

JOURNAL OF THE ASSEMBLY

DURING

THE THIRD SESSION

OF THE

Legislature of the State of Nevada,

1867,

BEGUN ON MONDAY, THE SEVENTH DAY OF JANUARY, AND ENDED
ON THURSDAY, THE SEVENTH DAY OF MARCH;

AND

SPECIAL SESSION,

BEGUN ON FRIDAY, THE FIFTEENTH DAY OF MARCH, AND ENDED
ON WEDNESDAY, THE THIRD DAY OF APRIL.



CARSON CITY:

JOSEPH E. ECKLEY, STATE PRINTER.

1867.

JOURNAL

OF THE

PROCEEDINGS OF THE ASSEMBLY

THIRD SESSION, 1867.

JOURNAL OF THE ASSEMBLY

OF THE

STATE OF NEVADA.

THIRD SESSION, JANUARY 7, 1867.

FIRST DAY.

MONDAY, January 7th, 1867.

Pursuant to the provisions of the Constitution, the House was called to order by J. R. Williamson, the Assistant Clerk of the last session, at 12 o'clock m.

Mr. Mayhugh offered the following resolution:

WHEREAS, The fourth Article and sixth Section of the Constitution of this State provides that each House of the State Legislature shall judge of the qualification, election, and returns of its own members; and

WHEREAS, It has come to the knowledge of this Assembly that the seat of no member thereof is to be contested; therefore, be it

Resolved, That it is the deliberate judgment of this Assembly that the following-named persons were duly elected members thereof, by the people of the several Counties within this State, on Tuesday, the sixth day of November, A.D. 1866, and as such are entitled to their seats as members of this Assembly, to wit:

From the County of Churchill—Jas. A. St. Clair, W. C. Grimes.

From the County of Douglas—E. Mallory, W. M. Cary.

From the County of Esmeralda—John S. Mayhugh, A. M. Wingate, T. N. Browne, B. V. Poor.

From the County of Humboldt—T. V. Julien, O. K. Stampely, P. J. Parmater.

From the County of Lander—J. R. Jacobs, T. J. Tennant, J. M. Dorsey, Robert Cullen.

From the County of Lyon—G. W. Walton, J. F. Roney, A. Koneman.

From the County of Ormsby—George Munckton, H. H. Bence, D. A. Horton.

From the County of Nye—W. T. Jones, J. M. Groves.

From the County of Storey—M. N. Mitchell, J. P. Wheeler, John Welch, A. H. Lissak, S. E. Huse, G. I. Lammon, Thomas Parker, J. L. Swaney, R. D. Ferguson, George H. Dana, E. Strother, A. K. Potter.

From the County of Washoe—Thomas Prince, W. Caldwell, G. N. Folsom.

Resolution unanimously adopted, and the following-named members came forward and were sworn in, and subscribed to the Constitutional Oath of Office, to wit:

Messrs. Browne, Bence, Cary, Cullen, Dorsey, Dana, Ferguson, Folsom, Grimes, Groves, Horton, Huse, Jacobs, Jones, Koneman, Lammon, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Parker, Poor, Prince, Roney, St. Clair, Swaney, Strother, Tennant, Wingate, Walton, Welsh, Wheeler.

Present—33.

Absent—Messrs. Caldwell, Julien, Parmater, Potter, and Stampley.

Mr. Munckton offered the following resolution:

Resolved, That the Assembly do now organize, by the election of permanent officers, in the following order:

First—Speaker.

Second—Speaker *pro tem*.

Third—Chief Clerk.

Fourth—Sergeant-at-Arms.

Fifth—Assistant Sergeant-at-Arms.

Sixth—Assistant Clerk.

Seventh—Minute Clerk.

Eighth—Enrolling Clerk.

Ninth—Engrossing Clerk.

Tenth—Journal Clerk.

Carried.

Mr. Munckton moved to take a recess for fifteen minutes.

Lost.

Mr. Ferguson moved that the members present, who had not taken the oath of office, now come forward and be sworn in, whereupon Messrs. Parmater, Stampley and Julien were accordingly sworn in, and subscribed to the oath of office.

Mr. Clerk informed the members that the next business in order was the election of Speaker, and that nominations were in order.

Mr. Mitchell placed in nomination Mr. R. D. Ferguson.

Mr. Bence placed in nomination Mr. T. J. Tennant.

The nominations were declared closed, and the roll was called, with the following result:

For Mr. Ferguson—Messrs. Browne, Dana, Grimes, Horton, Huse, Koneman, Lissak, Lammon, Mayhugh, Mitchell, Poor, Parmater, Parker, Prince, Roney, St. Clair, Swaney, Strother, Tennant, Walton, Welch, Wheeler. Total—22.

For Mr. Tennant—Messrs. Bence, Cary, Cullen, Dorsey, Ferguson, Folsom, Groves, Julien, Jones, Jacobs, Mallory, Munckton, Wingate. Total—13.

Mr. Ferguson, having received a majority of all the votes cast, was declared by the Clerk duly elected Speaker of the House; and upon motion, Mr. Clerk appointed Mr. Tennant and Mr. Munckton a Committee to escort Mr. Speaker to the chair, who was introduced to the House by the Clerk, and made the following remarks:

Gentlemen :

To say I thank you for your kind partiality in electing me Speaker of this body, but poorly expresses what I desire to say. To declare that I will endeavor to merit your confidence, so generously bestowed, would be simply a promise that might be broken ; and so we will leave to time, the great unraveler of human hearts and human actions, to develop the sincerity of him who would gladly make such declaration. Man is frail, and I do not claim to be free from his errors and his weaknesses. But let me assure you, gentlemen, that if sincerity of purpose, coupled with honest intent, can guide and direct me in this responsible position clear from the shoals and quicksands of personal prejudice, which has unfortunately stranded so many upon the barren reefs of discourtesy, and rendered the position of members intolerable by giving vent to personal spleen, then will I assuredly pass safely over the angry waves of strife and dissension which may possibly arise during the course of our deliberations.

The position of Speaker requires, and he should possess the high qualities of magnanimity, forbearance, and a sincere desire to deal out even-handed justice to all. He should have "no friends to reward, no enemies to punish ;" but fairly and honestly, at all times, accord each and every member his parliamentary rights and privileges ; and, if not forgetting his own biases and prejudices, he should so control them that justice may have its sway and dignity its empire.

Whether your humble Speaker possesses the requisite qualities to make the standard which he himself sets up, remains to be seen ; and here, at the outset, he asks from you that your leniency toward his rulings may be equal to your magnanimity and confidence in placing him in this position.

With your aid and coöperation to compel order and attention to business, he has no doubt but all will smoothly progress ; that our session will be a brief and pleasant one, giving satisfaction to the people, and doing justice to those in whose breasts repose confidence to believe us honest and capable to act for a young and yet feeble State, which requires the fostering care of wise and prudent legislators to carry her safely over the possible breakers of future Territorial dependence.

Wisdom, in my opinion, would dictate that the least amount of legislation possible, is for the best good of a community ; and unless there are well known errors in the law, which work great wrongs and hardships upon the people, it is wiser and safer not to change. It is better that the people understand the laws, though not perfect, than to not know them, with their frequent changes, which may be deemed for the better.

In view of the present financial condition of our State, compared with its resources for carrying on the Government, we cannot, as faithful agents of the people, study and carry out the principles of economy too carefully, nor can I impress them too deeply upon you.

If we keep these views before us, I have no doubt our labors will close even sooner than the short limit prescribed by the Constitution. But aside from these considerations, as connected with our State affairs, there are other and graver questions concerning our national policy, on which we will be called to act.

As a nation and as a people, we are but just returning from the tempest-tossed sea of treason and rebellion, where for the last four years the old ship of state has been weathering the mighty storm of secession and disunion ; and although the mutineers have been overwhelmed by the mighty power of the nation's sword, yet still we find ourselves far out from land, with compass gone, with treason again at the helm, with knots of conspirators counseling our Chief and Captain ; the great keel and rudder still broken and unrepaired ; the politi-

cal sea still rolling and surging, with breakers and dashing madcaps which spread their angry foam upon the great ship's deck, and threaten new disasters to the Government.

In the midst of this wild excitement, the Congress of the Nation have prepared and presented to us a chart in the form of a Constitutional Amendment, with which to guide and direct us into the great harbor of human liberty. Upon this subject we stand instructed by a loyal constituency. It should be among our first acts to adopt that amendment; we would thus pledge anew our fealty and loyalty to the Government, and would thus express our confidence in the wisdom of the National Congress.

We have also another duty to perform. We have the selection of a United States Senator, who for the next six years will be intrusted with power and place in our National Council, and whose influence, for good or evil, be felt in the high halls of the Nation's Capitol. In that choice, those who have sent us here will require that he be a man true to himself, true to the people, and true to the country; one possessed of those high qualifications of loyalty and intelligence, which at all times will mark him as the "faithful sentinel on the watch-tower of public liberty." These are our duties, in the performance of which we need no adviser but conscience, and no director but that inward sense of right and justice; and that duty we owe to a confiding constituency. Again, gentlemen, I return my sincere thanks for the honor you have conferred upon me.

The next business in order being the election of a Speaker *pro tem.*, Mr. Julien was placed in nomination by Mr. Munckton, and the roll was called, resulting as follows:

For Mr. Julien—Messrs. Browne, Bence, Cary, Cullen, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—35.

Mr. Julien, having received all of the votes cast, was duly declared elected Speaker *pro tem.*

For Chief Clerk.—Mr. Munckton placed in nomination Mr. Samuel Hyatt, of Storey County.

Mr. Dana placed in nomination Mr. A. Whitford, of Storey County. Nominations closed, and the roll being called, resulted as follows:

For Mr. Hyatt—Messrs. Brown, Bence, Cary, Cullen, Groves, Horton, Julien, Jones, Jacobs, Mallory, Mayhugh, Munckton, Poor, Stampley, Tennant, and Wingate—16.

For Mr. Whitford—Messrs. Dorsey, Dana, Grimes, Huse, Koneman, Lissak, Lammon, Mitchell, Parmater, Parker, Prince, Roney, St. Clair, Swaney, Strother, Walton, Welch, Wheeler, and Mr. Speaker—19.

Mr. Whitford, having received a majority of all the votes cast, was duly declared elected Chief Clerk, and thereupon came forward and took the constitutional oath of office, and commenced the duties thereof.

For Sergeant-at-Arms.—Mr. Cullen placed in nomination D. Bell.

Mr. Walton placed in nomination Wm. Woodhurst.

Nominations closed, and the roll being called, resulted as follows:

For Mr. Bell—Messrs. Browne, Bence, Cary, Cullen, Folsom, Groves, Horton, Julien, Jones, Jacobs, Munckton, Poor, Stampley, Tennant, and Wingate—15.

For Mr. Woodhurst—Messrs. Dorsey, Dana, Grimes, Huse, Koneman, Lissak, Lammon, Mallory, Mayhugh, Mitchell, Parmater, Parker, Prince, Roney, St. Clair, Swaney, Strother, Walton, Welch, Wheeler, and Mr. Speaker—21.

Mr. Woodhurst, having received a majority of all the votes cast, was declared duly elected Sergeant-at-Arms.

For Assistant Sergeant-at-Arms.—Mr. Mayhugh placed in nomination Mr. W. Darling.

Mr. Julien placed in nomination Mr. Kellogg.

Mr. Prince placed in nomination Mr. Moulton.

Nominations closed, and the roll being called, resulted as follows:

For Mr. Darling—Messrs. Browne, Bence, Cary, Cullen, Groves, Horton, Jacobs, Mallory, Mayhugh, Munckton, Poor, and Wingate—12.

For Mr. Kellogg—Messrs. Julien, Jones, Parmater, Stampley, and Tennant—5.

For Mr. Moulton—Messrs. Dorsey, Dana, Folsom, Grimes, Huse, Kone-man, Lissak, Lammon, Mitchell, Parker, Prince, Roney, St. Clair, Swaney, Strother, Walton, Welch, Wheeler, and Mr. Speaker—19.

Mr. Moulton, having received a majority of all the votes cast, was declared duly elected Assistant Sergeant-at-Arms.

For Assistant Clerk.—Mr. Mayhugh placed in nomination Mr. C. D. King. Mr. Dorsey placed in nomination Mr. Coolidge. Nominations closed, and the roll being called, resulted as follows:

For Mr. King—Messrs. Cary, Cullen, Folsom, Jones, Lissak, Mallory, Parmater, Stampley, and Tennant.

For Mr. Coolidge—Messrs. Browne, Bence, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Munckton, Mitchell, Poor, Parker, Prince, Roney, Swaney, Strother, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—25.

Mr. Coolidge, having received a majority of all the votes cast, was declared duly elected Assistant Clerk.

For Minute Clerk.—Mr. Roney placed in nomination Mr. T. S. Davenport.

Mr. Mayhugh placed in nomination Mr. C. D. King.

Nominations closed, and the roll being called, resulted in a tie vote. The roll being called again, resulted as follows:

For Mr. Davenport—Messrs. Browne, Dorsey, Dana, Grimes, Huse, Kone-man, Lissak, Lammon, Mitchell, Parker, Prince, Roney, St. Clair, Swaney, Strother, Walton, Welch, Wheeler, and Mr. Speaker—19.

For Mr. King—Messrs. Bence, Cary, Cullen, Folsom, Groves, Horton, Julien, Jones, Jacobs, Mallory, Mayhugh, Munckton, Poor, Parmater, Stampley, Tennant, and Wingate—17.

Mr. Davenport, having received a majority of all the votes cast, was declared duly elected Minute Clerk.

For Enrolling Clerk.—Mr. Bence placed in nomination Mr. Wheelhouse.

Mr. Welch placed in nomination Mr. A. D. Brill.

Mr. Mayhugh placed in nomination Mr. Minor.

Nominations closed, and the roll being called, resulted as follows:

For Mr. Wheelhouse—Messrs. Bence, Cary, Cullen, Folsom, Horton, Jones, Jacobs, Mallory, Munckton, Poor, Tennant, and Wingate—12.

For Mr. Brill—Messrs. Browne, Dorsey, Dana, Grimes, Groves, Huse, Julien, Koneman, Lissak, Lammon, Mitchell, Parker, Prince, Roney, St. Clair, Swaney, Strother, Walton, Welch, Wheeler, and Mr. Speaker—21.

For Mr. Minor—Messrs. Mayhugh, Parmater, and Stampley—3.

Mr. Brill, having received a majority of all the votes cast, was declared duly elected Enrolling Clerk.

For Engrossing Clerk.—Mr. Dorsey placed in nomination Mr. Thomas.

Mr. Julien placed in nomination Mr. King.

Nominations closed, and the roll being called, resulted as follows:

For Mr. Thomas—Messrs. Browne, Bence, Cary, Dorsey, Dana, Grimes, Groves, Huse, Julien, Jones, Jacobs, Lammon, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, St. Clair, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—28.

For Mr. King—Messrs. Cullen, Folsom, Horton, Koneman, Lissak, Roney, and Stampley—7.

Mr. Thomas, having received a majority of all the votes cast, was declared duly elected Engrossing Clerk.

For Journal Clerk.—Mr. Mitchell placed in nomination Mr. W. G. Gates.

Mr. Horton placed in nomination Mr. Dayton.

Nominations closed, and the roll being called, resulted as follows :

For Mr. Gates—Messrs. Dorsey, Dana, Grimes, Groves, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mallory, Mitchell, Parmater, Parker, Prince, Roney, St. Clair, Swaney, Strother, Tennant, Walton, Welch, Wheeler, and Mr. Speaker—25.

For Mr. Dayton—Messrs. Browne, Bence, Cary, Cullen, Folsom, Horton, Mayhugh, Munckton, Poor, Stampley, and Wingate—11.

Mr. Gates, having received a majority of all the votes cast, was declared duly elected Journal Clerk.

On motion of Mr. Munckton, the House proceeded to elect a Chaplain.

Mr. Munckton placed in nomination Rev. A. F. White.

There being no other nominations, the roll was called, resulting as follows :

For the Rev. A. F. White—Messrs. Browne, Bence, Cary, Cullen, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—33.

The Rev. A. F. White, having received all the votes cast, was duly declared elected Chaplain.

Mr. Munckton informed the House that Mr. Coolidge, who had been elected Assistant Clerk, had received a position in the Senate, and therefore moved that the vote by which he had been elected, be reconsidered.

Agreed to.

Mr. King, Mr. Darling, Mr. Hale, and Mr. Wheelhouse, were placed in nomination for Assistant Clerk.

The roll being called, resulted as follows :

For Mr. King—Messrs. Dorsey, Grimes, Julien, Koneman, Lissak, Mallory, Parmater, Prince, Roney, St. Clair, Stampley, Walton, and Mr. Speaker—13.

For Mr. Darling—Messrs. Browne, Bence, Cary, Cullen, Dana, Groves, Horton, Jones, Jacobs, Mayhugh, Mitchell, Poor, Wingate, and Wheeler—14.

For Mr. Hale — Messrs. Huse, Lammon, Parker, Swaney, Strother, and Welch—6.

For Mr. Wheelhouse—Messrs. Folsom, Munckton, and Tennant—3.

There being no choice, the roll was called again, resulting as follows :

For Mr. King — Messrs. Julien, Koneman, Lissak, Parmater, Roney, St. Clair, Stampley, Tennant, Walton, and Mr. Speaker—10.

For Mr. Darling—Messrs. Browne, Bence, Cary, Cullen, Dorsey, Dana, Folsom, Groves, Horton, Jones, Jacobs, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parker, Prince, Wingate, and Wheeler—20.

For Mr. Hale — Messrs. Grimes, Huse, Lammon, Swaney, Strother, and Welch—6.

Mr. Darling, having received a majority of all the votes cast, was duly declared elected Assistant Clerk.

The following-named officers elect now came forward and were sworn in, to wit:

<i>Sergeant-at-Arms</i>	Wm. Woodhurst
<i>Assistant Sergeant-at-Arms</i>	S. A. Moulton
<i>Assistant Clerk</i>	Wilkie Darling
<i>Minute Clerk</i>	T. S. Davenport
<i>Enrolling Clerk</i>	A. D. Brill
<i>Engrossing Clerk</i>	R. Thomas
<i>Journal Clerk</i>	W. G. Gates

The Chief Clerk now made the appointment of Samuel Hyatt as Copying Clerk, who also came forward and was sworn in.

Mr. Mayhugh offered the following resolution:

Resolved, That the Chief Clerk of the Assembly be directed to inform the Senate that the Assembly is now duly organized and ready to proceed with the business of the session by the election of the following officers:

<i>Speaker</i>	R. D. Ferguson
<i>Speaker pro tem</i>	T. V. Julien
<i>Chief Clerk</i>	A. Whitford
<i>Assistant Clerk</i>	Wilkie Darling
<i>Sergeant-at-Arms</i>	Wm. Woodhurst
<i>Assistant Sergeant-at-Arms</i>	S. A. Moulton
<i>Enrolling Clerk</i>	A. D. Brill
<i>Engrossing Clerk</i>	R. Thomas
<i>Minute Clerk</i>	T. S. Davenport
<i>Journal Clerk</i>	W. G. Gates
<i>Copying Clerk</i>	Samuel Hyatt

Unanimously adopted.

NOTICE.

Mr. Julien gave notice that he would, at some future day, introduce a Joint Resolution establishing a Daily Mail from Virginia City, Nevada, to Boise City, Idaho.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, CARSON CITY, }
January 7th, 1867.

To the Honorable the Assembly:

I am instructed to inform your honorable body that the Senate has organized by the election of the following officers:

<i>Secretary</i>	B. C. Brown
<i>Assistant Secretary</i>	John R. Eardley
<i>Sergeant-at-Arms</i>	M. M. Gaige
<i>Assistant Sergeant-at-Arms</i>	C. C. Wallace
<i>Enrolling Clerk</i>	J. R. Williamson
<i>Engrossing Clerk</i>	John D. Gorin
<i>Minute Clerk</i>	J. P. Coolidge
<i>Copying Clerk</i>	J. C. Medley
<i>Journal Clerk</i>	D. P. Walters

Respectfully,

B. C. BROWN,
Secretary of the Senate.

Mr. Munckton offered the following resolution :

Resolved, That a Committee of three be now appointed to confer with a like Committee from the Senate, to inform the Governor that we are now ready to receive any communication that he may have.

