

not be made for more than a period of two years and prohibiting the sale of personal property which has been mortgaged, unless the mortgagee has been notified thereof and given his consent.

Referred to judiciary committee and ordered printed.

The committee on judiciary reported back the bill for an act to amend section 1444 of the Compiled Laws of Utah, and also one to amend section 2383 of same. Report accepted.

The bill for an act to amend section 1444 of the Compiled Laws was then presented and read. This bill is an act to amend the exemption laws so as instead of exempting from execution the entire wages of a debtor for sixty days next preceding the levy to only exempt the sum of \$50.

Councilor Snow said the bill was intended to cover such cases as occurred at Silver Reef last summer. Men who had been working for amounts such as \$100 per month, and had had credit from dealers there, instead of paying their bills, quietly pocketed their money and walked off snapping their fingers at garishments or executions as the exemption laws protected them. He did not want to protect dishonesty or to oppress laborers.

Councilor Thurber moved to amend by exempting 75 per cent of such money unpaid.

Councilor Thatcher said this would exempt more than the \$50 proposed.

The amendment was lost.

Councilor Thatcher, moving to amend by inserting after the word "levy," "not exceeding \$50," the bill passed its second reading and was referred to the committee on enrolling and engrossing.

The bill for an act to amend section 2383 of the Compiled Laws was then taken up. This was in reference to overcharges of sheriffs in collecting mileage on processes sent to them for service by mail. The bill was read the second time, passed and referred to the committee on enrolling and engrossing.

Prayer by the Chaplain.

The Council adjourned to 2 p. m. Wednesday.

January 18.
Council assembled pursuant to adjournment.

Roll called. Quorum present.

Prayer by the chaplain.

Communication was received from Hon. Wm. Jennings, H. McMaster, Esq., and the Mayor and City Council of Salt Lake City, acknowledging the freedom of the Council chamber.

Councilor Murdock presented a petition from the County Court of Beaver County, asking for an appropriation of \$353.60 to defray the charge incurred by bringing parties charged with crime to Beaver city, the expenses of which had been paid by this county. Iron County had refused to pay any proportion of these expenses. Attached to the petition was a copy of the record showing amounts paid in 1880 and 1881. The petition was read and on motion of Councilor Thurber referred to the committee on judiciary.

The committee on judiciary reported back the bill on chattel mortgages and recommended that the bill be printed and placed on its passage. The report was accepted and fifty copies of the bill were ordered printed.

The committee on judiciary reported back that bills in accordance with the petition of residents of Silver Reef were now before the Council. The report was accepted.

The bill for An Act to change the name of Henry Newsham to Henry Thornley was brought up and passed its second reading, and on motion of Councilor Murdock, being read the third time passed.

The bill for An Act to amend section 1444 of the Compiled Laws of Utah passed its third reading by its title.

The bill for An Act to amend section 2383 of the Compiled Laws of Utah passed its third reading by its title.

The committee on enrolling and engrossing, reported that C. F. 1, an Act to amend the Charter of Salt Lake City, had been correctly engrossed and forwarded to the Governor for his approval.

Councilor Cluff presented a bill for an Act making Chapter 2, Title 2, of the Compiled Laws, applicable to Justice's Courts. The bill was read and referred to the Committee on Judiciary.

Benediction.

Council adjourned to 3.30 p. m. on Thursday.

HOUSE.

January 16.

The House was called to order promptly at 2 o'clock.

Roll called. Quorum present.

Prayer by the Chaplain.

The Speaker announced that as there had been a slight misunderstanding with the public printer, the minutes were not present, but would be read when they arrived, which would be in a few minutes.

Petitions were presented by Mr. Farr, from the Deseret Agricultural Manufacturing Society, representing the condition of the society, and asking for pecuniary aid, and the creation of a bureau of statistics. Referred to the committee on agriculture.

By Mr. Blackburn, from Mr. Jno. M. Goons. Referred to the committee on claims and public accounts.

Mr. Booth, chairman of the committee on municipal corporations, reported C. F. No. 1, back to the House without amendment, and recommending its passage.

Mr. Smith moved the bill be taken up on its second reading.

Amended by Mr. Penrose that the report be accepted and the bill taken up in its order. Carried.

