, by Mr. Penrose, chairman, rendered a lengthy report. The memorial was adopted, or-

dered printed and forwarded to the Council.

On motion, the concurrent resolution from the Council, relating to the calling of a convention to organize, preparatory to demanding a State government from Congress, was adopted.

On motion, the words "in view of threatened special, inimical legislation now being presented to Congress, having for its object the depriving of citizens of this Territory of rights and liberties dearer to them than life" were stricken out. Other minor amendments were made, and the resolution was adopted, and the Council notified.

Bills were introduced. By Mr. Penrose, to establish and protect the maternal rights of married women, giving to them equal right with the father in the custody and control of the earnings of their children. Read and referred to the judiciary.

By Mr. Francis, to establish branch county jails. Read by the title and referred to the judiciary.

The Speaker announced that the following thirteen members would constitute the House committee under the resolution respecting a constitutional convention: Messrs. Farr, Penrose, Sharp, Partidge, Preston, Dalton, Peterson, Hatch, Peery, Thurman, Francis, Stout and Peery.

A message from the Council stated that H. F. 31, providing for county sealers of weights and measures had passed with amendments.

The House did not concur in the Council amendments to the bill providing for county sealers of weights and measures, and that body was so notified.

The following bills were read the second time by title and placed on file: Council bill 13, to amend section 1780 of the compiled laws; No. 19, to provide for the collection of small debts.

General file:

H. F. 67, to change the boundaries of Manti City, was read and passed—yeas 15. Title approved.

H. F. 16, prescribing the time and manner of holding municipal elections, was taken up. A slight discussion ensued upon the propriety of the measure proposed, changing the manner of general municipal elections, the result of which was the rejection of the bill on a vote of 9 to 8.

Mr. Penrose presented the report of John T. Caine, special commissioner for the Third Judicial District. Referred without reading.

The House concurred in the further amendments of the Council. The House adjourned until 2 p.m. on Monday.

Benediction.

Monday, Feb. 27, 2 p.m.

The House met pursuant to adjournment, the Speaker in the chair.

The journal was read and approved.

The committee on the judiciary, by Mr. Farr, the chairman, reported favorably upon H. F. 70, to provide for branch county jails; and also upon H. F. 63, forbidding the purchase of warrants at a discount by collectors and treasurers, and the cancelling of warrants. Report accepted.

Also upon House resolution 13, in relation to returning at the close of the present session, for the use of future Assemblies, the copies of the laws procured from the auditor, reported that as legislation upon the subject was unnecessary the committee recommended that the resolution be rejected. Adopted.

The Chair appointed Messrs. Penrose and Thurman as conference committee on the part of the House on Council bill 31, to provide for county sealers of weights and measures.

Introduction of bills: By Mr. Penrose, extending the right of suffrage and amending section 40 of the Compiled Laws. Referred to committee on elections.

The following bills were read by titles the second time and placed on the general file:

H. F. 63, to provide for the cancelling of warrants:

H. F. 70, to provide for branch county jails.

General file:

Council bill 13, to amend section 1,780 of the Compiled Statutes of Utah relating to abstracts of judgments, was read. The bill was rejected by a negative vote of 17 to 3.

Council bill 19, to provide a means for the collection of small debts, was passed—yeas 17, noes 5. Title approved.

Mr. Booth presented the claims of George M. Brown and J. E. Booth for relief for legal services rendered the Territory. Referred to the com-

mittee on claims and public accounts.

Messages from the Council stated that Councilor Cluff had been appointed on the part of that body as a conference committee on H. F. 31, providing for county sealers of weights and measures.

The House adjourned until Tuesday, at 2 p.m.

Benediction.

Tuesday, 2 p.m.

The House was called to order promptly as per adjournment. The journal of yesterday was read and approved.

The following petitions were presented by Mr. Jaques, from Thomas E. George, asking for a change of name. Referred.

By Mr. Booth, from J. M. Hamilton and 132 others, asking for a provision for a system of sewerage in Salt Lake City. Referred without reading.

By Mr. Booth, from Peter Madsen and 64 others protesting against the proposed change in the boundary lines of Provo City. Referred without being read.

The committee on claims, by Mr. Penrose, the chairman, to whom was referred the petition of Eli B. Kelsey, asking for an appropriation to pay for certain jurors and witnesses fees for 1874-5, certificates of which he had purchased, reported that after having duly investigated the matter they found that no appropriation had been made for that purpose in the years named, but other provisions therefor had been made by law, and therefore recommended that the appropriation be not made. The report was accepted and the recommendation adopted.

The committee on agriculture, by Mr. Preston, chairman, reported that as the consideration of the bill in relation to dogs more appropriately belonged to the committee on ways and means, being a matter of revenue, they therefore recommended its reference to that committee.

Also, favorably upon the passage of the House bill relating to barbed and other wire fences, which had been amended.

Also, favorably upon the passage of the Council bill relating to the running at large or herding of sheep within three miles of settlements and dairies. The reports were accepted.