Unanimously adopted, and the Speaker appointed as such Committee, Messrs. Munckton, Walton, and Mitchell.

On motion of Mr. Mayhugh, the House adjourned until 10 o'clock A.M., Tuesday, January 8th, 1867.

Approved,
R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

SECOND DAY.

TUESDAY, January 8th, 1867.

The House met pursuant to adjournment, at 10 o'clock A.M., President in the chair.

Prayer by the Chaplain.

Roll called.

All present except Mr. Browne.

Mr. Mayhugh asked leave of absence for Mr. Browne for two days.

Leave granted.

Mr. Caldwell and Mr. Potter, having appeared, were sworn in as members, and subscribed to the oath of office.

Mr. Speaker announced the following appointments :

<i>Messenger</i>	Thomas Burns
<i>Pages</i>	W. F. Markley; Benjamin F. Bartlett
<i>Porter</i>	John D. Ebaseta

Journal of yesterday read and approved.

MESSAGE FROM THE SENATE.

SENATE CHAMBER, January 8th, 1867.

To the Hon. the Assembly :

I am instructed to send to your hon. body Senate Concurrent Resolution No. 1, the same having passed. Yeas, 17; Nays, 0.

I am also instructed to inform you that in accordance with said resolution, Messrs. Welty, Stevenson, and Hastings have been appointed a Committee to act with a like Committee of your hon. body to carry out the provisions of said resolution.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution was read and passed by the following vote :

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lam-

mon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—36.

NAYS—None.

Absent—2.

And Mr. Speaker announced as a committee to confer with a like committee from the Senate, as per Concurrent Resolution, Messrs. Wheeler, Bence, and Huse.

RESOLUTIONS.

By Mr. Mitchell:

Resolved, That temporarily, and until otherwise provided, the rules governing the last session of the Assembly shall be the rules of this House.

Unanimously adopted.

By Mr. Mitchell:

Resolved, That the Sergeant-at-Arms of this House be authorized and requested to contract and keep on hand a sufficient supply of stationery and such other articles as may be necessary to enable the Members to transact the public business.

Unanimously adopted.

By Mr. Julien:

Resolved, That Wm. M. Gillespie be, and he is hereby declared elected Official Reporter of the Assembly for the present session.

Unanimously adopted.

By Mr. Munckton:

Resolved, That *that* the Sergeant-at-Arms be requested to furnish the Members of the Assembly all the necessary papers they may require, and charge the same to their account.

Laid on the table.

REPORT OF SELECT COMMITTEE.

Mr. Speaker:

Your Committee, appointed in connection with a like Committee from the Senate, to wait upon his Excellency the Governor to inform [him] that the House was organized and ready to receive any communication that he might have to make to this body, beg leave to report that we have discharged that duty, and were informed by him that he would to-day, at 2 o'clock P.M., be ready to be installed in office and deliver his Inaugural Address.

GEO. MUNCKTON,

Chairman.

Report received and placed on file.

Mr. Julien moved that a Committee of three be appointed to confer with a like Committee from the Senate on Joint Rules.

Agreed to.

NOTICE.

Mr. Mayhugh gave notice that he would, on some future day, ask leave to introduce a bill entitled "An Act to create a Legislative Fund."

Mr. Speaker announced as Select Committee on Standing Rules, Messrs. Bence, Potter, Parker, Parmater, and Walton; and, on Joint Rules, Messrs. Julien, Horton and Koneman.

Mr. Jones moved that the Committee on Inauguration be instructed to prepare the Assembly Chamber for the inaugural ceremonies.

Agreed to, and the Committee so instructed.

On motion of Mr. Munckton, the House took a recess until 1½ o'clock P.M.

AFTERNOON SESSION.

House reassembled at 1½ o'clock P.M., Speaker in the chair.

Quorum present.

REPORT OF JOINT COMMITTEE ON INAUGURATION.

To the Senate and Assembly of the State of Nevada:

Your Joint Committee, appointed to make arrangements for the inaugural of the Governor and Lieutenant Governor elect, submit the following report:

The two Houses will meet in Joint Convention at the hour provided for by the Joint Resolution, and be formed in procession by the Marshal of the day, and march in a body, in the order hereafter mentioned, to the Governor's residence, and after receiving the Governor and Lieutenant Governor, return to the Assembly Chamber, where the oath of office shall be administered, and the Inaugural Address of the Governor received; after which the members of the Joint Convention will escort the Governor to his residence, and return again to the Hall of the Assembly.

The following programme has been adopted:

First—Music.

Second—Members of Assembly and Officers.

Third—Members of Senate and Officers.

Fourth—Governor and Lieutenant Governor.

Fifth—Staff Officers of Governor.

ORDER OF PROCEEDINGS AT THE HALL.

First—Prayer by the Chaplain of the Senate.

Second—Oath of office to Governor, by Chief Justice Beatty.

Third—Oath of office to Lieutenant Governor, by Chief Justice Beatty.

Fourth—Inaugural Address by the Governor.

Fifth—Benediction by the Chaplain of the Assembly.

The Committee have appointed Brigadier General A. L. Paige as Marshal of the day.

D. W. WELTY,
D. L. HASTINGS,
C. C. STEVENSON,
J. WHEELER,
S. E. HUSE,
H. H. BENCE.

Report adopted, and Committee discharged.

On motion of Mr. Bence, the Clerk notified the Senate that the Assembly were in waiting, and ready to go into Joint Convention for the Inauguration of Governor and Lieutenant Governor.

IN JOINT CONVENTION.

The members of the Senate and Assembly then proceeded to wait upon the Governor, as per programme adopted, and escorted [him] and Lieutenant Gov-

ernor to the Assembly Chamber, when the Constitutional oath of office was administered to each respectively, by Chief Justice Beatty ; after which, the Governor delivered his Inaugural Address.

On motion, the Joint Convention was then dissolved.

HOUSE IN SESSION.

On motion of Mr. St. Clair, the House adjourned to 11 o'clock A.M., January 9th, 1867.

R. D. FERGUSON.

Attest—

Clerk.

THIRD DAY.

WEDNESDAY, January 9th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M., Mr. Speaker in the chair.

Prayer by the Chaplain.

Roll called.

All present except Mr. Grimes.

Mr. St. Clair asked leave of absence for Mr. Grimes for one day.

Leave granted.

Journal of yesterday read and approved.

Select Committee on Standing Rules asked further time to make their report.

Leave granted.

Select Committee on Joint Rules asked further time to make their report.

Leave granted.

Mr. Mayhugh offered the following resolution :

Resolved, That the Sergeant-at-Arms be directed to procure rooms for the use of the Enrolling, Engrossing, and Copying Clerks.

Unanimously adopted.

Mr. Julien offered the following resolution :

Resolved, That the Secretary of State be requested to forward to the Assembly, with all possible dispatch, the unfinished business of the last session.

Unanimously adopted.

NOTICES.

Mr. Tennant gave notice that, at some future day, he would ask permission to introduce a bill for "An Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27, 1866."

Mr. Munckton gave notice that he would, at an early day, introduce a bill entitled "An Act to repeal an Act to establish a Standard of Weights and Measures, approved February 28th, 1866."

Mr. Huse gave notice that, at some future day, he would ask permission to introduce a bill entitled "An Act to secure Liens to Miners and other Laborers."

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Mayhugh, pursuant to previous notice, introduced Assembly Bill No. 1, entitled "An Act to create Legislative Funds."

Bill read first time; rules suspended; read second time by title, and referred to Committee on Ways and Means.

NOTICES.

Mr. St. Clair gave notice that he would, on some future day, introduce a bill entitled "An Act to remove the County Seat of Churchill County."

Mr. Bence gave notice that he would, at an early day, introduce a bill entitled "An Act for the Disposition of the Lands donated by Congress to the State of Nevada."

Mr. Munckton gave notice that he would, at an early day, introduce a bill entitled "An Act to amend an Act entitled 'An Act to provide for the Disposition of the Sixteenth and Thirty-sixth Sections of the Public Lands, donated by the United States Government to the State of Nevada,' approved February 27th, 1865."

Mr. Browne gave notice that, at some future day, he would introduce a bill to amend "An Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada.'"

Mr. Julien moved, that the House do now adjourn until 11 o'clock A.M., January 10th, 1867.

Mr. Jones moved to amend by substituting 10 o'clock.

Lost.

Question recurring upon the original motion, the House adjourned until 11 o'clock A.M., January 10th, 1867.

Approved,

R. D. FERGUSON,
Speaker

Attest—A. WHITFORD,
Clerk.

FOURTH DAY.

THURSDAY, January 10th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Koneman.

Mr. Walton asked leave of absence for Mr. Koneman for one day.

Leave granted.

Journal of yesterday read and approved.

Mr. Speaker announced the following Standing Committees:

Federal Relations—Tennant, T. J.; Poor, B. V.; Mitchell, M. N.; Potter A. K.; Horton, D. A.

Judiciary—Browne, T. N.; Koneman, A.; Jones, W. T.; Strother, E.; Huse, S. E.; Stampley, O. K.; Grimes, W. C.

Ways and Means—Lissak, A. H.; Dorsey, J. M.; Bence, H. H.; Koneman, A.; Prince, T. B.; Swaney, J. L.; Wheeler, J.

Mines and Mining Interests—Mayhugh, J. S.; Walton, G. W.; Cullen, Robt.; Strother, E.; Huse, S. E.

State Institutions—Dana, George H.; Swaney, J. L.; Stampley, O. K.; Mallory, E.; Munckton, George.

Internal Improvements—Munckton, George; Cary, W. M.; Parmater, P. J.; Poor, B. V.; Koneman, A.

Agriculture—Jacobs, J. R.; Roney, J. F.; Cary, W. M.; Folsom, G. N.; St. Clair, J. A.

County and County Boundaries—Groves, J. M.; Walton, G. W.; Grimes, W. C.; Tennant, T. J.; Wingate, A. M.

Education—Mitchell, M. N.; Folsom, G. N.; Jones, W. T.; Jacobs, J. R.; Dana, G. H.

Corporations—Caldwell, W.; Julien, T. V.; Cullen, Robert; Parker, Thos.; Swaney, J. L.

Military and Indian Affairs—Dorsey, J. M.; Jacobs, J. R.; Jones, W. T.; Parmater, P. J.; Koneman, A.

Trade and Manufactures—Prince, T. B.; Wheeler, J. P.; Potter, A. K.; Wingate, A. M.; Mallory, E.

Public Morals—Walton, G. W.; Cary, W. M.; Wheeler, J. P.

Public Printing—Welch, John; Lammon, G. I.; Dana, G. H.

Contingent Expenses and Accounts—St. Clair, J. A.; Huse, S. E.; Julien, T. V.; Mallory, E.; Poor, B. V.

State Library—Swaney, J. L.; Stampley, O. K.; Browne, T. N.

Mileage—Parmater, P. J.; Cullen, Robert; Groves, J. M.

Enrollment—Horton, D. A.; Grimes, W. C.; Welch, John.

Engrossment—Julien, T. V.; Potter, A. K.; Mayhugh, John S.

Claims—Lammon, George I.; Welch, John; Roney, J. F.; Caldwell, W.; Parker, Thos.

COMMUNICATION FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
Carson City, January 9th, 1867. }

Gentlemen of the Senate and Assembly:

I have this day appointed Thomas Wells my Private Secretary.

H. G. BLASEL,

Governor of Nevada.

REPORT OF SELECT COMMITTEE ON STANDING RULES.

Mr. Speaker:

The Select Committee on Standing Rules for the Government of the Assembly, respectfully beg leave to report, recommending the adoption of the Standing Rules of the House for the last session, with the addition to Rule Nineteen of a Committee on Public Lands, to consist of five members.

The Committee further recommend, that a sufficient number of copies of the Standing Rules be ordered printed in pamphlet form, for the use of the members of the Assembly.

H. H. BENCE,
Chairman Select Committee.

Report adopted, and Committee discharged.

REPORT OF SELECT COMMITTEE ON JOINT RULES.

Mr. Speaker :

Your Select Committee, appointed to act conjointly with a like Committee of the Senate in drafting and submitting Joint Rules for the government of the two Houses in the transaction of business between them, unanimously recommend the adoption of the Joint Rules as amended by the last session.

T. V. JULIEN,
Chairman House Committee.
J. W. HAINES,
Chairman Senate Committee.

Report adopted, and Committee discharged.

Mr. Mayhugh offered the following resolution :

WHEREAS, An Act of Congress, entitled "An Act to regulate the time and manner of holding elections for United States Senators in Congress, approved July 25th, 1866," and

WHEREAS, Said Act declares that each House shall, openly by a *viva voce* vote of each member present, name one person for Senator in Congress ; therefore,

Be it resolved, That the Assembly do proceed to vote *viva voce* for a United States Senator, in accordance with the provisions of said Act, on Tuesday, the fifteenth day of January, A.D. 1867, at 12 o'clock Meridian, of said day, to represent this State in the United States Senate, on and after the fourth day of March, 12 o'clock midnight, on said day.

Resolution adopted.

Mr. Speaker appointed as Standing Committee on Public Lands, Messrs. Bence, Browne, Prince, Parker, and Lissak.

Mr. Julien offered the following resolution :

Resolved, By the Assembly, the Senate concurring, that five hundred copies of the Rules and Joint Rules of both Houses be ordered printed, for the use of the Senate and Assembly.

Unanimously adopted.

Resolved, That the Sergeant-at-Arms be instructed to procure a suitable clock, for the use of the Assembly.

Mr. St. Clair moved to amend by instructing the Sergeant-at-Arms to purchase one worth fifty dollars.

Amendment lost.

Mr. St. Clair moved to lay the resolution on the table.

Lost.

Mr. Jones moved to amend by inserting after the word "clock," and before the word "for," the words "not to exceed in price twenty dollars."

Amendment adopted.

Mr. St. Clair moved to lay on the table.

Lost.

Resolution as amended was adopted.

Mr. Browne offered the following resolution :

Resolved, That one hundred copies of the Standing Committees of the House, properly arranged, for the use of this House, be printed.

Adopted.

Mr. Dana, by leave, introduced Joint Resolution relating to the Constitutional Amendment.

Read first time; rules suspended; read second time by title, and referred to Committee on Federal Relations.

NOTICES.

Mr. Lissak gave notice that he would, on some future day, ask leave to introduce a bill entitled "An Act to accept the donation by Congress of the five hundred thousand acres of land," and thereby plan to liquidate part or the whole indebtedness of the State. Also, gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An Act to create a State Land Office."

Mr. Dorsey gave notice that he would, at some future day, ask leave to introduce a bill entitled "An Act amendatory of and supplementary to 'An Act defining the time of commencing Civil Actions, approved November 21st, 1861,' and to repeal an Act entitled 'An Act amendatory of 34 of said Act,' approved Dec. 19th, 1862."

Mr. Tennant gave notice that he would, at an early day, *he would* ask permission to introduce a bill for an Act entitled "An Act to amend an Act to provide for the Registration of the Names of Electors, and for the ascertainment by proper proofs of persons who shall be entitled to the Right of Suffrage, approved March 11th, 1865, approved February 24, 1866."

Mr. Dorsey gave notice that he would, on some future day, ask leave to introduce a bill entitled "An Act to authorize Married Women to transact Business in their own Name, as Sole Traders."

Mr. Cullen gave notice that, on some future day, he would introduce a bill concerning the locations and possession of Wood Land and Mill Sites.

Mr. Lammon gave notice that he would, on some future day, introduce a bill to amend an Act entitled "An Act concerning Juries, approved March 9th, 1865."

Mr. Dorsey gave notice that he would, on some future day, ask leave to introduce a bill entitled "An Act to amend an Act entitled 'An Act to authorize the Appointment of a Commissioner to represent the State of Nevada at the World's Fair, to be held in the city of Paris, in the year A.D. 1867,' approved March 3d, 1866."

Mr. Jacobs gave notice that, on some future day, he would ask leave to introduce a bill entitled "An Act relating to Fencing and Herding of Stock."

Mr. Huse gave notice that, at an early day, he would introduce a bill to amend section 29 of "An Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

Mr. Strother gave notice that he would, on some future day, ask leave to introduce a bill entitled "An Act to amend the Civil Practice in District and Justices' Courts of the State of Nevada."

Mr. St. Clair gave notice that he would, on some future day, ask leave to introduce a bill to legalize Gaming.

Mr. Walton gave notice that he would, on some future day, *he would* ask leave to introduce a bill entitled "An Act to amend 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their duties and powers,' approved March 8th, 1865."

Mr. Mayhugh gave notice that he would, on some future day, ask leave to introduce a bill entitled "An Act to regulate the Hours of Labor within this State."

Mr. Tennant, pursuant to previous notice, introduced Assembly Bill No. 2, entitled "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27th, 1866."

Bill read first time ; rules suspended ; read second time by title, and referred to Committee on Mines and Mining.

COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
Carson City, January 9th, 1867.

To the Assembly of Nevada:

GENTLEMEN—I have the honor to lay before you Assembly Bill No. 91, entitled "An Act to prevent Unlicensed Gaming, and to provide for the issuance of Licenses for Gaming," together with the objections of the Governor thereto, filed in my office March 10th, A.D. 1866, which bill was passed at the last session, and which the Governor was prevented in returning by the final adjournment of the Legislature.

Very respectfully,

C. N. NOTEWARE,
Secretary of State.

On motion of Mr. Mayhugh, the Veto Message of the Governor, together with the bill, was made the special order for to-morrow (Friday) at 12 o'clock M.

On motion, the Annual Message of the Governor was taken up.

Mr. Walton moved that further reading of the Message be dispensed with.
Lost.

Mr. Dana offered the following resolution:

Resolved, That five hundred copies of the Governor's Message be printed for the use of the Assembly.

Lost.

And the reading of the Message was resumed.

Mr. Mayhugh offered the following resolution:

Resolved, That the different subjects of the Governor's Message be referred to the appropriate Standing Committees of the House.

Unanimously adopted.

Resolved, That one thousand copies of the Governor's Message be printed for the use of the Assembly, and that the Sergeant-at-Arms is directed to distribute them equally among the members of the House.

Unanimously adopted.

Mr. Lissak asked leave to amend notice of a bill.

Leave granted.

On motion of Mr. Julien, the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FIFTH DAY.

FRIDAY, January 11th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Groves and Mr. Lissak.

Mr. Julien asked leave of absence for Mr. Groves and Mr. Lissak for one day.

Leave granted.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Koneman asked leave to have his name recorded on the Journal of yesterday as being present.

Leave granted.

Mr. Browne rose to a question of privilege, and requested that the initials of his name be entered correctly.

Correction made by leave.

REPORT OF COMMITTEES.

Mr. Tennant, Chairman of the Committee on Federal Relations, to whom was referred Assembly Joint Resolution, entitled Joint Resolution relating to the Constitutional Amendment, begs leave to report that they have had the same under consideration, and report the same back to the House, and recommend its adoption.

THOS. J. TENNANT, Chairman.
M. N. MITCHELL,
A. K. POTTER,
D. A. HORTON,
B. V. POOR.

To the Hon. the Speaker of the Assembly:

The Committee on Mileage have had the same under consideration, and beg leave to submit the following, with accompanying table, showing the distances traveled by the several members of the Assembly, from their respective places of residence in coming to and returning from the Capital of the State, together with the amount due to each member, in accordance with the provisions of the seventeenth article, third section, and ninth clause of the Constitution, which provides for the payment of mileage of the members of the Legislature.