Mr. Penrose of the committee on claims and public accounts reported relative to the bills of O. J. Averill, Clerk of Third District Court and A. C. Emerson, and deputy, from the First District Court, that the bills be referred back to the said clerks for proper endorsement and certification.

Report accepted and bills referred as requested, on motion of Mr. Hatch.

Mr. Dusenberry asked the committee to indicate what further endorsement was necessary.

Mr. Penrose stated that the bills did not represent that they could be collected from the defendants.

The minutes of Friday's proceedings were read and approved.

The following bills were presented:

By Mr. Thurman, for an act providing for the appointment of justices of the peace, and giving to the courts power to fill vacancies in case of death or resignation, etc. Referred to committee on judiciary.

By Mr. Booth, the following:
"An act to amend an act entitled 'An act incorporating Salt Lake City.'"

Be it enacted by the Governor and Legislative Assembly of Utah:

That sections 23 and 24 of an Act incorporating Salt Lake City be amended so as to read as follows:

Sec. 23. To regulate and restrain the sellers and vendors of spirituous or fermented or other liquors, tavern-keepers, dram or tipping shop keepers, and the business of keeping restaurants, saloons, and other houses and places for the selling or giving away of liquors, whether ardent, vinous, fermented or spirituous, and for the purpose of regulating and restraining such business and the persons or firms engaged in it; to have the exclusive right to license such persons or firms to carry on such business, and to charge for each license any sum, in the discretion of such Council, not exceeding \$800 per annum, for the use of the City exclusively: Provided, that any regulation for the closing of such places of business shall be uniform as to all places of amusement or entertainment.

SEC. 24. To forbid the selling or giving away of ardent spirits or other intoxicating liquors to any child or apprentice, without the consent of his or her parent, guardian, master or mistress, or to any Indian.

Referred to the committee on municipal corporations and towns.

By Mr. Partridge amending an act for regulating fees for official and other services in the Territory. Referred to the committee on ways and means.

Mr. Attwood presented the following rule, moving its addition to the rules of the House:

Rule 41. "No business of a local character shall be considered in this house if not presented by a member representing that locality, or with his consent. But any member in such locality may be required by the vote of members present to present any legislative business placed in his hands for that purpose."

Referred to the committee on rules.

A motion was made by Mr. Jaques extending the privileges of the House to certain persons, namely: Federal and civil officers of the Territory, Federal and commissioned officers of Territory, Hon. Geo. Q. Cannon, Hon. W. H.

Hooper, territorial officers, ex-members of the Legislature, probate judges of various counties, chancellor and regents of University of Deseret and others.

Mr. Dusenberry said that the 34th rule provided for a portion of Mr. Jaques motion.

Mr. Jaques thought as the rules were not generally published it was necessary.

The motion to refer the motion to the committee on rules was rejected.

Mr. Booth rose to a point of order that unless rule 34 be suspended Mr. Jaques motion could not be adopted.

The Speaker stated that in order to pass the motion, it would be necessary to suspend the rules.

Mr. Jaques moved the suspension of rule 34.

Mr. Preston thought that the invitation extended in Mr. Jaques' motion was unnecessary, and cited rule 34.

Mr. Jaques motion to suspend rule 34 was lost.

Mr. Partridge moved that rule 34 be read and spread on the minutes. Rejected.

Second reading of bill C. F. No. 1, amending the Charter of Salt Lake City, regarding the restraining, controlling, etc., of vinous and spirituous liquors, was read, and,

On motion of Mr. Smith, passed its first reading, after considerable discussion between Messrs. Stout, Farr, Penrose and Smith, relative to the necessity of the addition of the repealing clause.

On motion of Mr. Smith, the rules were suspended, and C. F. No. 1 placed upon its third reading.

Mr. Johnson moved the bill pass its third reading. Carried.

Upon the question of the passage of the bill the roll was called, each member responding with "aye" or "nay," the clerk announcing as a result, ayes 20, nays 2.

The question of the title of the bill was considered. Mr. Thurman referred the House to rule 31, which provides that the titles of bills shall state the subjects to which the bill relates.

Mr. Sharp stated that the rules had been suspended.

Mr. Booth moved an amendment to the title of the bill so that it read an Act to amend chapter 2, title 24, an Act incorporating Salt Lake City.