The committee on ways and means, by Mr. Perry, chairman, reported their recommendation to the passage of H. F. 64 to amend section 18 of chapter 8 of the Compiled Laws. Accepted.

Mr. Booth reported amendments to the bill to incorporate Park City, made by the committee on municipal corporations and towns. Accepted.

Mr. Farr reported the disapproval of the committee on judiciary of the bill to establish a territorial board of police commissioners, as legislation upon the subject is unnecessary.

Also their recommendation to the objection of the bill to amend 1780 of the Compiled Laws.

Also that the committee approved of the bills to appoint committees to revise and publish the Compiled Laws.

The several reports were accepted and the recommendation adopted.

Mr. Peterson from the committee on highways, concerning the petition of A. P. Scow and 121 others asking for an appropriation of \$3,000 to construct a wagon road through the eastern portion of Iron county into San Juan county, reported that the committee recommended an appropriation of \$2,000, \$1,000 of which to be expended under the direction of Mr. A. P. Scow, of Escalante, Iron Co., and the balance under the direction of Jens Nelson, of San Juan Co.

On motion of Mr. Penrose the petition and recommendation were referred to the committee on appropriations.

The highways committee also reported concerning the petition of F. D. Richards and 938 others of Weber county asking for an appropriation of \$5,000 to construct a bridge over Weber River, that the appropriation asked for be granted, to be expended under the supervision of the selectmen of that county.

The bill was referred to the appropriate committee.

The committee on elections to whom was referred the bill extending the right of suffrage to those having declared their intentions before a competent court, to become citizens of the United States, reported an amendment to the preamble, and recommended the bill pass. Accepted.

Bills were introduced: By Mr.

Preston, to establish a bureau of statistics in the interests of agriculture, manufacture and mining, apropos to that portion of the Governor's Message relating thereto. Also a bill to encourage the manufacture of sugar, and also a bill to tax ores and bullion. The bills were filed.

By Mr. Dalton, in relation to costs in criminal cases. Read by title and sent to the judiciary.

By Mr. Francis, concerning the duties of county clerks, read by title and referred to the judiciary.

By Mr. Partridge, to enforce the civil rights of the Territory. Referred.

By Mr. Jaques, by request, a bill to defend and guard the sanctity of the elective franchise in the Territory. Referred.

A communication from the Council was received, announcing the passage of the Council bill providing for inspectors of bees and the destruction of fowl brood.

The bill providing for bee inspectors, etc., was read by title and referred to the committee on agriculture.

The special order, the report of the committee on Insane Asylum, not having been presented, was made the special order of to-morrow.

The following bills were read the second time and placed on the general file:

C. F. 16, in relation to the herding of sheep in the vicinity of settlements and dairies; H. F. 66, relating to barbed and other fences.

H. F. 55, above reported with amendments, to incorporate Park City. Amendments concurred in.

H. F. 71, extending the right of suffrage to persons having declared their intentions to become citizens of the United States, being under section 1860 of the revised statutes of the U. S. giving to territorial legislatures power to determine who are and who are not competent to vote within such territory.

H. F. 73, to encourage the manufacture of sugar.

The following were read the third time:

H. F. 63 forbidding treasurers or collectors to purchase warrants at a discount under penalty of having the warrants declared void, and also for the cancelling of warrants.

On motion the bill was ordered printed and made the special order for Thursday next.

H. F. 70, providing for branch county jails.

Mr. Stout inquired whether the county jails were so full that branches were necessary.

Mr. Hatch replied that if they were not all quite full at present they would be soon, consequently he for one wanted plenty of room.

Mr. Francis stated that the object of the bill was to legalize the action of several counties at present having branch jails, but not authorized by law. Thought that as some members anticipated a sojourn in them that the jails should be made comfortable and more numerous. The bill was rejected, yeas 2, noes 16.

H. F. 64 to amend section 18, chapter 8, of the Compiled Laws. Referred to the ways and means committee.

H. F. 48, to provide for the revision, completion and publication of the Compiled Laws by a committee of three appointed by the present session, who shall report to the Assembly of 1884 with one bill containing all the laws arranged in chapters, etc., with marginal notes as to inconsistency, and of repealing, etc. The bill passed—yeas, 20. Title approved.

A message from the Governor stated that the joint resolution in relation to the leasing of rooms for the auditor and other officers had been approved.

Mr. Booth presented the claim of J. E. Booth, special commissioner on jurors' and witnesses' fees. Referred without reading.

Mr. Sharp presented the claim of Theodore McKean for board and care of Territorial prisoners. Referred.

House adjourned till Wednesday 2 p.m.

Benediction.

## BEAR LAKE STAKE CONFERENCE.

Quarterly Conference of the Bear Lake Stake of Zion was held Feb. 11th and 12th.

Saturday, 10 a.m.

On the stand were the Presidency of the Stake and the local authorities.

The Bishops occupied the time in reporting the condition of their fields of labor, showing a continued