	No. Miles.	Amount.
CHURCHILL COUNTY.		
Grimes, W. C.....	220	\$88 00
St. Clair, J. A.....	220	88 00
DOUGLAS COUNTY.		
Mallory, E.....	26	10 40
Cary, W. M.....	34	15 60

	No. Miles.	Amount.
ESMERALDA COUNTY.		
Wingate, A. M.....	220	88 00
Mayhugh, J. S.....	220	88 00
Browne, T. N.....	220	88 00
Poor, B. V.....	220	88 00
HUMBOLDT COUNTY.		
Stampley, O. K.....	390	156 00
Julien, T. V.....	360	144 00
Parmater, P. J.....	300	120 00
LANDER COUNTY.		
Jacobs, J. R.....	400	160 00
Tennant, T. J.....	460	184 00
Cullen, Robert.....	400	160 00
Dorsey, J. M.....	400	160 00
LYON COUNTY.		
Roney, J. F.....	78	31 20
Koneman, A.....	24	9 60
Walton, G. W.....	48	19 20
NYE COUNTY.		
Jones, W. T.....	562	224 80
Groves, J. M.....	580	232 00
STOREY COUNTY.		
Mitchell, M. N.....	30	12 00
Welch, John.....	30	12 00
Lissak, A. H.....	30	12 00
Huse, S. E.....	30	12 00
Lammon, G. I.....	30	12 00
Parker, Thos.....	30	12 00
Strother, E.....	30	12 00
Ferguson, R. D.....	30	12 00
Potter, A. K.....	30	12 00
Swaney, J. L.....	30	12 00
Dana, Geo. H.....	30	12 00
Wheeler, J. P.....	30	12 00
WASHOE AND ROOP COUNTIES.		
Prince, T. B.....	40	16 00
Caldwell, W.....	50	20 00
Folsom, G. N.....	25	10 00

Your Committee would further recommend, that J. R. Williamson be allowed the mileage of a member from the County of Lander, he having been compelled to travel from thence in order to open the House as Clerk, pursuant to the provisions of law.

All of which is respectfully submitted.

P. J. PARMATER,
Chairman.

Report adopted.

COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
Carson City, January 10th, 1867.

To the Assembly of Nevada:

GENTLEMEN—I have the honor to transmit herewith certain claims against the State, which have been passed upon and approved by the Board of Examiners, as just and equitable claims, but for the payment of which no appropriation has been made.

Very respectfully,

C. N. NOTEWARE,
Secretary of State.

The claims of—

W. E. Allen, for.....	\$ 20 00
John E. Plater, for.....	81 00
John Cradlebaugh, for.....	120 00

—as per communication of Secretary of State, were read and referred to Committee on Claims.

Mr. Julien, pursuant to previous notice, introduced Assembly Joint Resolution No. 4, relating to Mail Services from Virginia City, Nevada, to Boise City, Idaho: was read first time; rules suspended; read second time by title, and ordered engrossed for a third reading.

RESOLUTIONS.

By Mr. Munckton:

Resolved, That a Committee of three be appointed to procure suitable rooms for the Enrolling and Engrossing Clerks.

Resolution adopted, and Mr. Speaker appointed as such Committee, Messrs. Munckton, Horton, and Bence.

By Mr. Julien:

Resolved, That each of the Assembly Committees that are allowed Clerks, shall elect such Clerks by a vote of a majority of the members of such Committee.

Resolution adopted.

By Mr. Mayhugh:

Resolved, That the Speaker appoint a Paper Folder, to be under the supervision of the Sergeant-at-Arms of the House, at a per diem of three dollars per day, payable out of the Contingent Fund of the Assembly.

Unanimously adopted.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, January 10th, 1867. }

To the Hon. the Assembly:

I am instructed to transmit to your honorable body, Senate Concurrent Resolution No. 8, concerning printing Governor's Message, the same having passed the Senate this day: Yeas, 17; Nays, 0.

Respectfully,

JOHN R. EARDLEY,
 Assistant Secretary.

Senate Concurrent Resolution, as per Message: read first time, and referred to Committee on Printing.

On motion of Mr. Munckton, the resolution of yesterday, in regard to printing the Annual Message of the Governor, was rescinded.

NOTICES.

Mr. Munckton gave notice that he would, on some future day, introduce a bill, entitled "An Act to authorize the Secretary of State to call the Assembly to order for the Purpose of an Organization at each Session of the Legislature hereafter."

Mr. Mitchell gave notice that he would, on some future day, introduce a bill, entitled "An Act to regulate the Fees of the District Attorney of Storey County."

Also, gave notice of a bill, entitled "An Act to amend 'An Act to provide for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations,' approved December 19th, 1862."

Mr. Koneman gave notice that he would, on some future day, ask leave to introduce a bill entitled "An Act to authorize the County of Lyon to Fund the Outstanding Indebtedness against the General Fund, and for the final Redemption of the same."

Mr. Cary gave notice that, at an early day, he would ask leave to introduce a bill, making it the duty of the several District Attorneys to oppose all applications for Divorces.

Mr. Lammon gave notice that he would, at an early day, introduce a bill, entitled "An Act defining the Duties and regulating the Fees of Public Administrator of Storey County."

Mr. Parker gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An Act to suppress Gambling."

Mr. Walton gave notice that he would, on some future day, ask leave to introduce a bill entitled "An Act regulating the Location and Abandonment of Mines and Mining Claims in the State of Nevada."

Mr. Mayhugh gave notice that he would, on some future day, ask leave to introduce a bill, entitled "An Act authorizing the Issuance and Sale of certain State Bonds, and the levying of a Tax to provide Means for the Payment thereof."

Mr. Browne gave notice that, on some future day, he would ask leave to introduce a concurrent resolution, establishing a Mail Route from Fort Churchill, in Churchill County, Nevada, to Aurora, in Esmeralda County, Nevada.

Special Order for 12 o'clock m., Veto Message of the Governor, with accompanying bill.

Mr. Mayhugh moved that the special order be postponed to Monday, at 12 o'clock M.

Agreed to.

On motion of Mr. Mayhugh, the Resolution "Constitutional Amendment" was taken up, considered engrossed, read a third time, and placed on its final passage.

Yeas and nays being called for by Messrs. Mayhugh, Munckton, and Mitchell, roll called, and resolution passed by the following vote:

YEAS—Messrs. Browne, Cullen, Folsom, Huse, Jacobs, Lammon, Munckton, Parmater, Potter, Strother, Walton, Bence, Caldwell, Groves, Julien, Koneman, Mallory, Mitchell, Parker, Roney, Tennant, Welch, Cary, Dana, Horton, Jones, Lissak, Mayhugh, Poor, Prince, Swaney, Wingate, Wheeler, and Mr. Speaker.

NAYS—Messrs. Dorsey, Grimes, St. Clair, Stapley—4.

On motion of Mr. Mayhugh, the House adjourned over to Monday, January 14th, 1867.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

EIGHTH DAY.

MONDAY, January 14th, 1867.

House met pursuant to adjournment at 11 o'clock A.M., Mr. Speaker in the Chair.

Roll called.

All present except Messrs. Roney and Wingate.

Prayer by the Chaplain.

Mr. Mayhugh asked leave of absence for Mr. Wingate for one day.

Leave granted.

Mr. Koneman asked leave of absence for Mr. Roney for one day.

Leave granted.

Journal of Friday, January 11th, read, corrected, and approved.

Mr. Speaker announced the appointment of Geo. Ross as Paper Folder.

The Clerk announced the appointment of R. P. Dayton, as Copying Clerk, on Friday, January 11th, 1867.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Mines and Mining Interests, to whom was referred Assembly Bill No. 2, entitled "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27th, A.D. 1866," beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back without recommendation.

All of which is respectfully submitted.

JOHN S. MAYHUGH,
Chairman.

Mr. Julien, Chairman of the Committee on Engrossment, reports that he has examined Assembly Joint Resolution No. 4, relative to Daily Mail from Virginia City, Nevada, to Boise City, Idaho Territory, and finds the same correctly engrossed.

Mr. Speaker :

Your Standing Committee on Public Printing, to whom was referred Senate Concurrent Resolution relative to printing one thousand copies of the Governor's first Biennial Message, beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back to the House, and recommend its passage.

JOHN WELCH,
Chairman.

Mr. Speaker :

Your Standing Committee on Claims, to whom was referred certain claims of certain parties, beg leave to report that they have had the same under consideration, and after due consideration have concluded that the Committee on Claims is not the proper one to decide the same, for the following reason, to wit :

The claims are acknowledged as valid, and as such ought to have been referred to the Committee on Ways and Means.

All of which is respectfully submitted.

GEO. I. LAMMON,
Chairman.

Report received, and the above named claims were referred to Committee on Ways and Means.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your Committee, who were appointed to select suitable rooms for the Engrossing and Enrolling Clerks, beg leave to report that the Sergeant-at-Arms had already secured rooms, which we recommend to be retained.

GEORGE MUNCKTON,
Chairman.

Report received and placed on file, and Committee discharged.

RESOLUTIONS.

By Mr. Cullen :

Resolved, That the Sergeant-at-Arms be instructed to draw his scrip in favor of the Members of this House for mileage, as per report of Committee on Mileage.

Unanimously adopted.

By Mr. Mitchell :

Resolved, That the Sergeant-at-Arms of this House be authorized to procure from time to time, and keep on hand, such express or stamped envelopes and postage stamps as are needed for the convenience of the members.

Resolution indefinitely postponed.

On motion of Mr. St. Clair, the resolution authorizing the Sergeant-at-Arms to purchase a clock was rescinded.

RESOLUTION.

By Mr. St. Clair :

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized and requested to place a fender between the stove and the bar of the Assembly Chamber.

Unanimously adopted.

NOTICES.

Mr. Lissak gave notice that he would, at some future day, ask leave to introduce a bill for an Act, entitled "An Act to amend an Act to provide Revenue for the Support of the Government of the State of Nevada, and to provide for the Collection of Delinquent Taxes and the Sale of Property liable therefor without suit."

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, Jan. 12th, 1867. }

To the Hon. the Assembly:

I am instructed to return to your honorable body Assembly Concurrent Resolution No. 3, concerning printing Rules and Joint Rules, the same having passed the Assembly this day unanimously.

I am also instructed to transmit to you the following Senate Concurrent Resolutions, which passed the Senate this day unanimously, viz :

No. 20, ordering the Printing of the Report of the Warden of the State Prison.

No. 21, in relation to printing Report of State Mineralogist.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 20, as per Message ordering the Printing of Report of the Warden of the State Prison.

Read first time ; rules suspended ; read second time by title, and referred to Committee on Printing.

Senate Concurrent Resolution No. 21, as per Message ordering the Printing of the Report of the State Mineralogist.

Read first time ; rules suspended ; read second time by title, and referred to Committee on Printing.

NOTICES.

Mr. Mayhugh gave notice that, at an early day, he would introduce a Joint Memorial to Congress asking that the Pacific Railroad Act be amended so as to reduce the rate of fare to five cents per mile, and the rate for freight in corresponding proportion.

Mr. Strother gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act fixing the Compensation of County Clerks in the several Counties of this State, for services as Ex-Officio Clerks of the Board of County Commissioners of said Counties."

Mr. Horton gave notice that he would, on to-morrow, or some future day, ask leave to introduce a bill entitled "An Act to amend an Act entitled 'An Act in relation to Public Highways,' approved March 9th, 1866."

Mr. Bence gave notice that he would, at some future day, ask leave to introduce a bill entitled "An Act defining the Duties and Compensation of Public Administrators."

Mr. St. Clair gave notice that he would, on some future day, introduce a bill entitled "An Act for Compiling the General Laws of Nevada, and Printing all Laws now in force in one Volume."

Mr. Dorsey gave notice that he would, on some future day, introduce a bill for "An Act to provide for a Reduction of the present Fees allowed to County Officers in the several Counties of the State of Nevada."

Mr. Potter gave notice that he would, on some future day, ask leave to introduce a bill for "An Act entitled an Act to amend an Act to revise an Act entitled 'An Act to amend section 219 of an Act entitled an Act to regulate proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 6th, 1865, and to amend section 243 of an Act entitled 'An Act to regulate proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29th, 1861, approved March 3d, 1866."

Mr. Browne gave notice that he would, at some future day, ask leave to introduce a bill entitled "An Act to Consolidate certain County Offices in this State."

Mr. Walton gave notice that he would, at some future day, ask leave to introduce a Joint Resolution, asking for the establishing a Mail Route from Dayton, Lyon County, *via* Hot Springs, in Douglas County, to Pine Grove, Esmeralda County, in this State."

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Huse, pursuant to previous notice, introduced Assembly Bill No. 3, entitled "An Act supplemental to an Act entitled 'An Act for securing Liens to Mechanics and others,' approved November 21st, 1861."

Bill read first time; rules suspended, and read second time by title.

Mr. Mitchell, pursuant to previous notice, introduced Assembly Bill No. 4, entitled "An Act to amend an Act entitled 'An Act to provide for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations,' approved December 19th, 1862."

Bill read first time; rules suspended; read second time by title, and referred to Judiciary Committee.

Mr. Dorsey, pursuant to previous notice, introduced Assembly Bill No. 5, entitled "An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the year A.D. 1867."

Bill read first time; rules suspended; read second time by title.

Mr. Mayhugh moved to refer the bill to a Select Committee of three, upon which the yeas and nays were called for by the requisite number.

YEAS—16.

NAYS—20.

Motion lost.

Mr. Munckton moved to refer the bill to the Committee on Ways and Means, upon which the yeas and nays were called for by the requisite number.

YEAS—18.

NAYS—17.

And the bill so referred.

SPECIAL ORDER.

Veto Message of the Governor, with accompanying bill.

Mr. Julien moved to postpone the special order to Friday, January 18th, at 3 o'clock P.M. Pending the motion, the bill and Message were read and made the special order for Friday, January 18th, at 3 o'clock P.M.

Mr. Munckton, pursuant to previous notice, introduced Assembly Bill No. 6, entitled "An Act to amend an Act entitled 'An Act to amend an Act entitled an Act to provide for the disposition of the sixteenth and thirty-sixth Sections of the Public Lands, donated by the United States Government to the State of Nevada,' approved February 27, 1865, approved March 3, 1865."

Bill read first time; rules suspended; read second time by title, and referred to Committee on Public Lands.

Mr. Mayhugh, pursuant to previous notice, introduced Assembly Concurrent Resolution No. 7, relating to the establishment of a Weekly Mail from Wellington's Station to Pine Grove, Esmeralda County.

Bill [Resolution] read first time; rules suspended; read second time by title, and referred to Committee on Federal Relations.

Mr. Huse, by leave, introduced Assembly Bill No. 7, entitled "An Act conferring Jurisdiction on Justices' Courts, concurrent with the District Courts of [in] actions to enforce Mechanics' Liens."

Bill read first time; rules suspended; read second time by title, and referred to Judiciary Committee.

Mr. Dorsey, pursuant to previous notice, introduced Assembly Bill No. 8, entitled "An Act to authorize Married Women to transact Business in their own Name as Sole Traders."

Bill read first time; rules suspended; read second time by title, and referred to Judiciary Committee.

MESSAGE FROM THE SENATE.

Rules suspended, and Message from the Senate taken up.

STATE OF NEVADA, SENATE CHAMBER,
Carson City, January 14th, 1867. }

To the Hon. the Assembly:

I am directed to transmit for the consideration of your honorable body, the following Senate Concurrent Resolutions, which passed the Senate this day unanimously:

No. 26, in relation to Practice Act, to be reported by Hon. J. Neely Johnson.

No. 27, in relation to printing Report of Superintendent of Public Instruction.

Respectfully submitted,

JOHN R. EARDLEY,
Ass't Secretary.

Senate Concurrent Resolution No. 26, as per Message, in relation to Practice Act, to be reported by J. Neely Johnson, was read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Lissak, Lam-

mon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, St. Clair, Swaney, Strother, Tennant, Walton, Welch, Wheeler, and Mr. Speaker—34.

NAYS—Mr. Huse—1.

Senate Concurrent Resolution No. 27, as per Message, relating to the Printing the Report of the Superintendent of Public Instruction, was read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, St. Clair, Swaney, Strother, Tennant, Walton, Welch, Wheeler, and Mr. Speaker—34.

NAYS—Mr. Dorsey—1.

On motion of Mr. St. Clair, the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

NINTH DAY.

TUESDAY, January 15th, 1867.

The House met pursuant to adjournment, at 11 o'clock A.M.

Speaker *pro tem.* in the chair.

Roll called—all present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Jones moved to go into Committee of the Whole, for the nomination of United States Senator.

After some discussion, the motion was withdrawn.

By unanimous consent, Mr. Mayhugh introduced the following Assembly Joint Concurrent Resolution, relating to the Election of United States Senator.

Read first time; rules suspended, and resolution passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—35.

NAYS—Mr. Dorsey—1.

RESOLUTION.

By Mr. Welch :

Resolved, That no person other than the members and attachés of this body be allowed inside the Bar or railing, during the hours of session of this House, pending the Senatorial contest.

Unanimously adopted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment, to whom was referred House Concurrent Resolution No. 3, beg leave to report that they have carefully examined the same, and find it correctly enrolled.

D. A. HORTON,
Chairman.

Mr. Speaker :

Your Standing Committee on Public Printing, to whom was referred Senate Concurrent Resolutions Nos. 20 and 21, relative to the printing of the respective Reports of the Warden of the Nevada State Prison, and the State Mineralogist, beg leave to report that they have had the same under consideration, and instructed their chairman to report the same back to the House, and recommend their passage.

JOHN WELCH,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 1, entitled "An Act to create a Legislative Fund," beg leave to report that they have had the same under consideration; have made some amendments thereto as follows :

In the 5th line of section 2, after the word "of," strike out the words "six thousand five hundred," and insert in lieu thereof the words "nine thousand." In the 6th line of section 2, strike out the words "three thousand five hundred," and insert in lieu thereof "five thousand." In the eighth line of section 2, after the word "and" strike out the words "three thousand," and insert, in lieu thereof, the words "four thousand;" and directed their chairman to report the same back to the House, with a recommendation that the bill do pass as amended.

All of which is respectfully submitted.

A. H. LISSAK,
Chairman.

RESOLUTION.

By Mr. Mayhugh :

Resolved, That the Controller of the State be, and he is hereby authorized and directed to draw his warrant in favor of each member of this Assembly, for the sum of sixty (\$60) dollars for the newspapers, postage and express charges for the present session, (as provided by the Constitution of this State, 4th Article, and 33d Section) the same to be payable out of the *Contingent Fund* of the Assembly.

Unanimously adopted.

NOTICES.

Mr. Tennant gave notice that he would, on some future day, ask leave to introduce a Concurrent Resolution, proposing amendments to section 20, of article 4, of the Constitution of the State of Nevada.

Mr. Mayhugh gave notice that he would, at some future day, ask leave to introduce a bill entitled "An Act to repeal an Act authorizing the Appointment of a Deputy State Controller."

Mr. Grimes gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to authorize the County Commissioners of Churchill County to transfer one Fund to another, and to convert Gold Coin in the Treasury of said County into Legal Tender Notes."

THIRD READING OF BILLS.

Senate Concurrent Resolution No. 8, concerning printing Governor's Message.

Read third time, and passed by the following vote:

Roll called.

YEAS—Messrs. Browne, Bence, Dana, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Wheeler—32.

NAYS—0.

Assembly Bill No. 2, entitled "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27th, 1866."

Rules suspended; considered engrossed; read a third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Dorsey, Dana, Groves, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Munckton, Mitchell, Parmater, Parker, Roney, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Wheeler—24.

NAYS—Messrs. Browne, Caldwell, Grimes, Mayhugh, Poor, Prince, St. Clair, and Wingate—8.

Assembly Joint Resolution No. 4, relating to Daily Mail from Virginia City, Nevada, to Boise City, Idaho.

Read third time, and passed by the following vote:

AFFIRMATIVE [Yeas]—Messrs. Bence, Cary, Dorsey, Dana, Grimes, Groves, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Wheeler—32.

NEGATIVE [Nays]—0.

Senate Concurrent Resolution No. 20, ordering the printing of the Report of the Warden of State's Prison.

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Wheeler—36.

NAYS—0.

Senate Concurrent Resolution No. 21, relating to printing Report of State Mineralogist.

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Cary, Cullen, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Wheeler—34.

NAYS—0.

Mr. Tennant rose to a question of privilege, and asked leave to amend his notice of proposed amendment to State Constitution, so as to read Section 20 of Article 4.