Mr. Penrose moved that the words "Compiled Laws of Utah," be inserted in accordance with law, after "title 24." The title was passed by the House and the Council was notified of the House amendment to the same.

Mr. Beal presented the financial report of Utah for 1880-1.

Mr. Blackburn presented the financial report of Beaver County for the year ending Jan. 31, 1881.

Referred to the committee on public accounts.

A communication from the Auditor of Public Accounts was received enumerating a number of expense bills amounting to \$2,549, recommending their transfer to other accounts not closed.

Referred to the committee on public accounts.

A communication from Dr. Wm. Bredemeyer offering his services gratuitously to the Territory of Utah, as territorial geologist for one year.

On motion of Mr. Penrose the communication was reported to the committee on mines and mining.

Mr. Blackburn desired to be excused from the chairmanship of the committee on mines and mining. Granted, and the Speaker appointed in pursuance of the rule, that the next on the committee be made chairman, Mr. Sharp.

On motion the House adjourned till to-morrow at 2 p. m.

January 17.

The House met pursuant to adjournment, at 2 o'clock.

Roll called. Quorum present.

Prayer by the chaplain.

The minutes of yesterday's proceedings were read, amended and approved.

Mr. Dalton arose to make an explanation with regard to his voting in the negative to the passage of the bill amending the city charter of Salt Lake City. Considered that the entire rules had been suspended when the motion was made upon the amending of the title of the bill under a certain rule of the House, and therefore deemed it not in order.

The Speaker said: As the rules would not admit of a bill being placed upon its third reading on the same day with its second reading unless the rules were suspended, the rules were therefore suspended, but it was not necessary to refer to them

to make a correction in the title of a bill.

A petition was presented by Mr. Booth, from George M. Brown, collector of Utah County, asking for money he had advanced as taxes which he paid into the Territorial treasury, and which money thus advanced had never been paid to him by the taxpayers. Referred to the committee on appropriations.

Mr. Penrose, chairman of the committee on claims and public accounts reported on financial reports of various counties, which were found correct. Also upon county reports from three counties, recommending that they be returned to the county clerks respectively for correction.

Mr. Hatch moved that the report of the committee be accepted and those reports found correct be held by the chairman until all the reports be received. Carried.

On motion of Mr. Francis the incorrect reports were ordered to be returned to the respective county clerks for correction.

A message from the Council announced that that body did not concur with the House amendment to the title of C. F. No. 1.

On motion of Mr. Preston the House receded from that amendment.

A message was received from the Council announcing the concurrence of that body with the resolution to draft respect to the memory of the late Pres. J. A. Garfield, and that Messrs. Caine, Cluff and Thatcher were appointed that committee.

The Speaker appointed Messrs. Snow, Jaques and Francis to act with the Council committee.

Mr. Dusenberry presented a proviso to rule 31 providing that the title of a bill proposing amendments to the charter of an incorporated city shall be sufficient if it refer to the title of the act incorporating said city. Adopted.

On motion of Mr. Penrose 200 copies of the proviso were ordered printed in slips to be annexed to the rules.

Mr. Farr reported from the committee on judiciary in relation to the bills granting to county courts power to fill vacancies in the office of Justices of the Peace, that the committee recommended several accompanying amendments.

The amendments were adopted.

Mr. Farr, chairman of the committee on judiciary reported favorably upon the changing of the name of James Mallows to James Dennis, with a bill to that effect.

On motion of Mr. Penrose the report of the committee was accepted and the bill was placed on file to come up in its order.

INTRODUCTION OF BILLS.

By Mr. Booth, to amend section 1, chapter 25, of the session laws of 1880.

On motion by Mr. Dalton, the bill was read.

The bill marked House File 7 requires the owners of gathered crops, as well as orchards and backyards, to fence the same. Referred to committee on agriculture.

A communication from the Council announced that the bill to change the name of Niels Mortensen to Niels Morten Peterson, had passed the Council. Read for the first time and placed on file.

By Mr. Partridge, to amend section 14, chapter 4, compiled laws.

On motion of Mr. Lee, the bill was referred to the committee on agriculture.