Leave granted, and so amended.

Mr. St. Clair moved to take a recess for 10 minutes.

Ayes and noes called for by Messrs. Mayhugh, Cullen, and St. Clair, pending which Mr. Jones moved to amend by making it 12 o'clock.

Amendment laid on the table, and on calling the roll, the original motion was lost by the following vote:

YEAS—11.

NAYS—26.

RESOLUTION.

By Mr. Mayhugh:

Resolved, That in voting for United States Senator, each member shall rise in his place, as his name is called by the Clerk, and pronounce the name of the person he desires to vote for.

Unanimously adopted.

Special order for 12 o'clock m., being election of United States Senator.

Mr. Munckton placed James W. Nye in nomination.

Mr. Jones rose to second the nomination of James W. Nye.

Mr. Mitchell placed Charles E. DeLong in nomination.

Mr. Grimes placed Gen. Thos. H. Williams in nomination.

Mr. Jacobs placed John B. Winters in nomination.

Mr. Horton seconded the nomination of John B. Winters.

Mr. Prince placed Thos. Fitch in nomination.

The nominations were declared closed, and the roll was called, with the following result:

For James W. Nye—Messrs. Bence, Cary, Caldwell, Julien, Jones, Mallory, Mayhugh, Munckton, Poor, Tennant, and Wingate—11.

For Chas. E. DeLong—Messrs. Dana, Groves, Huse, Koneman, Lissak, Lammon, Mitchell, Parker, Potter, Roney, Swaney, Strother, Walton, Welch, Wheeler, and Mr. Speaker—16.

For John B. Winters—Messrs. Browne, Cullen, Horton, Jacobs, and Parmater—5.

For Thomas H. Williams—Messrs. Dorsey, Grimes, St. Clair, and Stampley—4.

For Thomas Fitch—Messrs. Folsom and Prince—2.

Mr. Speaker announced the result, and the Clerk was ordered to record upon the Journals the same, as required by the Act of Congress.

On motion of Mr. Browne, the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TENTH DAY.

JANUARY 16th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 16th, 1867. }

To the Honorable the Assembly:

I am directed to transmit for the consideration of your honorable body, Senate Concurrent Resolution No. 29, in relation to Joint Convention for the election of United States Senator, which passed the Senate this day unanimously.

Respectfully,

JOHN R. EARDLEY,
Ass't Secretary.

Senate Concurrent Resolution No. 29, in relation to Joint Convention, received from Senate, and passed unanimously.

RESOLUTIONS.

By Mr. Mayhugh:

Resolved, That the Sergeant-at-Arms be directed to procure an American flag, and cause the same to be hoisted over the Capitol building, during the session hours of this House.

Unanimously adopted.

By Mr. Browne:

Resolved, That the Standing Committees of this House, to wit: the Committee on Ways and Means, and the Judiciary Committee, be each allowed a Clerk.

Unanimously adopted.

NOTICE.

Mr. Browne gave notice that he would, at some future day, ask leave to introduce a Concurrent Resolution to amend section 1, article 16, of the Constitution of Nevada.

THIRD READING OF BILLS.

Assembly Bill No. 1, "An Act to create a Legislative Fund."

The House resolved itself into a Committee of the Whole for the consideration of the bill with amendments as proposed from Committee. In time, the Committee rose, and reported the bill back to the House; recommended that the bill do pass as amended.

Report of Committee of the Whole adopted.

Bill considered engrossed.

Read a third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munkton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—37.

NAYS—0.

Assembly Bill No. 3, "An Act supplementary to an Act entitled 'An Act for securing Liens to Mechanics and others.'"

On motion of Mr. Mayhugh, the bill was referred to the Judiciary Committee.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 16th, 1867. }

To the Hon. the Assembly:

I am directed to transmit, for the consideration of your honorable body, Senate-Concurrent Resolution No. 36, in relation to Joint Convention for the Election of United States Senator, the same having passed the Senate unanimously.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 36, in relation to Joint Convention for the Election of United States Senator.

Resolution read.

Ayes and noes were called for by the requisite number.

Roll called, and resolution passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munkton, Mitchell, Poor, Parker, Parmater, Prince, Roney, Strother, Tennant, Wingate, Walton, Wheeler, and Mr. Speaker—30.

NAYS—Messrs. Dorsey, Huse, Lammon, Potter, Stampley, and Welch—6.

On motion of Mr. St. Clair, the House took a recess for five minutes.

IN JOINT CONVENTION.

Proceedings of Joint Convention to elect a United States Senator to succeed Hon. James W. Nye, whose term of office will expire on the third of March, A.D. 1867.

The Convention was called to order by the President of the Senate in conjunction with the Speaker of the House.

The roll of the Senate and also of the Assembly was called, and all the members were present.

Such portions of the Journals of each House of the preceding day as pertained to the election of United States Senator, were read.

Mr. Edwards moved that the rules be suspended, and that the Official Reporters of both Houses be admitted to seats within the Bar.

Carried unanimously.

The following nominations were before the Convention: James W. Nye, Charles E. DeLong, John B. Winters, Thomas Fitch, and Thomas H. Williams.

Mr. Monroe, by leave, withdrew the name of Thomas H. Williams.

Mr. Hastings, by leave, withdrew the name of John B. Winters.

The roll was then called, with the following result:

For James W. Nye—Messrs. Carpenter, Doron, Edwards, Haines, Hastings, Hutchins, Linn, Meder, Welty, Browne, Bence, Cary, Cullen, Caldwell, Folsom, Horton, Julien, Jones, Jacobs, Mallory, Mayhugh, Munckton, Poor, Tenant, and Wingate—25.

For Charles E. DeLong—Messrs. Geller, Grey, Mason, Monroe, Nelson, Stevenson, Sumner, Dorsey, Dana, Grimes, Groves, Huse, Koneman, Lissak, Lammon, Mitchell, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Walton, Welch, Wheeler, and Mr. Speaker—27.

For Thomas Fitch—Messrs. Eastman, Terry, Parmater, and Prince—4.

For Thomas H. Williams—Mr. Proctor—1.

At 12 o'clock and forty minutes, Mr. Haines moved to adjourn.

The yeas and nays were called for by Messrs. Grey, Monroe, and Mayhugh, and the Convention adjourned, by the following vote:

YEAS—Messrs. Carpenter, Doron, Eastman, Edwards, Haines, Hastings, Hutchins, Linn, Meder, Proctor, Sumner, Terry, Welty, Browne, Bence, Cary, Cullen, Caldwell, Folsom, Horton, Julien, Jones, Jacobs, Lissak, Mallory, Munckton, Poor, Parmater, Prince, Stampley, Swaney, Tennant, and Wingate—33.

NAYS—Messrs. Geller, Grey, Mason, Monroe, Nelson, Stevenson, Dorsey, Dana, Grimes, Groves, Huse, Koneman, Lammon, Mayhugh, Mitchell, Parker, Potter, Roney, St. Clair, Strother, Walton, Welch, Wheeler, and Mr. Speaker—24.

HOUSE IN SESSION.

Roll called—all present.

On motion of Mr. St. Clair, the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

ELEVENTH DAY.

THURSDAY, January 17th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Roll called.

Present—Messrs. Bence, Cullen, Caldwell, Grimes, Huse, Julien, Jones,

Jacobs, Koneman, Lammon, Mayhugh, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, Walton, Wheeler, and Mr. Speaker—24.

Absent—Messrs. Browne, Cary, Dorsey, Dana, Folsom, Groves, Horton, Lissak, Mallory, Munckton, Prince, Strother, and Welch—14.

Prayer by the Chaplain.

Mr. St. Clair moved a call of the House.

Roll called.

Present—Messrs. Bence, Cullen, Caldwell, Grimes, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mayhugh, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, Walton, Wheeler, and Mr. Speaker—24.

Absent—Messrs. Browne, Cary, Dorsey, Dana, Folsom, Groves, Horton, Lissak, Mallory, Munckton, Prince, Strother, and Welch—14.

Messrs. Horton, Mallory, Dana, Strother, Lissak, and Folsom appeared at the gate, and were excused.

On motion of Mr. Julien, the further call of the roll [House] was suspended. Journal of yesterday read and approved.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 17th, 1867. }

To the Honorable the Assembly:

I am directed to transmit for the consideration of your honorable body, the following Senate bills and concurrent resolutions, which passed the Senate on yesterday, to wit: Senate Bill No. 14, "An Act for the Relief of S. L. Baker:" Yeas, 18; Nays, 0.

Senate Bill No. 16, "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims:'" Yeas, 18; Nays, 1.

Senate Bill No. 17, "An Act in relation to Fines:" Yeas, 19; Nays, 0.

Senate Concurrent Resolution No. 19, in relation to the Boundaries of the State of Nevada, and the acceptance of additional Territory ceded by the United States to this State: Yeas, 19; Nays, 0.

Senate Joint Resolution No. 25, in regard to Indian Claims in Humboldt County: Yeas, 19; Nays, 0.

I am also instructed to return to your honorable body, Assembly Joint Resolution No. 4, relative to Daily Mail from Virginia City, Nevada, to Boise City, Idaho, the same having passed the Senate by the following vote: Yeas, 17; Nays, 1.

All of which is respectfully submitted.

JOHN R. EARDLEY,
Ass't Secretary.

Senate Bill No. 14, entitled "An Act for the Relief of S. L. Baker" (as per Message).

Read first time, and referred to the Nye County delegation.

Senate Bill No. 16, entitled "An Act concerning the Location and Possession of Mining Claims," as per Message.

Read first time, and referred to Committee on Mines and Mining Interests.

Senate Bill No. 17, "An Act in relation to Fines" (as per Message).

Read first time, and referred to Committee on Ways and Means.

Senate Concurrent Resolution No. 19, in relation to the Boundaries of the State of Nevada, and the acceptance of additional Territory, ceded by the United States to this State (as per Message).

Read first time, and referred to Committee on Federal Relations.

Senate Joint Resolution No. 25, in regard to Indian Claims in Humboldt County (as per Message).

Read first time; rules suspended; read second time by title, and referred to Committee on Federal Relations.

NOTICES.

Mr. Jones gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to establish the Boundary Line between the Counties of Nye and Esmeralda."

Mr. Lissak gave notice that he would, at some future day, ask leave to introduce a Joint Resolution memorializing Congress on the subject of adding to the Mint, now being erected in Carson City, Nevada, a Separating Office, for the purpose of separating, refining, and fitting the gold for coinage.

Mr. Julien, by leave, introduced Assembly Concurrent Resolution in relation to admitting the editor of the "Carson Appeal," to a seat in the Convention.

Unanimously adopted.

At fifteen minutes to 12 A.M., on motion of Mr. St. Clair, the House took a recess until 12 o'clock M.

House called to order at 12 o'clock M.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 17th, 1867. }

To the Hon. the Assembly:

I am directed to return to your honorable body Assembly Concurrent Resolution No. 13, in relation to Editor "Carson Appeal," the same having been amended by the Senate to include the Editor of the "Virginia Daily Union," and passed unanimously as amended.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Amendment of Senate concurred in, and resolution passed as amended.

IN JOINT CONVENTION.

The Convention met at 12 o'clock M., and was called to order by the President of the Senate, in conjunction with the Speaker of the Assembly.

Roll called.

All present.

That portion of the Journal of the Senate of yesterday, relating to the proceedings in Joint Convention, was read and approved.

Mr. Eastman, by leave, withdrew the name of Thomas Fitch as a candidate for United States Senator.

The roll was then called, and recorded as follows:

Senators. For James W. Nye—Messrs. Carpenter, Doron, Eastman, Edwards, Haines, Hastings, Hutchins, Linn, Meder, Terry, and Welty—11.

Assemblymen. For James W. Nye—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Folsom, Horton, Julien, Jones, Jacobs, Lissak, Mallory, Mayhugh,

Munckton, Parmater, Parker, Poor, Prince, Swaney, Tennant, and Wingate—21.

Senators. For Charles E. DeLong—Messrs. Geller, Grey, Mason, Monroe, Nelson, Proctor, Stevenson, and Sumner—8.

Assemblymen. For Charles E. DeLong—Messrs. Dorsey, Dana, Grimes, Groves, Huse, Koneman, Lammon, Mitchell, Potter, Roney, St. Clair, Stamp-ley, Strother, Walton, Welch, Wheeler, and Mr. Speaker—17.

Mr. Lissak asked leave to explain his vote, which was, on motion, granted.

Mr. Swaney asked leave to explain his vote, which was, on motion, granted.

Whole number of votes cast.....	57
Necessary to a choice.....	29
James W. Nye received.....	32
Charles E. DeLong.....	25

James W. Nye, having received the majority of all the votes cast by the Convention, he was declared duly elected United States Senator, for the term commencing March 4th, 1867, and ending March 3d, 1873.

Mr. Hutchins moved that a Special Committee of three, consisting of one Senator and two Assemblymen, be appointed to wait on the Hon. James W. Nye, Senator elect, and inform him of his election to the United States Senate for a term of six years, commencing March 4th, 1867, and escort him to the Convention.

Carried.

The President appointed Messrs. Hutchins, Lissak, and Cullen.

Mr. Lissak declined serving on the committee, and the President appointed, in his stead, Mr. Swaney.

The Committee reported to the Convention the presence of the Hon. James W. Nye, Senator elect.

On motion of Mr. Hastings, at 12:40 o'clock P.M. the Convention adjourned *sine die*.

House called to order at fifteen minutes to 1 o'clock.

Roll called.

Quorum present.

On motion of Mr. Browne, the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TWELFTH DAY.

JANUARY 18th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Cary and Lissak.

Prayer by the Chaplain.

Mr. Mallory asked leave of absence for Mr. Cary for one day.

Leave granted.

Mr. Bence asked leave of absence for Mr. Lissak for one day.

Leave granted.

Journal of yesterday read, corrected, and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Tennant, from the Standing Committee on Federal Relations, to whom was referred Senate Joint Resolution No. 25; Joint Resolutions in regard to Indian Claims in Humboldt County; also, Senate Concurrent Resolution No. 19, in relation to the Boundaries of the State of Nevada, and the acceptance of additional Territory ceded by the United States to this State, reports that the Committee have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend their passage.

THOS. J. TENNANT,
Chairman.

RESOLUTIONS.

By Mr. St. Clair:

Resolved, That when the House adjourns, it adjourn to meet next Monday at 11 o'clock A.M.

Adopted.

By Mr. Mitchell:

WHEREAS, It has come to the knowledge of this House, that charges of a most dishonorable character have been made upon the public streets of this city against certain members of this House; and,

WHEREAS, The dignity and honor of this body, as well as the individual character and standing thereof, imperatively demand that said charges or rumors be investigated as to their truthfulness; therefore, be it

Resolved, That a select committee of seven be appointed by the Speaker, whose duty it shall be to inquire into and report thereon, as to the truthfulness of said charges or rumors as aforesaid, with their conclusions thereon; also, with power to send for persons and papers, and to administer oaths.

Ayes and noes called for by the requisite number:

YEAS—Messrs. Browne, Bence, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stamp-ley, Swaney, Strother, Tennant, Wingate, Welch, Wheeler, and Mr. Speaker—32.

NAYS—Messrs. Julien and Walton—2.

By Mr. Dorsey:

Resolved, That the Speaker be, and he is hereby, instructed to re-organize the Committee on Ways and Means, so as to exclude Messrs. Lissak and Swaney from serving on said Committee.

On motion of Mr. St. Clair, the resolution was laid on the table.

By Mr. Jones:

Resolved, That hereafter when this House adjourns during the session for a longer time than from one day, to the day following, unless it be for other cause than the mere indisposition to work, then, and in that case, all members voting for such adjournment shall forfeit their per diem during the period of such adjournment.

Laid on the table.

NOTICES.

Mr. Mitchell gave notice that, at an early day, he would introduce a bill for "An Act to re-establish the Financial Transactions of the State of Nevada on a Coin Basis, and to repeal all Acts, or parts of Acts passed during the Second Session of the Legislature, making United States Legal Tender Notes the accepted tax and salary money of the State."

Mr. Roney gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled an Act supplementary to an Act entitled 'An Act to allow any person or persons to divert the Waters of any River or Stream, and run the same through any ditch or flume, and to provide for the Right of Way through the lands of others,' approved March 3d, 1866."

Mr. Dana gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to create a Fund for the care of the Insane."

Mr. Mayhugh gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to create a Sinking Fund, and provide for the Payment of the Indebtedness of the several Counties within this State; also, to authorize the Issuance of Scrip for all outstanding Indebtedness thereof."

Mr. Jones gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled an Act amendatory of and supplemental to an Act entitled 'An Act to create the County of Lincoln, and provide for its Organization,' approved February 26, A.D. 1866."

Mr. Mayhugh gave notice that he would, at some future day, ask leave to introduce a Preamble and string of Joint Concurrent Resolutions, relating to the present Political Situation of the Country, and defining the Attitude of the Union Party of this State thereon.

Mr. Browne gave notice that he would, at some [future day,] ask leave to introduce a bill for "An Act entitled an Act to repeal an Act entitled 'An Act in regard to Currency,' approved March 3, 1866."

THIRD READING OF BILLS.

Senate Concurrent Resolution No. 19, in relation to the Boundaries of the State of Nevada and the acceptance of additional Territory, ceded by the United States to the State of Nevada.

On motion of Mr. Julien, the rules were suspended; resolution read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cullen, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Welch, Wheeler, and Mr. Speaker—35.

NAYS—0.

Senate Joint Resolution No. 25, in regard to Indian Claims in Humboldt County.

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cullen, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney,

St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—35.

NAYS—0.

By leave, Mr. Mayhugh introduced the following resolution:

Resolved, That it is the privilege of every member and attaché of the House to have free ingress and egress through the Bar of the House, excepting during the time of prayer, and such times as the House may be laboring under the operations of a duly ordered call.

Resolution carried.

Mr. Wheeler asked for indefinite leave of absence.

Leave granted.

On motion of Mr. Julien, at twelve o'clock and forty minutes the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FIFTEENTH DAY.

MONDAY, January 21, 1866 [7].

House met pursuant to adjournment, at 11 o'clock A.M.

Roll called.

All present except Messrs. Dana, Huse, Koneman, Lammon, Mitchell, and Roney.

Prayer by the Chaplain.

Journal of Friday, 18th, read and approved.

Mr. Walton asked leave of absence for Messrs. Roney and Koneman for one day.

Leave granted.

Mr. Tennant asked leave of absence for William Woodhurst, Sergeant-at-Arms, for two days.

Leave granted.

Mr. Welch asked leave of absence for Mr. Lammon for three days.

Leave granted.

Mr. Potter asked leave of absence for Mr. Huse for three days.

Leave granted.

The Chair announced as Special Committee, consisting of seven, (as per resolution of Friday last) Messrs. Mitchell, Tennant, Dorsey, Mayhugh, Huse, Koneman, and Prince.

Mr. Tennant asked leave to be excused from acting on said committee.

Leave granted.

Mr. Prince asked leave to be excused.

The House refused to excuse him.

Mr. Cary was appointed in the place of Mr. Tennant, as a member of said committee.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Federal Relations, to whom was referred Assembly Concurrent Resolution No. 7, relating to the establishment of a Weekly Mail from Wellington's Station to Pine Grove, Esmeralda County, report that they have had the same under consideration, and recommend that the resolution be amended by striking out the words "Wellington's Station," and inserting in lieu thereof the words "from Dayton, in Lyon County, *via* Hot Springs, to Pine Grove, in Esmeralda County."

THOS. J. TENNANT,
Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 3, entitled "An Act supplementary to an Act entitled 'An Act for securing Liens to Mechanics and others,' approved November 21, 1861 ;"

Also, Assembly Bill No. 4, "An Act to amend an Act to provide for the Incorporation of Religious, Charitable, Scientific, and other Associations, approved December 19, 1862," report that the Committee have had the same under consideration ; have made no amendments thereto ; have come to a favorable conclusion thereon, and recommend their passage.

T. N. BROWNE,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 5, entitled "An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the A.D. 1867," beg leave to report that they have had the same under consideration ; made an amendment thereto, as follows : strike out all after section two ; and directed their chairman to report the same back to the House, with the recommendation that the bill do pass as amended.

Also, that they have considered Senate Bill No. 17, entitled "An Act in relation to Fines ;" came to a favorable conclusion thereon, and herewith report the same back to the House, recommending its passage.

A. H. LISSAK,
Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 7, entitled "An Act conferring Jurisdiction upon Justices' Courts of Actions to enforce Mechanics' Liens," report that the Committee have had the same under consideration ; have made no amendments thereto ; have come to a favorable conclusion thereon, and recommend its passage.

T. N. BROWNE,
Chairman.

On motion of Mr. Mayhugh, Assembly Bill No. 3, "An Act supplementary to an Act entitled 'An Act for securing Liens to Mechanics and others,' approved November 21st, 1866 [1861]," was ordered printed.

Mr. Mayhugh introduced a concurrent resolution in relation to printing the Governor's Inaugural Address.

Adopted.

Mr. Caldwell introduced a resolution relating to the appointment of a Committee of seven (7) in regard to the investigation of frauds, etc., on the Election of United States Senator.

Ayes and noes called for by the requisite number, and resolution lost.

Mr. Mayhugh introduce a joint concurrent resolution in relation to Fare and Freight on the Pacific Railroad.

Read first time.

On motion of Mr. Mayhugh, the rules were suspended; resolution read second time, and referred to Committee on Federal Relations.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 18th, 1867. }

To the Hon. the Assembly :

I am directed to return to your honorable body, Assembly Bill No. 1, "An Act to create Legislative Funds," the same having passed the Senate this day without amendment: Yeas, 16; Nays, 1.

I am also instructed to transmit for the consideration of your honorable body, Senate Concurrent Resolution No. 43, in relation to Lieut. Governor Slingerland, the same having this day passed the Senate unanimously.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 43, relating to J. S. Slingerland.

Read and passed unanimously.

NOTICE OF BILLS.

Mr. Browne gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act to provide for the Reporting the Decisions of the Supreme Court of this State,' approved March 14th, 1865."

Mr. Dorsey gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and define their Duties and Powers,' approved March 8th, 1866."

Mr. Stampley gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act in relation to Public Highways."

Mr. Browne gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act in relation to the Distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 14th, 1865."

Mr. Jones introduced, pursuant to notice, Assembly Bill No. 12, "An Act to reestablish the Boundary Line between the Counties of Nye and Esmeralda."

Read first time; rules suspended; read second time by title, referred to the delegations from Nye and Esmeralda Counties.

Also, Assembly Bill No. 13, entitled "An Act amendatory of and supplementary to an Act to create the County of Lincoln, and provide for its Organization," approved February 26th, 1866."

Read first time; rules suspended; read second time by title, and referred to the Committee on Counties and County Boundaries.

Mr. St. Clair, pursuant to notice, introduced Assembly Bill No. 14, entitled "An Act to provide for the Publication of all General Laws of the late Territory and State of Nevada, now in force, in one Volume."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

By Mr. Strother, pursuant to previous notice, introduced Assembly Bill No. 15, entitled "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the State of Nevada.'"

Read first time; rules suspended; read second time by title; the usual number of copies ordered printed, and the bill referred to the Judiciary Committee.

By Mr. Browne, pursuant to previous notice, introduced Assembly Bill No. 16, entitled "An Act to amend an Act entitled an Act to further amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 17th, 1866."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

On motion of Mr. St. Clair, the usual number of copies were ordered printed.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 21st, 1867. }

To the Hon. the Assembly:

I am instructed to transmit for the consideration of your honorable body, the following Senate Joint and Concurrent Resolutions, which passed the Senate on Saturday, the 19th inst., viz:

Senate Concurrent Resolution No. 47, in relation to amending Joint Rule No. 7, of the Senate and Assembly, passed unanimously.

Senate Joint Resolution No. 18, memorializing the Commander of the Division of the Pacific to establish a Fort at or near the junction of the North Fork with the Humboldt River. Nays [yeas], 16; Nays, 0.

Senate Concurrent Resolution No. 48, in relation to printing State Treasurer's Report, passed unanimously.

Also, Senate Bill No. 9, "An Act authorizing the Issuance and Sale of certain State Bonds, and levying a Tax to provide means for the Payment thereof;" the same having passed the Senate this day with the following vote: Yeas, 17; Nays, 0.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 47, in relation to amending Joint Rule No. 7. Passed unanimously.

Senate Joint Resolution No. 18, in relation to memorializing the Commander of the Division of the Pacific, to establish a Fort at or near the junction of the North Fork of the Humboldt River.

Read first time; rules suspended; read second time, and referred to the Committee on Federal Relations and Indian Affairs, conjointly.

Senate Concurrent Resolution No. 48, in relation to printing State Treasurer's Report.

Concurred in unanimously.

Senate Bill No. 9, entitled "An Act authorizing the Issuance and Sale of certain State Bonds, and levying a Tax to provide means for the Payment thereof."

Mr. Mayhugh moved that the House, for the consideration of the bill, resolve itself into a Committee of the Whole, with the Speaker in the chair.

Motion lost.

On motion of Mr. Julien, the rules were suspended, and bill read first and second time by title, and referred to the Committee of the Whole.

The House resolved itself into Committee of the Whole for the purpose of considering Senate Bill No. 9.

In time the Committee rose, reported the bill back to the House, and recommended its passage.

Mr. Julien moved that the rules be suspended, and the bill placed on its final passage.

Ayes and noes called for, by the requisite number, on suspending the rules—pending which, Mr. Mayhugh moved a call of the House.

The Speaker decided a call of the House out of order.

Mr. Mayhugh appealed from the decision of the Chair.

Roll called, and the Chair not sustained, and call withdrawn.

A re-count being called for on suspending the rules, motion was lost.

Mr. Bence moved that the bill be referred to the Committee on Ways and Means, with instructions to report to-morrow morning, at 11 o'clock.

On motion of Mr. Mayhugh, the bill was made the special order for to-morrow, at 11½ o'clock A.M.

REPORT FROM ENROLLING COMMITTEE.

ASSEMBLY CHAMBER, January 21st, 1867.

Mr. D. A. Horton, Chairman of Committee on Enrollment, reported that Assembly Concurrent Resolution No. 13, entitled "Assembly Concurrent Resolution," in regard to Editors of "Carson Daily Appeal," and "Virginia Daily Union," has been carefully compared with the engrossed bill, as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Secretary of State for filing.

Also, reported that Assembly Bill No. 1, entitled "An Act to create a Legislative Fund," has been carefully compared with the engrossed bill, as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Governor for his approval.

By leave, Mr. Browne gave notice that he would, at some future day, ask leave to introduce a preamble and string of joint resolutions relating to the ratification of all Constitutional Amendments offered by the United States Congress.

Mr. Browne, by leave, gave notice that he would, at some future day, ask leave to introduce a preamble and joint resolution, asking our Representatives in Congress to submit an amendment to the Constitution of the United States, to the several States in the Union, relating to the States lately in rebellion against the Government of the United States.

Assembly Concurrent Resolution No. 7, relating to the establishment of a weekly mail from Dayton, Lyon County, *via* Hot Springs, to Pine Grove, Esmeralda County.

On motion of Mr. St. Clair, the rules were suspended, the resolution considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Caldwell, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Lissak, Mallory, Mayhugh, Munceton, Poor, Parmater, Parker, Potter, Prince, Stampely, Strother, Swaney, Wingate, Walton, Welch, and Mr. Speaker—26.

NAYS—0.

Mr. Mayhugh moved to adjourn.

Lost.

Assembly Bill No. 4, "An Act to amend an Act entitled 'An Act to provide for the Incorporation of Religious, Charitable, Scientific, and other Associations,' approved December 19th, 1862."

On motion, the bill was considered engrossed; read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Caldwell, Dorsey, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Lissak, Mallory, Mayhugh, Munckton, Poor, Parmater, Parker, Prince, Potter, St. Clair, Stampely, Swaney, Strother, Tenant, Wingate, Walton, Welch, and Mr. Speaker—29.

NAYS—0.

Mr. St. Clair moved to adjourn.

Lost.

Assembly Bill No. 5, "An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the year A.D. 1867."

On motion, it was made the special order for to-morrow at 2 o'clock P.M.

Assembly Bill No. 7, "An Act conferring Jurisdiction upon Justices' Courts, concurrent with the District Courts, in actions to enforce Mechanics' Liens."

On motion of Mr. Munckton, the bill was referred to the Committee on Printing.

On motion of Mr. Munckton, at 2½ o'clock P.M., the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

SIXTEENTH DAY.

TUESDAY, January 22d, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Cullen, Huse, Jacobs, Koneman, Lammon, and Wheeler.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Roney asked leave of absence for Mr. Koneman for one day.

Leave granted.

Mr. Munckton asked leave of absence for Mr. Cullen for one day.

Leave granted.

Mr. Browne asked leave of absence for Mr. Jacobs for one day.

Leave granted.

Mr. Lissak rose to a question of privilege, and tendered his resignation as chairman and member of the Committee of Ways and Means.

Mr. St. Clair moved that the resignation be accepted.

Ayes and noes called for by the requisite number, and resignation accepted by the following vote:

YEAS—Messrs. Dana, Folsom, Grimes, Groves, Horton, Julien, Lissak, Mallory, Mayhugh, Mitchell, Parmater, Potter, Roney, St. Clair, Stampley, Strother, Walton, Welch, and Mr. Speaker—19.

NAYS—Messrs. Browne, Bence, Cary, Caldwell, Jones, Munckton, Poor, Parker, Tennant, and Wingate—10.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

The Committee on Ways and Means, to whom was referred Senate Bill No. 9, "An Act authorizing the Issuance and Sale of certain State Bonds, and levying a Tax to provide means for the Payment thereof," have had the same under consideration, and come to a favorable conclusion thereon, and respectfully beg leave to report the same back without amendments, and recommend its passage.

J. M. DORSEY,

Chairman *pro tem*.

Report adopted.

Special order for 11½ o'clock A.M. was taken up, being Senate Bill No. 9, "An Act authorizing the Issuance and Sale of certain State Bonds, and levying a Tax for the Payment of the same."

Mr. Julien moved that the bill be read a third time, and placed upon its final passage; whereupon

Mr. Mayhugh moved the previous question, and upon that motion the ayes and noes were called for by the requisite number, and the main question ordered by the following vote: Yeas, 25; nays, 5.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Julien, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—30.

NAYS—Mr. Jones—1.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Federal Relations, to whom was referred Assembly Memorial No. 18, asking a reduction of Freight and Fare upon the Central Pacific Railroad, California, reports that the Committee have had the same under consideration, and recommend that in first resolution, tenth line, the word "to" after "company" be stricken out, and the words "not exceeding" be inserted in lieu thereof. Also, that the word "telegraph," in last resolution, be stricken out, and the word "mail" be inserted in lieu thereof.

THOMAS J. TENNANT,

Chairman.

Mr. Speaker :

Your Standing Committee, to whom was referred Assembly Bill No. 8, "An Act authorizing Married Women to transact Business in their own Names, as Sole Traders," report that they have had the same under consideration, report the same back, and desire to submit a substitute bill recommending the passage of the same.

T. N. BROWNE,

Chairman Judiciary Committee.

Mr. Horton, Chairman of Committee on Enrollment, reported that Assembly Resolution No. 4, entitled "Joint Resolution relative to Daily Mail from Virginia City, Nevada, to Boise City, Idaho," has been carefully compared with the engrossed bill as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Secretary of State for filing.

Mr. Speaker:

Your Standing Committee on Public Printing, to whom was referred Assembly Bill No. 7, beg leave to report that the same was correctly copied from the original, and placed in the hands of the Public Printer.

JOHN WELCH,
Chairman.

NOTICE.

Mr. Munckton gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act authorizing the construction of a Railroad from some point on the Truckee River to Carson City."

Senate Bill No. 17, entitled "An Act in relation to Fines."

Read second time; rules suspended; on motion, bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Caldwell, Dana, Folsom, Grimes, Groves, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Roney, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—23.

NAYS—Messrs. Cary, Dorsey, Jones, Prince, and Potter—5.

Mr. Jones, by leave, introduced Assembly Joint Resolution No. 22, appointing a Commission to negotiate for an Extension of Time of Payment of certain State Bonds.

Read first time; rules suspended; read second time by title, and referred to Committee on Ways and Means.

Mr. Browne, pursuant to notice, introduced Assembly Bill No. 19, entitled "An Act to amend an Act entitled 'An Act to provide for Reporting the Decisions of the Supreme Court of the State of Nevada,' approved March 14th, 1865."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Browne introduced Assembly Bill No. 20, "An Act to amend an Act entitled 'An Act in relation to the Distribution of the Reports of the Supreme Courts of the State of Nevada,' approved March 14th, 1865."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Dorsey, pursuant to notice, introduced Assembly Bill No. 21, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners, and to define their Duties and Powers,' approved March 8th, 1865."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

On motion of Mr. St. Clair, the usual number of copies were ordered printed.

THIRD READING OF BILLS.

Assembly Memorial to Congress No. 18, asking reduction of Freight and Fare upon the Central Pacific Railroad, California.

On motion, ordered engrossed.

Assembly Bill No. 8, "An Act entitled 'An Act authorizing Married Women to transact Business in their own Names as Sole Traders.'"

Substitute Bill, as reported by the Judiciary Committee, read; adopted, and ordered engrossed.

UNFINISHED BUSINESS.

Assembly Bill No. 91, entitled "An Act to prevent Unlicensed Gaming, and to License the same," with Veto Message of the Governor, was taken up.

Mr. Julien moved to lay on the table.

Lost.

On motion of Mr. Julien, the bill and Veto Message were made the special order for Monday, January 28th, 1867, at 12 o'clock M.

Mr. St. Clair moved that the [usual] number of copies of the bill and Message be printed.

Lost.

Mr. Tennant moved to take a recess until 2 o'clock P.M.

Lost.

Leave was granted to Mr. Browne to withdraw Assembly Bill No. 7, to incorporate amendments thereto.

On motion, the Chairman of the Judiciary Committee was granted leave to present the amendments to the State Printer, the bill having been ordered printed.

On motion, Assembly Bill No. 5, "An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the year A.D. 1867," was placed on the General File.

On motion of Mr. Mayhugh, the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

SEVENTEENTH DAY.

WEDNESDAY, January 23d, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Browne.

Prayer by the Chaplain.

Mr. Mayhugh asked leave of absence for Mr. Browne for fifteen days.

Leave granted.

Journal of yesterday, January 22d, read and approved.

The Speaker announced Mr. Dorsey as Chairman of the Committee on Ways and Means, in the place of Mr. Lissak, (resigned) and appointed Mr. Caldwell in place of Mr. Dorsey, on said Committee. Also, appointed Mr. Jones, as Chairman of Committee on Military and Indian Affairs, in place of Mr. Dorsey, and appointed Mr. Tennant on said Committee to complete the requisite number.

On motion of Mr. Strother, the rules were suspended, and Assembly Bill No. 7 recommitted to the Judiciary Committee.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee, to whom was referred House Bill No. 7, "An Act conferring Jurisdiction upon Justices' Courts, concurrent with the District Courts, of Actions to enforce Mechanics' Liens," beg leave to report that they have had the same under consideration, and herewith submit a substitute therefor, and recommend its adoption.

E. STROTHER,
Chairman *Pro tem.* Judiciary Committee.

RESOLUTIONS.

By Mr. Mayhugh :

Resolved, That the Committees on Mines and Mining Interests, Education, Counties and County Boundaries be, and they are hereby authorized to appoint one Committee Clerk conjointly.

Adopted.

By Mr. Cullen :

WHEREAS, It has come to the knowledge of this House, that R. C. Gridley is now in ill health and indigent circumstances at Stockton, California; and

WHEREAS, His efforts in behalf of our suffering soldiers during the War, commanded our warmest sympathy, and should not be forgotten by a loyal people; therefore, be it

Resolved, That the members of this House authorize one day's pay to be appropriated towards Mr. Gridley's relief, the same to be forwarded immediately, if practicable.

Resolved, That the Speaker of this House be, and he is hereby authorized to carry the foregoing resolution into effect.

Mr. Julien moved to amend the resolution by inserting "two" instead of "one" day's pay.

Lost, and resolution adopted.

By Mr. Tennant :

Resolved, That the Sergeant-at-Arms be instructed to draw his Warrant upon the Controller, to be paid out of the Contingent Fund of the Assembly, for the sum of one hundred and sixty dollars, in favor of J. R. Williamson, the said amount having been reported by the Committee on Mileage, as justly due Mr. Williamson for traveling from Austin, in Lander County, to this place to call the Assembly to order, in accordance with law.

Adopted.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 23d, 1867. }

To the Hon. the Assembly :

I am instructed to transmit to your honorable body, for consideration, Senate Concurrent Resolution No. 58, in relation to admitting Hon. J. Neely Johnson to a seat within the bar of each House of the Legislature, the same having passed the Senate unanimously.

I am also directed to return Assembly Joint Resolution No. 2, relating to the Constitutional Amendment, the same having passed the Senate by the following vote: Yeas, 12; Nays, 3.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 58, in relation to admitting Hon. J. Neely Johnson to a seat within the bar of each House, was read and unanimously adopted.

NOTICES.

Mr. Jones gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled an Act to amend an Act entitled 'An Act to re-district the State of Nevada into Judicial Districts, and to fix the Salaries of Judges, and the Terms of Court therein,' approved February 26th, 1866."

Mr. Tennant gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled an Act regulating the Fare per Mile on Stage Coaches and other Conveyances, carrying Passengers in this State."

Mr. Speaker :

Your Committee on Engrossment, report that they have carefully examined Assembly Bill No. 8, "An Act to authorize Married Women to transact Business in their own Names as Sole Traders." Also, Assembly Memorial to Congress No. 18, asking a Reduction of Freight and Fare upon the Central Pacific Railroad of California, and found the same correctly engrossed.

T. V. JULIEN,

Chairman Committee on Engrossment.

NOTICE OF BILL.

Mr. Horton gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act defining the Duties of County Treasurers."

Mr. Munckton, pursuant to notice, introduced Assembly Bill No. 22, "An Act to provide for the Organization of the Assembly at the commencement of each session."

Read first time ; rules suspended ; read a second time by title.

Mr. Julien moved to refer to Committee on Public Morals.

Mr. Mayhugh moved to substitute Committee on Elections.

Agreed to.

Mr. Bence (by leave) introduced Assembly Bill No. 23, entitled "An Act providing for the Release on Official and other Bonds and Undertakings."

Bill read first time ; rules suspended ; read second time by title, and referred to Judiciary Committee.

Mr. Julien (by leave) introduced Assembly Bill No. 24, authorizing the official publication of the Laws and Resolutions passed by the Third State Legislature, in a Newspaper.

Read first time.

Mr. Julien moved that the rules be suspended, and the bill read a second time by title.

Lost.

Mr. Julien moved to refer the bill to the Committee on Public Printing.

Mr. Mayhugh moved substitute, that the bill be referred to the Committee of the Whole, and made the special order for Friday at 12 o'clock m.

Substitute adopted.

Mr. Cullen, pursuant to notice, introduced Assembly Bill No. 25, "An Act concerning the Location and Possession of Wood Lands and Mill Sites."

Read first time ; rules suspended ; read second time by title, and referred to the Committee on Public Lands.

On motion of Mr. Koneman, the usual number of copies were ordered printed.
Mr. Mitchell, pursuant to notice, introduced Assembly Bill No. 26, "An Act to provide for carrying on the Financial Transactions of the State upon a Coin basis."

Read first time; rules suspended; read second time by title, and referred to the Committee on Ways and Means.

On motion of Mr. Munckton, the bill was ordered printed.

On motion of Mr. Tennant, Assembly Memorial No. 18, asking reduction of Freight and Fare on the Pacific Railroad, was ordered printed.

THIRD READING OF BILLS.

Assembly Bill No. 5, "An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the year A.D. 1867."

Amendment of the Committee to strike out section 2 agreed to, and bill ordered engrossed.