By Mr. Francis, to amend section 6, chapter 21, of the laws of 1880, relating to the revenue of the Territory.

On motion of Mr. Penrose, the bill was referred to the committee on ways and means.

Second reading of bills:

The bill to change the name of James Mallows to James Dennis reported on favorably by the committee on judiciary passed its second reading and was placed on file.

H. F. No. 2 was read and, passing its second reading, was placed on file to come up in its regular order.

C. F. No. 2, a bill to change the name of Niels Mortensen of Sevier County, to Niels Morten Peterson, passed its second reading and was placed on file.

Mr. Snow presented the financial report of Box Elder County for the years 1880-1. Referred.

Mr. Dalton presented the report of Iron County for the years 1880-1. Referred.

Mr. Smith moved an amendment to rule 34 as follows:

"No person unless specially invited by a member of the House, shall be admitted within the bar of the House, except the executive, members of the Council, delegates and

ex-delegates to Congress, officials of the United States for the Territory, both civil and military, members of the Legislature, Territorial officers, Probate Judges, Chancellor and Regents and faculty of the University of Deseret, County Supt. of District Schools, Mayor and Council of Salt Lake City, and such persons as the Speaker may assign places as reporters."

On motion of Mr. Penrose the amendment was referred to the committee on rules.

Mr. Farr stated that it had been the custom to extend the courtesies of the House to officers of the Territory, and that as the measure had just been referred to the committee on rules he was in favor of the committee being required to retire and report immediately.

Mr. Penrose thought there was no necessity to order a committee of the House and force men into immediate action. If the committee reported to-morrow it would be soon enough.

Mr. Attwood moved an amendment that the committee on rules report to-morrow. Carried.

Mr. Thurman moved that the House proceed to pass the title of C. F. No. 1. Title passed.

Mr. Francis presented the financial report of Morgan County for the years 1880-1. Referred.

On motion of Mr. Jaques, the House adjourned till to-morrow at 2 p. m. Benediction by chaplain.

Jan. 18, 2 p. m.

The chief clerk announced that he had received a message from Speaker Lyman, stating that by a telegraphic message informing him of sickness in his family, he had been called away so hastily that he had been unable to appoint a Speaker to act in his absence.

On motion, Mr. Farr was elected Speaker pro tem.

Roll called. Quorum present.

Prayer by the Chaplain.

The minutes of Tuesday's proceedings were read, amended and approved.

Mr. Peery, from the committee on ways and means, reported on H. F. No. 9, a bill to amend the session laws of 1880, that the committee recommended an amendment to the bills title was to read, a bill to amend sec. 5, chap. 20, of the laws of 1880.

On motion, the report was accepted.

Mr. Lee, chairman of the committee on rules, reported that the committee wished to report the amendment to rule 34 back, without amendment, and recommended its adoption.

On motion, the report was accepted and the rule adopted.

Mr. Penrose moved that 200 copies of the 34th rule just adopted, be printed. Carried.

Mr. Farr desired to know the sense of the House with regard to the manner of notification that should be given to privileged persons under rule 34.

On motion, the Clerk was instructed to notify them in writing.

Mr. Attwood considered the last resolution imposed too much labor on the Clerk.

The Speaker suggested that of the 200 copies of the rule, a copy thereof be sent to each person so privileged.

Mr. Penrose presented a report from the committee on claims and public accounts relative to the petition of J. M. Coombs for relief, to the amount of \$168, recommending that the amount be appropriated.

Mr. Penrose explained the relief asked for was for court services in the district court, which expense should be paid from the Territorial Treasury.

Mr. Dalton said in regard to sheriff's expenses, that the Poland bill provides that the marshals shall attend the sessions of the district courts in criminal cases, and at present such labor is performed by the sheriffs, which matter was worthy of legislation.

Mr. Penrose stated that the law provides for the compensation of sheriffs in criminal business, which law passed after the passage of the Poland Bill.

On motion of Mr. Sharp the report of the committee was accepted and the bill referred to the committee on appropriations.

Mr. Thurman offered and moved the adoption of a resolution providing that as the Legislature cannot exceed the sum appropriated (\$25,500) for compensation to members, etc., the sergeants-at-arms of each body be required to keep a strict account of all disbursements for such purposes during the present session. Adopted.