Assembly Bill No. 7, "An Act conferring Jurisdiction upon Justices' Courts."

On motion of Mr. Mayhugh, the bill was ordered engrossed.

Assembly Bill No. 8, "An Act to authorize Married Women to transact Business in their own Names as Sole Traders."

Mr. Julien moved to refer the bill to a Special Committee of one, with instructions to strike out section 4, and number the sections in accordance with such change.

Ayes and noes called for by the requisite number. Ayes, 3; Noes, 31. Motion lost.

Read third time, and passed by the following vote:

YEAS—Messrs. Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Mitchell, Poor, Parker, Prince, Potter, Roney, St. Clair, Stampely, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—29.

NAYS—Messrs. Bence, Julien, Munckton, and Parmater—4.

Mr. Munckton (by leave) introduced the following resolution:

Resolved, That the order of business be changed: introduction and first reading of bills shall precede second reading and reference of bills.

Carried over under the rule of one day.

On motion of Mr. Mayhugh, at twelve o'clock and fifty-five minutes the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

EIGHTEENTH DAY.

THURSDAY, January 24th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M., Mr. Speaker in the chair.

Roll called—all present.

Prayer by the Chaplain.

Journal of yesterday read, corrected, and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee, consisting of the Committee on Federal Relations and Committee on Military and Indian Affairs, acting conjointly, to whom was referred Senate Joint Resolution No. 18, memorializing the Commander of the Division of the Pacific to establish a Fort at or near the junction of the North Fork with the Humboldt, report that they have had the same under consideration, and recommend that the words "point where the North Fork joins the Main Humboldt," in the first resolution, be stricken out, and the words "junction of the Reese River with the Humboldt," be inserted in lieu thereof."

W. T. JONES,

Chairman Committee Military and Indian Affairs.

THOS. J. TENNANT,

Chairman Committee Federal Relations.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 20, entitled "An Act to amend an Act entitled 'An Act in relation to the Distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 14th, 1866," reports that they have had the same under consideration; have made no amendments thereto; have come to a favorable conclusion thereon, and recommend its passage.

E. STROTHER,

Chairman *pro tem*.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report, that they have examined the following Assembly Bill, and found the same correctly engrossed, viz: Assembly Bill No. 5, "An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair."

Also, Assembly Bill No. 7, "An Act conferring Jurisdiction upon Justices' Courts concurrent with the District Court in Actions to enforce Mechanics' Liens."

T. V. JULIEN,

Chairman.

Mr. Speaker :

Your Standing Committee on Elections, to whom was referred Assembly Bill No. 22, entitled "An Act to provide for the Organization of the Assembly at the commencement of each session," report that they have had the same under consideration; have made no amendments thereto; have come to a favorable conclusion thereon, and recommend its passage.

THOS. PARKER,

Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 19, entitled "An Act to amend an Act entitled 'An Act to provide for Reporting the Decisions of the Supreme Court of the State of Nevada,' approved March 14th, 1865," reports that the Committee have had the same under con-

sideration ; have made no amendments thereto ; have come to a favorable conclusion thereon, and recommend its passage.

E. STROTHER,
Chairman *pro tem*.

RESOLUTION.

By Mr. Mayhugh :

Resolved, That William M. Gillespie, the Reporter of this House, be, and he is hereby allowed fifteen dollars per day, during the Session, payable out of the Contingent Fund of the Assembly, and the Sergeant-at-Arms be, and he is hereby instructed to issue his scrip therefor the same as for members.

Adopted.

NOTICES.

Mr. Parmater gave notice that he would, on to-morrow or some subsequent day of the session, introduce a bill to amend section 50 of an Act entitled "An Act to provide Revenue for Support of the Government of the State of Nevada."

Mr. Stampley gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to define the Boundary Line of Humboldt and Churchill Counties."

Mr. Cary gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act concerning Roads and Highways, for certain Counties therein named."

Mr. Dana gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act for the Protection of Proprietors of Hotels and Lodging Houses."

Mr. Huse gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act to Incorporate the Town of Gold Hill," approved March 7th, 1865.

Mr. Mayhugh gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to repeal the Office of State Printer."

Mr. Julien, by leave, introduced Assembly Bill No. 27, "An Act to amend an Act concerning District Attorneys, approved March 11th, 1865, approved February 26th, 1866."

Rules suspended ; read first and second time by title, and referred to the Judiciary Committee.

Mr. Potter, pursuant to notice, introduced Assembly Bill No. 28, "An Act to amend an Act entitled an Act to revise an Act entitled an Act to amend section 219 of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 6th, 1865 ; and to amend section 243 of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29, 1861, approved March 3, 1866."

Read first time ; rules suspended ; read second time by title, and referred to the Judiciary Committee.

Mr. Walton, pursuant to notice, introduced Assembly Bill No. 29, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State and define their Duties and Powers,' approved March 8th, 1866."

Read a first time.

RESOLUTION.

By Mr. Jones :

Resolved, That the House do, to-morrow, at 12 o'clock M., proceed to consider what disposition shall be made of, or what action had on bills upon their first reading; the object being to settle upon a uniform practice in order to facilitate business.

SUBSTITUTE RESOLUTION.

Mr. Mayhugh introduced as a substitute the following :

WHEREAS, The eighteenth section of Article IV of the State Constitution provides, that every bill shall be read by sections on three several days, except in case of emergency, when the Assembly may by a two-third vote suspend the rules if they deem it expedient; and,

WHEREAS, Said rule does not, in our judgment, prevent crude and hasty legislation, but only delays the reference and printing of bills, which must be done before any measure can be carefully examined or considered, thereby retarding the business of the session, and entailing a great and useless expense upon the State; therefore, be it

Resolved, That it is the deliberate opinion of the Assembly, that upon second reading of all bills of a general nature that are presented for its consideration, said emergency has arisen, as contemplated by this provision of the Constitution.

Ayes and noes were called for by the requisite number. Yeas, 12; nays, 23; and substitute lost.

The vote recurring on the original resolution, it was adopted.

Mr. Mayhugh gave notice that he would, on to-morrow, move to reconsider the vote by which the substitute resolution was lost.

By Mr. Munckton :

WHEREAS, There is no Standing Committee on State Prison in the Assembly, and as they have such a committee in the Senate; therefore, be it

Resolved, That the Committee on State Institutions be, and are hereby considered the Assembly Committee on State Prison.

Adopted.

Mr. Horton, Chairman Committee on Enrollment, reported that Assembly Joint Resolution No. 2, relating to the Constitutional Amendment, has been carefully compared with the engrossed bill as passed by the two Houses, found correctly enrolled, and the same has this day been delivered to the Secretary of State.

Mr. Walton, pursuant to notice, introduced Assembly Bill No. 30, "An Act to regulate the Location of and Abandonment of Mines and Mining Claims."

Read first time; rules suspended; read second time by title, and referred to Committee on Mines and Mining Interests.

Mr. Stampley, pursuant to notice, introduced Assembly Bill No. 31, entitled "An Act in relation to Public Highways."

Read first time.

The Chairman announced the appointment of Mr. Mitchell as Chairman of the Judiciary Committee during the absence of Mr. Browne.

Recess taken for twelve minutes.

House called to order at one o'clock P.M., Speaker *pro tem.* in the chair.

Roll called.

No quorum present.

On motion of Mr. Tennant, a call of the House was ordered.

Mr. Speaker, Wingate, Munckton, Swaney, Parker, Jones and Jacobs appearing at the bar of the House, gave their excuse, and were excused.

On motion of Mr. Stampley, a further call of the House was dispensed with.

THIRD READING OF BILLS.

Assembly Bill No. 5, entitled "An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the year A.D. 1867."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Roney, Stampley, Swaney, Tennant, Wingate, Walton, and Mr. Speaker—27.

NAYS—0.

Rules suspended, and Senate Message taken up.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 24th, 1867. }

To the Hon. the Assembly:

I am instructed to return to your honorable body Assembly Bill No. 2, "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27th, 1866," the same having been amended by the Senate by adding the following additional section, and passed, as amended, by the following vote: Yeas, 14; Nays, 1.

Section 2. All rights acquired under the Act hereby repealed shall remain valid, and all assessment work done, or assessments paid, shall hold the possession of the claims on which the same was done or paid, as in said Act provided. And in all mining districts wherein the provisions of said Act were adopted as the mining laws, or regulations of the district, the same shall remain the laws thereof until repealed or amended by such districts, except the requirement to cause the record of claims to be made in the County Recorder's office.

Also, Assembly Bill No. 4, "An Act to amend an Act entitled 'An Act to provide for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations,' approved December 7th, 1862," the same having passed the Senate by the following vote: Yeas, 14; Nays, 1.

I am also directed to transmit for your consideration, Substitute Senate Bill No. 5, "An Act providing for the Release of Sureties on Official Bonds and Undertakings," the same having passed the Senate by the following vote: Yeas, 16; Nays, 1.

I am further instructed to transmit for the consideration of your honorable body, Senate Memorial and Joint Resolution No. 5, asking Government aid in the construction of the Sutro Tunnel, the same having passed the Senate this day: Yeas, 16; Nays, 0.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Assembly Bill No. 2, as per Senate Message, entitled "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27th, 1866."

Amendments read, and bill referred to the Committee on Mines and Mining Interests.

Senate Substitute Bill No. 5, as per Message, entitled "An Act providing for the Release of Sureties on Official Bonds or Undertakings."

Read first time.

Senate Joint Memorial and Resolution No. 59, as per Message, asking Government aid in the construction of the Sutro Tunnel.

Read first time; rules suspended; read second time by title, and referred to Committee on Federal Relations, with instructions to report to-morrow morning.

Assembly Bill No. 7, "An Act conferring Jurisdiction upon Justices' Courts, concurrent with the District Courts, in Actions to enforce Mechanics' Liens."

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Cullen, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—34.

NAYS—0.

On motion of Mr. Mayhugh, Senate Memorial and Joint Resolution No. 59, which was referred to the Committee on Federal Relations, was rescinded, and the rules were further suspended.

The Memorial and Joint Resolution read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—34.

NAYS—0.

Senate Joint Resolution No. 18, memorializing the Commander of the Division of the Pacific to establish a Fort at or near the junction of the North Fork with the Humboldt River.

Amendments of the Committee agreed to.

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—35.

NAYS—None.

On motion, the Clerk was directed to correct the title in conformity with the bill.

Assembly Bill No. 20, "An Act to amend an Act entitled 'An Act in relation to the Distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 14th, 1866."

Ordered engrossed.

Assembly Bill No. 19, "An Act to amend an Act entitled 'An Act to provide for Reporting the Decisions of the Supreme Court of the State of Nevada,' approved March 14, 1865," was ordered engrossed.

On motion of Mr. Munkton, at 2 o'clock P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

NINETEENTH DAY.

FRIDAY, January 25, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called—all present.

Prayer by the Chaplain.

Journal of yesterday, January 24, read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 16, entitled "An Act to amend an Act to further amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 1, 1866:" your Committee report the bill back to the House, with the recommendation that the same be referred to the Committee on Ways and Means, said Committee having in preparation a Comprehensive Revenue Act, which will embrace the subject matter of this bill.

E. STROTHER,
Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 28, entitled "An Act to amend an Act entitled an Act to revise an Act entitled an Act to amend section two hundred and nineteen of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 6, 1865, and to amend section two hundred and forty-three of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29, 1861, approved March 3, 1866."

The Committee have had the same under consideration, and recommend its passage.

E. STROTHER,
Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 27, entitled "An Act to amend an Act concerning District Attorneys, approved March 11th, 1865, approved February 26th, 1866." The Committee

have had the same under consideration, and report the same back to your honorable body, recommending its passage, with the following amendments: After the word "Lyon," in the seventh subdivision of section one, strike out the words "eighteen hundred" and insert the words "fifteen hundred;" also, in eleventh subdivision of same section, after the word "Attorney" and before the word "shall," insert the words "for such county."

Your Committee further recommend the insertion of the following section: "Section three. This Act shall take effect on and after the first Monday in April, 1867."

E. STROTHER,
Chairman.

Mr. Speaker:

Your Committee on Enrollment reports that Assembly Concurrent Resolution No. 7, relating to the establishment of a Weekly Mail from Dayton, in Lyon County, *via* Hot Springs, to Pine Grove, in Esmeralda County, has been carefully compared with the engrossed bill, as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Secretary of State for filing.

D. A. HORTON,
Chairman.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed, viz: Assembly Bill No. 19, "An Act to amend an Act entitled 'An Act to provide for Reporting the Decisions of the Supreme Court of the State of Nevada,' approved March 14th, 1866."

Also, Assembly Bill No. 20, "An Act to amend an Act entitled 'An Act in relation to the Distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 14th, 1866."

T. V. JULIEN,
Chairman.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 25th, 1867. }

To the Hon. the Assembly:

I am instructed to transmit for the consideration of your honorable body, the following Senate Bills, which passed the Senate this day, viz: Senate Bill No. 49, "An Act to change the County Seat of Nye County." Yeas, 16; nays, 1.

Senate Bill No. 15, "An Act to repeal an Act entitled 'An Act to establish a Standard of Weights and Measures.'" Yeas, 15; nays, 1.

I am also directed to return to you Assembly Concurrent Resolution No. 7, relating to the establishment of a Weekly Mail from Dayton, in Lyon County, *via* Hot Springs, to Pine Grove, in Esmeralda County, which passed to-day, without amendments.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 49, as per Message, entitled "An Act to change the County Seat of Nye County."

Read first time.

Mr. Jones moved to postpone the action on the bill until the second Monday in February, 1867, upon which the ayes and noes were called for by the requisite number, and motion lost.

On motion the rules were suspended; bill read second time, and referred to the Nye County delegation.

Senate Bill No. 15, as per Message, entitled "An Act to repeal an Act entitled 'An Act to establish a Standard of Weights and Measures,' approved Feb. 28th, 1866."

Read first time.

Assembly Bill No. 29, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and define their duties and powers,' approved March 8th, 1865."

Read second time by title, and on motion of Mr. Walton, referred to the Judiciary Committee, and the usual number of copies ordered printed.

Assembly Bill No. 31, an Act in relation to Public Highways.

Read second time by title; ordered printed, and referred to the Committee on Internal Improvements.

Substitute Senate Bill No. 5, entitled "An Act providing for the Release of Sureties on Official Bonds and Undertakings."

Read second time by title, and referred to the Judiciary Committee.

Senate Bill No. 15, entitled "An Act to repeal an Act entitled 'An Act to establish a Standard of Weights and Measures,' approved Feb. 28th, 1866."

Rules suspended, and read second time.

Mr. Roney, pursuant to notice, introduced Assembly Bill No. 35, "An Act supplemental to an Act entitled 'An Act to allow any person or persons to divert the Waters of any River or Stream, and run the same through any Ditch or Flume, and to provide for the Right of Way through the lands of others,' approved March 3d, 1866."

Read first time; rules suspended; read second time by title, and referred to the Committee on Internal Improvements.

Mr. Mayhugh, pursuant to notice, introduced Assembly Bill No. 36, entitled "An Act to provide for the Payment of the Indebtedness of Esmeralda County."

Read first time; rules suspended; read second time by title, and referred to the Esmeralda delegation.

Special order for 12 o'clock M.

On motion of Mr. Mayhugh, the House resolved itself into a Committee of the Whole, Speaker in the chair, for the consideration of Assembly Bill No. 24, entitled "An Act authorizing the Official Publication of the Laws and Resolutions passed by the Third State Legislature, in a Newspaper."

In time the Committee rose, and reported the bill back to the House without recommendation.

Report adopted, and *Committee discharged*.

Bill read second time.

Mr. Mayhugh moved to order the bill engrossed.

Mr. St. Clair moved to amend by referring it to the Committee on Printing.

Mr. Munckton moved to refer to a Select Committee.

Lost.

The question recurring upon the amendment to refer to Committee on Printing, it was agreed to, and was so referred.

SECOND READING OF BILLS.

Assembly Bill No. 3, entitled "An Act supplementary to an Act for securing Liens to Mechanics and others, approved November 21, 1861."

On motion of Mr. Jones, the bill was recommitted to the Judiciary Committee.

By Mr. Mayhugh :

Resolved, That the Speaker appoint a Committee of three, whose duty it shall be to inquire into and report to this House, at as early a day as practicable, the following information : First, the amount of money received by the State Treasurer for School purposes during the past fiscal year from all toll road companies within this State, which are required to pay two per cent. of the gross proceeds for School purposes; second, what toll road company, or companies, if any, have failed to pay said two per cent. ; third, what further legislation is needed to enforce the compliance of such company or companies with the provisions of their charter on this subject.

Unanimously adopted.

The Chair announced, in accordance with the resolution, Messrs. Mayhugh, Walton, and Prince to comprise such Committee.

By Mr. Tennant: That the Committee on Printing be instructed to report Assembly Bill in relation to the official publication of the Laws in a Newspaper back to this House this afternoon after recess.

Lost.

On motion at one o'clock and five minutes P.M., the House took a recess until two o'clock.

AFTERNOON SESSION.

The House reassembled at 2 o'clock P.M.

Quorum present.

Mr. Mayhugh, pursuant to notice, moved to reconsider the vote by which the resolution relating to rules was yesterday lost.

The vote was reconsidered, and resolution read; and

Mr. Jones moved to amend, by striking out all after the word "expedient" at the close of the first paragraph of the preamble, and insert the following :

Therefore, be it resolved, That immediately upon the first reading of a bill, it shall be presumed (no objections being heard by the Chair) that the emergency contemplated by the Constitution, as above named, has arisen, and the bill shall thereupon be read a second time by title, and await the further action of the House.

Unanimously adopted.

Mr. Munckton offered as a substitute for the whole subject matter the following :

WHEREAS, The Constitution of the State of Nevada distinctly says that all bills shall receive three distinct readings, on three several days, unless in cases of emergency ; therefore,

Resolved, That hereafter all bills shall take the course prescribed by the Constitution, unless some emergency has arisen ; and it is the deliberate opinion of this House, that no such emergency can arise as is contemplated by the Constitution, unless the loss of the bill or its usefulness is placed in jeopardy by its delay, which fact shall be determined by a two-thirds vote ;

Which was lost, and the original resolution, as amended, was adopted.

THIRD READING OF BILLS.

Assembly No. 16, "An Act to amend an Act entitled 'An Act to further amend an Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 1, 1866."

Referred to Committee on Ways and Means, as per recommendation of Judiciary Committee.

The House resolved itself into a Committee of the Whole, the Speaker in the chair, for the consideration of Assembly Bill No. 28, entitled "An Act to amend an Act entitled an Act to revise an Act entitled an Act to amend Section Two Hundred and Nineteen of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada, approved November 29, 1861,' approved March 6, 1865, and to amend Section Two Hundred and Forty-three of 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29, 1861, approved March 3, 1866."

In time the Committee rose, and reported the bill back to the House without amendment, and recommended its passage.

Report adopted, and Committee discharged, and bill ordered engrossed.

Assembly Bill No. 27, "An Act to amend an Act entitled 'An Act concerning District Attorneys,' approved March 16, 1865, approved February 26, 1866."

Amendments of Committee adopted.

Mr. Bence moved to further amend by striking out after the word "Ormsby" the words "one thousand," and insert in lieu thereof the words "fifteen hundred," pending which,

Mr. Munckton moved the bill lay over for one day.

Agreed to.

Assembly Bill No. 19, "An Act to amend an Act entitled "An Act to provide for Reporting the Decisions of the Supreme Court of the State of Nevada," approved March 14, 1865."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—34.

NAYS—0.

Assembly Bill No. 20, entitled "An Act to amend an Act entitled 'An Act in relation to the Distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 14, [1] 1866."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—34.

NAYS—0.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, January, 25, 1867. }

To the Honorable the Assembly:

I am instructed to transmit to your honorable body, for consideration, the following, which passed the Senate this day, viz:

Senate Concurrent Resolution No. 70, in relation to Adolph Sutro. Yeas, 15; Nays, none.

Senate Bill No. 64, "An Act to amend an Act entitled 'An Act to provide for the Formation of Corporations for certain purposes.'" Yeas, 15; Nays, 0.

I am also instructed to inform your honorable body that the Senate refuse to concur in Assembly amendments to Senate Joint Resolution memorializing the Commander of the Division of the Pacific to establish a fort at or near the junction of the North Fork with the Humboldt River.

Respectfully submitted,

JOHN R. EARDLEY,
 Assistant Secretary.

Speaker *pro tem.* in the chair.

Senate Concurrent Resolution No. 70, in relation to Adolph Sutro.

Read and passed unanimously.

Senate Bill No. 64, as per Message, entitled "An Act to amend an Act entitled 'An Act to provide for the Formation of Corporations for certain purposes,' approved March 1, 1866."

Read first time; rules suspended; read second time by title, and referred to the Committee on Mines and Mining.

The question being upon receding from the amendments made by the House to Senate Joint Resolution, memorializing the Commander of the Division of the Pacific to establish a fort at or near the junction of the North Fork with the Humboldt River, the House refused to recede from their amendments, and a Conference Committee was appointed, consisting of Messrs. Mayhugh, Tennant and Walton, to confer with a like committee from the Senate (when so appointed) upon the differences between the two Houses.

On motion of Mr. Walton, Assembly Bill No. 30, entitled "An Act to regulate the Location and Abandonment of Mines and Mining Claims," was ordered printed.

On motion, the bill and Veto Message of the Governor was taken up.

Mr. Tennant moved to adjourn.

Lost.

Reading of the Message commenced.

Mr. Stampley moved to adjourn.

Mr. Mayhugh rose to a point of order; his point of order being that the motion to adjourn while a bill or paper was being read was not in order.

The Chair ruled the point of order not well taken.

Mr. Mayhugh appealed from the decision of the Chair.

Ayes and noes were called for by the requisite number, and Chair sustained. Yeas, 23; Nays, 10.

On motion of Mr. Stampley, at three o'clock and ten minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TWENTIETH DAY.

SATURDAY, January 26, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Jones presented a remonstrance from the voters of Nye County, against the removal of the County Seat from Ione City to Belmont.

Petition read and referred to the Nye County delegation.

Mr. Groves presented petitions in favor of the removal of the County Seat of Nye County from Ione City to Belmont.

Read and referred to the Nye County delegation.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Judiciary, to whom was referred Substitute Senate Bill No. 5, entitled "An Act providing for the release of Sureties on Official Bonds and Undertakings;"

Also, Assembly Bill No. 23, entitled "An Act providing for the release of Sureties on Official Bonds and Undertakings," have had the same under consideration, and report back to the House, and recommend they do not pass.

Your Committee have also had under consideration Assembly Bill No. 3, entitled "An Act supplementary to an Act entitled 'An Act for securing Liens to Mechanics and others,' approved November 21, 1861," and recommend its passage.

E. STROTHER,
Chairman.

Mr. Speaker:

Your Standing Committee on Printing, to whom was referred Assembly Bill No. 4, beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back to the House, without recommendation.

JOHN WELCH,
Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly bills, and found the same correctly engrossed :

Assembly Bill No. 28, "An Act to amend an Act entitled an Act to revise an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29, 1861, approved March 6, 1865, and to amend section 243 of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29, 1861, approved March 3, 1866."

T. V. JULIEN,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Joint Resolution No. 22, appointing a Commission to negotiate for the extension of the time for payment of certain bonds therein named, beg leave to report that they have had the same under consideration, came to a favorable conclusion thereon, and recommend that the said resolution be adopted.

Also, introduce a bill entitled "An Act authorizing the issuance, sale, and exchange of certain State Bonds, levying a Tax to provide means for their Payment, and providing for the surrender of Bonds now outstanding," and unanimously recommend its passage.

Respectfully submitted,

J. M. DORSEY,
Chairman,
A. KONEMAN,
J. L. SWANEY,
T. B. PRINCE,
H. H. BENCE.

REPORT OF SELECT COMMITTEE.

Mr. Groves, from Select Committee of the Nye County delegation, to whom was referred Senate Bill No. 49, "An Act to change the County Seat of Nye County," reported that he has conferred with his colleague, Mr. Jones, in relation to reporting the bill to this House, that Mr. Jones refuses to report on the bill, thereby deferring action and delaying the proper course of the bill. He therefore reports favorably on Senate Bill, believing it to be the desire of the citizens of Nye County that said bill becomes a law; and respectfully asks this House to adopt this report, and request Mr. Jones to report the bill back to the House forthwith.

RESOLUTIONS.

Mr. Julien introduced Assembly Concurrent Resolution No. 26, granting leave of absence to W. K. Parkinson, State Controller.

On motion the resolution was unanimously adopted.

By Mr. St. Clair :

Resolved, That the attachés of this House be requested to donate one day's per diem for the relief of R. C. Gridley.

Laid on the table.

Mr. Mayhugh introduced Assembly Concurrent Resolution No. 27, relating to distribution of Constitutional Debates.

Mr. Julien moved to amend by inserting after the word "member," and before the word "of" the words "and attachés."

Lost, and resolution passed unanimously.

By Mr. Swaney:

Resolved, That the Sergeant-at-Arms be, and is hereby instructed to exchange the lamps at present in use for patent coal oil, gas-light lamps.

Laid on the table.

NOTICES.

Mr. Tennant gave notice that he would, on some future day, ask leave to introduce a bill for an Act, entitled "An Act for the Relief of James Lessingwell, ex-Sheriff of Lander County."

Mr. Grimes gave notice that he would, at some future day, ask leave to introduce a bill for an Act, entitled "An Act to provide for the Payment of Outstanding Warrants against the Transcript Fund of Churchill County."

Mr. Munckton (by leave) called up his resolution of January 23d, 1867, in relation to Changing the Order of Business, which was unanimously adopted.

Assembly Bill No. 38, introduced by the Committee on Ways and Means, entitled "An Act authorizing the Issuance, Sale and Exchange of certain State Bonds, levying a Tax to provide means for their Payment, and providing for the Surrender of Bonds now outstanding."

Read first time; rules suspended; read second time by title.

On motion of Mr. Mayhugh, was laid on the table temporarily.

Mr. Groves moved that Mr. Jones be required to return Senate Bill No. 49, entitled "An Act to change the County Seat of Nye County" forthwith.

Mr. Mayhugh called for the reading of Mr. Groves' report.

Report read.

Mr. Jones moved to expunge from the report the words "refuses to report on the bill, and thereby deferring action and delaying the proper course of the bill."

Ayes and noes called for by the requisite number, and agreed to by the following vote:

YEAS—Messrs. Bence, Cary, Dorsey, Folsom, Grimes, Horton, Julien, Jones, Lissak, Mallory, Munckton, Poor, Parker, Prince, Roney, St. Clair, Swaney, Strother, Wingate, Welch, and Mr. Speaker—21.

NAYS—Messrs. Cullen, Caldwell, Dana, Groves, Huse, Jacobs, Lammon, Mayhugh, Mitchell, Parmater, Potter, Stampley, Tennant, and Walton—14.

Mr. Dorsey moved that the report be adopted.

Mr. Julien moved to refer the report back to the member from Nye County to amend.

Mr. Bence moved to strike out of the report the words "to report to this House forthwith," and insert, in lieu thereof, the words "to report to this House at the proper time on Tuesday next."

Mr. Swaney moved to amend, by substituting Saturday, February 2d, 1867.

Mr. Mayhugh rose to a point of order, his point of order being: That all motions were out of order, as the question was upon the motion of Mr. Dorsey to adopt the report.

The Chair ruled the point of order well taken.

Mr. Julien raised the point of order, that Mr. Dorsey's motion was not in order, for the reason that *his* motion had been previously made and seconded.

The Chair stated that he heard no second to his motion.

Mr. Wingate rose and stated that he seconded the motion of Mr. Julien.

The Chair ruled the point of order well taken.

Mr. Julien's motion was then agreed to.

Mr. Dorsey moved that the Nye County delegation be requested to report the bill back to the House on Monday next, at 12 o'clock M.

Mr. Jones moved to amend by making it Saturday next, at 12 o'clock M.

Lost, and the original motion agreed to.

Mr. Huse, pursuant to notice, introduced Assembly Bill No. 39, entitled "An Act to amend an Act entitled 'An Act to incorporate the Town of Gold Hill,' approved March 17th, 1865."

Read first time; rules suspended; read second time by title, and referred to Gold Hill delegation.

THIRD READING OF BILLS.

On motion of Mr. St. Clair, Assembly Bill No. 24, entitled "An Act to publish the Laws, etc. of the Third Session in a Newspaper," was taken from the bill and placed on its final passage.

Bill read a third time.

On motion of Mr. Mitchell, the bill was referred to a Special Committee of one, with instructions to strike out the words "Daily Territorial Enterprise," and insert the "Virginia Daily Union," and report immediately.

Ayes and noes called for by the requisite number, and agreed to by the following vote:

Yeas, 20; Nays, 13.

The Chair appointed Mr. Mitchell as such Committee.

Mr. Mitchell reported the bill back to the House, amended as per instructions.

Mr. St. Clair moved that a Special Committee of one be appointed, with instructions to strike out the words "Daily Territorial Enterprise" wherever they occur, and insert "Virginia Daily Union," and report immediately.

The Chair appointed Mr. St. Clair as such Committee.

Mr. St. Clair reported the bill back to the House, amended as per instructions, and the bill finally passed by the following vote:

YEAS—Messrs. Caldwell, Dorsey, Dana, Groves, Huse, Julien, Jacobs, Lammon, Mayhugh, Munckton, Mitchell, Parmater, Prince, Potter, Roney, St. Clair, Stampley, Tennant, Walton, Welch, and Mr. Speaker—22.

NAYS—Messrs. Bence, Cary, Cullen, Folsom, Grimes, Horton, Jones, Lisak, Mallory, Poor, Parker, Swaney, and Wingate—13.

Mr. Mayhugh moved to adjourn.

Yeas and nays were called for by the requisite number.

Yeas, 18; Nays, 17.

At one o'clock and twenty-five minutes, the House stood adjourned until eleven o'clock on Monday, January 28th, 1867.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TWENTY-SECOND DAY.

MONDAY, January 28th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read, corrected, and approved.

Mr. Jones presented a remonstrance from the voters and tax-payers of Nye County against the removal of the Nye County Seat of Nye County from Ione City to Belmont, and moved that it be laid on the table.

Mr. Speaker :

Your Committee on Enrollment reports that Assembly Bill No. 4, entitled "An Act to amend an Act entitled 'An Act to provide for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations,'" approved December 7th, 1862, has been carefully compared with the engrossed bill, as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Governor for his approval.

D. A. HORTON,
Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

The undersigned, one of your Select Committee, consisting of the Nye County delegation, to whom was referred Senate Bill No. 49, "An Act to change the County Seat of Nye County," has had the same under *earnest* consideration, and in regard to which he would respectfully report, that the bill, in his judgment, is highly objectionable, in that it seeks to remove the seat of said County, without first submitting the question to the people thereof for their determination and choice.

This mode of legislation he has reason to, and does believe would be intensely offensive to the majority of the inhabitants of said County, and would be looked upon by them as an act of rank usurpation and unbearable to many, as uncalled-for by the circumstances of the case, as it is unusual in the common and recognized modes of legislation.

Impressed with these views, and only anxious to serve his constituents lawfully and properly in this House, the undersigned respectfully returns said bill, with a substitute therefor, drawn, as he believes, more in accordance with the popular wish—aiming at the same results as are sought to be attained by the original bill, but in a mode more consonant with the spirit of free institutions; to this substitute he asks the assent of the House.

Respectfully,

W. T. JONES,
Of Nye County Delegation.

Mr. Groves, from the Select Committee consisting of the Nye County delegation, to whom was referred Senate Bill No. 49, "An Act to remove the County Seat of Nye County," reports that the committee have had the same under consideration, and that he, as one of the delegation, reports the bill back to the House, and recommends its passage.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 Carson City, January 28th, 1867. }

To the Hon. Assembly of Nevada :

I approved, on the 26th inst., Assembly Bill No. 1, "An Act to create Legislative Funds."

H. G. BLASDEL.

Mr. Julien moved to take a recess of ten minutes.

Lost.

RESOLUTIONS.

By Mr. Tennant :

Resolved, That Mr. Dorsey be excused from serving on the Investigating Committee.

Laid on the table.

By Mr. Caldwell :

Resolved, That the Committee on Federal Relations, Corporations, and Claims, be allowed one clerk.

Tennant, Caldwell, and Lammon.

Adopted.

By Mr. Mayhugh :

Resolved, That the resolution that passed the Assembly, authorizing the Committees on Mines and Mining Interests, Education, Counties and County Boundaries, to appoint one clerk conjointly, be and the same is hereby rescinded, so far as said resolution relates to the Committee on Mines and Mining Interests, and that said Committee on Mines and Mining Interests be authorized to appoint a clerk.

Adopted.

By Mr. St. Clair :

Resolved, That the Sergeant-at-Arms of the Assembly be authorized and instructed to furnish the Clerks of the Assembly two daily newspapers, and postage stamps, not to exceed ten dollars each, to be paid out of the Contingent Fund of the Assembly.

Adopted.

By Mr. Mayhugh :

Resolved, That the Controller of State be, and he is hereby authorized and required to draw his warrant in favor of each member of the House, for the sum of sixty dollars, actual expenses incurred for postage, express charges, newspapers and stationery, for the present session, payable out of the Contingent Fund of the Assembly.

Resolved, That the resolution passed January 15th, in relation thereto, be, and is hereby rescinded.

Adopted.

By Mr. Mallory :

Resolved, That the Honorable the Senate be, and it is hereby respectfully requested to return to this House Assembly Bill entitled "An Act authorizing the Official Publication of the Laws and Resolutions passed by the Third Ses-

sion of the State Legislature in a Newspaper," the same having been transmitted for its concurrence without the title having been read and approved.

Resolved, That the Clerk of the House be, and he is hereby ordered to transmit a copy of the above resolution to the Senate.

Laid on the table.

On motion of Mr. Bence, the Committee on Ways and Means had leave to withdraw Assembly Bill No. 38, entitled "An Act authorizing the Sale and Exchange of certain State Bonds, levying a Tax to provide means for their Payment, and providing for the surrender of Bonds now outstanding," for clerical correction.

Mr. Tennant moved, that the House now take up Assembly Bill No. 49, "An Act to change the County Seat of Nye County, and act upon the reports thereon."

Mr. Jones moved to amend by allowing the bill to take its regular course.
Adopted.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 28th, 1867. }

To the Hon. the Assembly :

I am directed to transmit for the consideration of your hon. body, Senate Bill No. 31, "An Act concerning the Office of Public Administrator," which passed the Senate on Saturday the 26th inst.

Yeas, 16; Nays, 0.

Also, Senate Memorial and Joint Resolution No. 60, in relation to the United States Branch Mint located at Carson City in the State of Nevada, the same having passed on the same day.

Yeas, 16; Nays, 0.

I am also instructed to return to you Assembly Bill No. 5, "An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, A.D. 1867," the same having been amended as follows, to wit:

In the first line of the title of the bill strike out the word "two," and insert in lieu thereof the word "three." Also, in the first line of section one, strike out after the word "Buel," the word "and." And in the same line, after the word "Lockhart," and before the word "together," insert the words "and C. B. Brooks."

The following additional section has also been added :

Section Two. The sum of eighteen hundred dollars is hereby appropriated out of any moneys in the General Fund not otherwise specifically appropriated for the purpose of defraying the expenses of the Commissioners appointed by section one of this Act. And the Controller of State is hereby authorized and required to draw his warrants on said Fund in favor of D. E. Buel, J. T. Lockhart and C. B. Brooks, said Commissioners, in the sum of six hundred dollars each.

And with said foregoing Amendments the bill passed the Senate by the following vote :

Yeas, 16; Nays, 5.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 31, as per Message, entitled "An Act concerning the Office of Public Administrator." Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Senate Memorial and Joint Resolution No. 60, as per Message. Read first time; rules suspended; read second time by title.

Mr. Tennant moved that the Memorial and Resolution be referred to the Committee on Federal Relations.

Mr. Munckton moved to amend by further suspending the rules, and reading the Memorial and Resolution a third time, and place it upon its final passage.

Lost.

And referred to Committee on Federal Relations, with instructions to report to-morrow.

Assembly Bill No. 5, as per Message, "An Act to create two additional Commissioners to represent the State of Nevada."

The House refused to concur in Senate amendments to the bill by the following vote:

YEAS—Mr. St. Clair—1.

NAYS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Welch—32.

And the Clerk was instructed to inform the Senate that the Assembly had refused to concur in the amendments as made by them, and request that they do recede from the same.

NOTICES.

Mr. Tennant gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled an Act supplementary to an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29, 1861."

Mr. Swaney gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled 'An Act to repeal or amend the charter of the Town of Gold Hill, and to provide for the payment of the outstanding Indebtedness of the same, and provide for the government of the Town of Gold Hill.'"

Mr. Dana gave notice that he would, at some future day, ask leave to introduce a bill for "An Act to amend an Act entitled 'An Act relating to Officers, their qualifications, times of election, terms of office, official duties, resignation, removals, vacancies in office, and the mode of supplying the same, misconduct in office, and to enforce official duty.'"

Mr. Tennant, pursuant to notice, introduced Assembly Bill No. 41, entitled "An Act for the Relief of James Lefflingwell, ex-Sheriff of Lander County."

Read first time; rules suspended; read second time by title, and referred to the Lander County delegation.

Mr. Strother (by leave) introduced Assembly Bill No. 42, entitled "An Act to authorize District Judges to sign Records and settle Statements."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Dana, pursuant to notice, introduced Assembly Bill No. 43, entitled "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose."

Read first time; rules suspended; read second time by title; usual number of copies ordered printed, and referred to the Committee on State Institutions.

Mr. Dorsey, pursuant to notice, introduced Assembly Bill No. 44, entitled "An Act amendatory of and supplementary to an Act entitled 'An Act defining the time of commencing Civil Actions,' approved November 21st, 1861, and to repeal Acts amendatory of said Act."

Read first time; rules suspended; read second time by title; usual number of copies ordered printed, and referred to the Judiciary Committee.

Mr. Grimes, pursuant to notice, introduced Assembly Bill No. 45, entitled "An Act to provide for the Payment of Outstanding Warrants against the 'Transcript Fund' of Churchill County."

Read first time; rules suspended; read second time by title, and referred to the Churchill County delegation.

Mr. Julien (by leave) introduced Assembly Bill No. 46, entitled "An Act to provide for canceling Unclaimed Warrants and other County Indebtedness."

Read first time; rules suspended; read second time by title, and referred to Committee on Ways and Means.

On motion, at five minutes to one o'clock, the House took a recess until 1½ o'clock P.M.

House called to order at 1½ o'clock.

No quorum present.

On motion of Mr. Julien, a call of the House was made.

Roll called.

Several members appearing at the bar,

Mr. Julien moved the further call of the House be dispensed with.

Agreed to.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 28th, 1867. }

To the Honorable the Assembly:

I am directed to return the following Assembly Concurrent Resolutions to your honorable body, the same having passed the Senate this day unanimously, to wit:

No. 26, granting leave of absence to W. K. Parkinson.

No. 27, relating to Constitutional Debates.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

THIRD READING OF BILLS.

Assembly Bill No. 27, entitled "An Act to amend an Act entitled 'An Act concerning District Attorneys,' approved March 11th, 1865, and February 26, 1866.

The amendment of Mr. Bence, which was pending, was lost, and bill ordered engrossed for third reading.

Senate Bill No 15, entitled "An Act to repeal an Act to establish a Standard of Weights and Measures," approved February 28, 1866.

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Dorsey, Dana, Folsom, Grimes, Groves,

Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—31.

NAYS—0.

Substitute Senate Bill No. 5, entitled "An Act providing for the Release of Sureties on Official Bonds and Undertakings."

On motion of Mr. Julien, in section two, seventeenth line, after the word "personally," the word "Auditor" was stricken out, and the words "County Clerk" inserted in lieu thereof.

Also, in the eighteenth line, same section, after the word "the" and before the word "is" was stricken out, and the words "County Clerk" inserted in lieu thereof.

Also, in the twentieth line, same section, after the word "County," the word "Clerk" was stricken out, and the word "Auditor" inserted in lieu thereof.

Bill read a third time, and lost by the following vote:

YEAS—Messrs. Cullen, Horton, Jacobs, Lammon, Munckton, Parmater, Parker, Prince, Stampley, Swaney, and Mr. Wingate—11.

NAYS—Messrs. Bence, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Julien, Jones, Koneman, Lissak, Mallory, Mayhugh, Mitchell, Poor, Potter, Roney, St. Clair, Strother, Walton, Welch, and Mr. Speaker—22.

Assembly Bill No. 23, entitled "An Act providing for the Release of Sureties on Official and other Bonds and Undertakings."

Was passed on File.

Assembly Bill No. 3, entitled "An Act supplementary to an Act entitled 'An Act for securing Liens to Mechanics and others,'" approved November 21st, 1861.

Rules suspended; bill considered engrossed; read a third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Dorsey, Dana, Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—33 [32].

NAYS—0.

Mr. St. Clair moved to adjourn.

Lost.

Assembly Bill No. 28, entitled "An Act to amend an Act to revise an Act entitled an Act to amend section 219 of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 6th, 1865; and to amend section 243 of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 3, 1866."

On motion of Mr. Julien, the vote by which the bill was ordered engrossed was reconsidered.

The House resolved itself into a Committee of the Whole, the Speaker in the chair.

In time the Committee rose, and reported the bill back to the House amended without recommendation.

Report adopted, and Committee discharged.

Mr. Julien moved to indefinitely postpone the bill.

Lost.

Mr. Mayhugh moved that the bill be referred to the Judiciary Committee with instructions to strike out the words "one hundred," and insert the word "seventy-five."

Lost.

Mr. Julien moved that the bill be engrossed.

Lost.

On motion of Mr. Mayhugh, the bill was made the special order for Thursday, at 12 o'clock M.

Assembly Joint Resolution No. 2, appointing a Commissioner to negotiate for the extension of the time for the Payment of certain Bonds therein named.

Mr. Lammon moved to adjourn.

Lost.

And resolution ordered engrossed.

Assembly Memorial to Congress No. 18, asking a reduction of Freight and Fare upon the Central Pacific Railroad of California.

Read a third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, and Welch—31.

NAYS—Messrs. Prince, Walton, and Mr. Speaker—3.

Mr. Dorsey gave notice that, on to-morrow, he would make a motion to reconsider the vote by which Substitute Senate bill No. 5, entitled "An Act providing for the Release of Sureties on Official Bonds and Undertakings," was lost.

On motion of Mr. Welch, at three o'clock and twenty-five minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TWENTY-THIRD DAY.

TUESDAY, January 29th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

Prayer by the Chaplain.

The Journal of yesterday, January 28th, read and approved.

Mr. Jones presented a remonstrance from the Legal Voters and Tax Payers of Nye County, against the removal of the County Seat of Nye County from Ione City to Belmont, and moved that the same be laid on the table.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Judiciary beg leave to report the following bills, to wit:

Assembly Bill No. 42, entitled "An Act to authorize District Judges, in certain cases, to sign Records and settle Statements;" they have had the same under consideration, and recommend its passage with the following amendments: Strike out section 3, and insert in lieu thereof a substitute, as follows: "Section 3. Any and all such records signed, and statements or bills of exception so signed and settled by any District Judge, as aforesaid, since the first day of January, 1867, and [are] hereby legalized and made as valid, to all intents and purposes, as though done since the passage of this Act."

The Committee have also had under consideration Assembly Bill No. 15, entitled "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861," and recommend its passage, with the following amendments: In section 4, strike out all after the word "follows," in the third line, and before the second "the" in the thirtieth line, and insert the following:

Any person owing debts to defendant, or having in his possession, or under his control, any credits or other personal property belonging to the defendant, may be required to attend before the Court, Judge, or a referee appointed by the Court or Judge, and be examined on oath respecting the same. And any town, county, or municipal corporation owing debts to the defendant, or having under its control any credits or other personal property belonging to the defendant, may be required by its treasurer, or financial agent, to attend before the Court or Judge, or referee appointed by the Court or Judge, and be examined on oath respecting the same.

E. STROTHER,
Chairman.

By Mr. Jones :

Resolved, That the Committee on Counties and County Boundaries are hereby required to report back to the House instanter House Bill No. 13, "An Act amendatory of and supplementary to an Act entitled 'An Act to create the County of Lincoln, and provide for its Organization,' approved February 26th, 1866."

Lost.

Mr. Speaker:

Your Standing Committee on Internal Improvements, to whom was referred Assembly Bill No. 35, entitled "An Act supplementary to an Act to allow any person or persons to divert the Waters from any River or Stream," reports that the Committee have had the same under consideration; have come to an unfavorable conclusion thereon; and recommend its indefinite postponement for the following reason: there being a law on the Statutes covers the relief asked.

GEORGE MUNCKTON,
Chairman.

Also, Assembly Bill No. 31, entitled "An Act in relation to Public Highways," reports that the Committee have had the same under consideration; have come to an unfavorable conclusion thereon, and recommend its indefinite postponement for the following reasons, to wit: A large number of the counties of this State have almost exclusively toll roads, consequently no roads to expend the money on, as is contemplated in this bill. We would recommend the passage of such a bill, if it can be drawn up so that it will apply to only such counties as may need such a law; provided, that it can be done without conflicting with the Constitution—a proposition we very much doubt.

GEORGE MUNCKTON,
Chairman.

Mr. Tennant asked further time to report on Memorial relating to the Mint. Granted.

Mr. Speaker :

Your Standing Committee on Public Lands, to whom was referred Assembly Bill No. 25, entitled "An Act concerning the Location and Possession of Wood Lands and Mill Sites," beg leave to report that they have had the same under consideration, and recommend its passage with the following amendment, to wit: Strike out of the eighth line of section three, after the word "county," the word "clerk," and insert in lieu thereof the word "recorder." All of which is respectfully submitted.

H. H. BENCE,
Chairman.

Mr. Speaker :

Your Committee on Enrollment report that Assembly Concurrent Resolution No. 27, relating to Constitutional Debates, has been carefully compared with the engrossed copy, as passed by the two Houses; found correctly enrolled; and that the same has this day been delivered to the Secretary of State for filing; also, Assembly Concurrent Resolution No. 26, granting Leave of Absence to W. K. Parkinson, has been carefully compared with the engrossed copy, as passed by the two Houses; found correctly enrolled; and that the same has this day been delivered to the Secretary of State for filing.

D. A. HORTON,
Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed, viz: Assembly Bill No. 27, "An Act to amend an Act entitled 'An Act concerning District Attorneys,' approved March 11th, 1865, approved February 26th, 1866."

Also, Assembly Joint Resolution No. 22, appointing a Commission to negotiate for the Extension of the Time for Payment of certain Bonds therein named.

T. V. JULIEN,
Chairman.

Mr. Speaker :

Your Standing Committee on Mines and Mining Interests, to whom was referred Senate Bill No. 64, entitled "An act to amend an Act entitled 'An Act to provide for the Formation of Corporations for certain purposes,'" beg leave to report that they have had the same under consideration, and have come to a favorable conclusion thereon, and have directed their chairman to report the same back to the House without amendment, and recommend that said bill do pass.

All of which is respectfully submitted.

JOHN S. MAYHUGH,
Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. Jacobs, from the Select Committee consisting of the Lander County delegation, to whom was referred Assembly Bill No. 41, entitled "An Act for the Relief of James Leffingwell, ex-Sheriff of Lander County," reports that the del-

egation have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

T. J. TENNANT,	} Lander Co. Delegation.
ROBT. CULLEN,	
J. M. DORSEY,	
J. R. JACOBS,	

Mr. St. Clair, from the Select Committee consisting of the Churchill County delegation, to whom was referred Assembly Bill No. 45, entitled "An Act to provide for the payment of Outstanding Warrants against the Transcript Fund of Churchill County," reports that the Committee have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

J. A. ST. CLAIR,
Chairman.

Mr. Prince asked leave to withdraw his name from the Committee to investigate alleged fraud and corruption in the late Senatorial election.

House refused to excuse.

Mr. Dorsey, pursuant to notice, moved to reconsider the vote by which Senate Bill No. 5, entitled "An Act providing for the Release of Sureties on Official Bonds and Undertakings,"

Was lost on yesterday.

Mr. St. Clair moved to lay the motion on the table.

Lost; and original motion agreed to, and bill recommitted to the Judiciary Committee.

Mr. Welsh introduced Assembly Concurrent Resolution No. 29, instructing the Secretary of State to deliver copies of the Constitutional Debates to the Secretary and Assistant Secretary of the Constitutional Convention.

Mr. St. Clair moved that the words "four" and "two" be stricken out, and the word "one" inserted.

Agreed to.

Mr. Munckton moved to amend by inserting after the word "copy," and before the word "of," the words "Sergeant-at-Arms and Assistant Sergeant-at-Arms each one copy."

Agreed to.

Mr. Mayhugh moved to amend by inserting after the words "A Sergeant-at-Arms" the words "and to the three Chaplains of the Convention."

Lost.

Mr. Julien moved to indefinitely postpone the whole subject matter.

Lost.

Mr. Mayhugh moved to make the resolution the special order for March 1, 1867.

Lost, and resolution as amended adopted.

By Mr. Lammon:

Resolved, That the Chairman of such Standing Committees as have been allowed one clerk be, and are hereby authorized to appoint the same.

Laid on the table.

Resolved further, That the resolution adopted January 11, 1867, relative to the same, be rescinded.

Lost.

Mr. Mayhugh, pursuant to notice, introduced Assembly Bill No. 47, entitled "An Act to prescribe the Number of Hours which shall constitute a Legal Day's Labor in certain cases."

Read first time; rules suspended; read second time by title, and referred to the Committee on Mines and Mining Interests.

Mr. Tennant, pursuant to notice, introduced Assembly Bill No. 48, "An Act supplementary to an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved Nov. 29th, 1861."

Rules suspended; bill read first and second time by title, and referred to the Judiciary Committee.

THIRD READING OF BILLS.

Assembly Bill No. 27, "An Act to amend an Act entitled 'An Act concerning District Attorneys.'"

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—33.

NAYS—None.

Assembly Joint Resolution No. 22, appointing Commissioners to negotiate for the Extension of the Time for the Payment of certain Bonds therein named.

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Munckton, Poor, Parker, Prince, Roney, Swaney, Tennant, Wingate, Walton, and Mr. Speaker—25.

NAYS—Messrs. Horton, Julien, Mayhugh, Mitchell, Parmater, Potter, St. Clair, Strother, and Welch—9.

The House resolved itself into the Committee of the Whole for the consideration of Senate Bill, and Substitute Assembly Bill, entitled "An Act to change the County Seat of Nye County."

In time the Committee rose; reported the bill back to the House, and recommended that the bill be referred to a Special Committee of five.

Report of Committee adopted, and Committee discharged.

On motion of Mr. Bence, the Special Committee was appointed by the Chair, consisting of Messrs. Bence, Groves, Jones, Mayhugh, and Mr. Jacobs.

On motion of Mr. Mitchell, the Committee were instructed to report tomorrow, at 12 o'clock M.

Mr. Mayhugh was excused from serving on the Committee, and Mr. Poor was appointed in his place.

At 11 minutes to 1 o'clock, the House took a recess until 1 o'clock P.M.

House called to order at 1 o'clock P.M.

Quorum present.

Mr. Mallory asked leave of absence for Mr. Cary for two days.

Leave granted.

On motion of Mr. Julien, the House resolved itself into a Committee of the Whole, Mr. Speaker in the chair, for the consideration of the General File.

In time the Committee rose, and reported that the Committee of the Whole had had under consideration Assembly Bill No. 22, entitled "An Act to provide for the Organization of the Assembly at the Commencement of each Session."

Amended by Committee, and reported back to the House as amended, and without recommendation.

Report of Committee adopted, and referred to the Judiciary Committee.

Also, Assembly Bill No. 23, "An Act to provide for the Release of Sureties on Official Bonds and Undertakings."

Reported back to the House without recommendation.

Report of Committee adopted, and bill ordered engrossed.

Also, Assembly Bill No. 42, "An Act to authorize District Judges in certain cases to sign Records and settle Statements."

Amendments of Committee adopted, and bill reported back to the House, and its passage recommended.

Report of Committee adopted, and bill ordered engrossed.

Assembly Bill No. 15, "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the State of Nevada.'"

Amendment of Committee adopted, and bill reported back to the House, and its passage recommended.

Report of Committee adopted, and bill ordered engrossed.

Assembly Bill No. 35, "An Act supplemental to an Act entitled 'An Act to allow any person or persons to divert the Waters of any River or Stream, and run the same through any Ditch or Flume, and to provide for the Right of Way through the Lands of others,' approved March 3d, 1866."

Reported back to the House, and its indefinite postponement recommended.

Report of Committee adopted, and bill indefinitely postponed.

Assembly Bill No. 31, entitled "An Act in relation to Public Highways."

Reported back to the House, and its indefinite postponement recommended.

Report of Committee adopted, and bill indefinitely postponed.

Assembly Bill No. 25, entitled "An Act concerning the Location of Wood Lands and Mill Sites," amended in Committee, and reported back to the House with the recommendation that the bill be considered engrossed and placed upon its final passage.

Report of Committee adopted, and bill ordered engrossed.

Assembly Bill No. 41, entitled "An Act for the Relief of James Leffingwell, ex-Sheriff of Lander County."

Reported back to the House, and its passage recommended without amendment.

Report of Committee adopted.

Rules suspended; bill considered engrossed; read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Dorsey, Dana, Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—30.

NAYS—None.

Senate Bill No. 64, "An Act to amend an Act entitled 'An Act to provide for the formation of Corporations for certain purposes,'" reported back to the House without amendments, and its passage recommended.

Report of Committee adopted.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cullen, Dana, Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—29.

NAYS—None.

Assembly Bill No. 45, entitled "An Act to provide for the Payment of Outstanding Warrants against the Transcript Fund of Churchill County."

Bill reported back to the House without amendments, and its passage recommended.

Report of Committee adopted.

Rules suspended ; bill considered engrossed ; read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cullen, Caldwell, Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—28.

NAYS—None.

On motion of Mr. Munckton, at 3 o'clock P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TWENTY-FOURTH DAY.

WEDNESDAY, January 30th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Roll called—all present.

Prayer by the Chaplain.

Journal of yesterday read, corrected, and approved.

Mr. Jones rose to question of privilege in regard to former remarks in relation to the distribution of Debates of Constitutional Convention.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Federal Relations, to whom was referred Senate Memorial and Joint Resolutions in relation to the United States Branch Mint, located at Carson City, in the State of Nevada, have had the same under

consideration, made no amendments, and come to a favorable conclusion, and recommend its passage.

THOS. J. TENNANT,
Chairman.

Mr. Speaker:

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 22, entitled "An Act to provide for the Organization of the Assembly at the Commencement of each Session," have had the same under consideration, and beg leave to report a substitute bill, and recommend its passage.

E. STROTHER,
Chairman.

Mr. Speaker:

Your Standing Committee on Engrossment report that they have examined the following Assembly Bills, and found the same correctly engrossed, viz:

Assembly Bill No. 15, "An Act to amend an Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada."

Also, Assembly Bill No. 23, "An Act providing for the Release of Sureties on Official and other Bonds and Undertakings."

T. V. JULIEN,
Chairman.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 30, 1867. }

To the Honorable the Assembly:

I am instructed to inform your honorable body that, in accordance with the disagreement of the Senate and Assembly, relative to amendments of the Assembly to Senate Concurrent Resolution No. 18, "Memorializing the Commander of the Division of the Pacific to establish a Fort at or near the junction of the North Fork with the Humboldt River," the Senate have this day appointed Messrs. Hutchins and Mason as a Committee of Conference.

Respectfully,

B. C. BROWN,
Secretary of Senate.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker:

Your Special Committee, appointed to take into consideration certain petitions praying for the passage of a law for the removal of the County Seat of Nye County, by direct Act of the Legislature, in one of which petitions it is charged that fraud has been practiced, beg leave to report that they have examined all such petitions, and other papers and evidence relating thereto, and find as follows:

First—That the petition praying for the removal of the County Seat aforesaid (in which it is charged that fraud exists) contains the names of 81 petitioners, which petitioners indisputably pray for the removal of the County Seat, although there might have been some fraud practiced in relation to the manner in which such removal was to be effected, of which your Committee can find no positive evidence by the petition itself or otherwise.

Second—That the petitions praying for direct Act of the Legislature for the

removal of said County Seat, which are undisputed, contain the names of 314 petitioners.

Third—We find that the petitions remonstrating against the removal of said County Seat contain the names of 156 petitioners, thus having a majority of 158 petitioners in favor of removal of said County Seat by direct Act of the Legislature as prayed for.

In view of the above findings, your Committee respectfully return the petitions and papers connected therewith back to the House, without recommendation.

All of which is respectfully submitted.

H. H. BENCE,
Chairman.

NOTICES.

Mr. Walton gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled an Act to amend an Act entitled 'An Act relating to Sheriffs,' approved November 28, 1861."

Mr. Welch gave notice that he would, at some future day, ask leave to introduce a bill to provide for the Incorporation of a Hospital or Asylum in certain cases.

Mr. Dana gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled an Act to repeal all Acts or parts of Acts conflicting with an Act of Congress entitled 'An Act to protect all persons in the United States in their Civil Rights, and furnish the means of their vindication,' passed April 9, 1866."

Mr. Dana, pursuant to notice, introduced Assembly Bill No. 49, entitled: "An Act for the Protection of Proprietors of Hotels and Lodging Houses."

Read first time; rules suspended; read second time by title, and referred to the Committee on State Institutions.

Mr. Walton moved to have 240 copies printed.

Mr. Welch moved to amend by ordering 100 copies printed.

Lost.

Question recurring upon the original motion, it was lost.

Mr. Parker, pursuant to notice, introduced Assembly Bill No. 50, entitled "An Act to restrict Gaming."

Read first time; rules suspended; read second time by title, and referred to a Select Committee of three, consisting of Messrs. Julien, Walton, and Welch.

On motion of Mr. Julien, Mr. Parker, the author of the bill, was added to the Committee.

On motion of Mr. Mayhugh, Assembly Bill No. 36, "An Act to provide for the Payment of the Indebtedness of Esmeralda County," was ordered printed.

THIRD READING OF BILLS.

Assembly Bill No. 23, entitled "An Act for the Release of Sureties on Official Bonds and Undertakings."

Read third time, and lost by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Groves, Lammon, Munckton, Prince, and Tennant—8.

NAYS—Messrs. Dorsey, Dana, Folsom, Grimes, Huse, Julien, Jones, Jacobs, Koneman, Mallory, Mayhugh, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Wingate, Walton, Welch, and Mr. Speaker—25.

Senate Memorial and Joint Resolution No. 60, in relation to the United States Branch Mint, located at Carson City, in the State of Nevada.

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Wingate, Walton, Welch, and Mr. Speaker—30.

NAYS—Messrs. Dorsey, Huse, Lammon, and Tennant—4.

Assembly Bill No. 15, entitled "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861."

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parker, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—29.

NAYS—None.

Assembly Bill No. 22, entitled "An Act to provide for the Organization of the Assembly at the Commencement of each Session."

Substituted Bill reported by Committee.

Adopted.

On motion, the House resolved itself into Committee of the Whole, the Speaker in the chair, for the consideration of Substituted Bill.

In time the Committee rose, reported the bill back to the House amended, and without recommendation.

Report adopted, and Committee discharged.

On motion of Mr. Mayhugh, the amendment of the Committee of the Whole, to strike off section 2, last line but one, the word "temporary," was adopted.

On motion, the bill was considered engrossed, and read a third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Dana, Folsom, Groves, Horton, Huse, Jones, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Poor, Parmater, Parker, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, and Welch—25.

NAYS—Messrs. Dorsey, Julien, Mitchell, and Mr. Speaker—4.

On motion of Mr. Bence, the House, at 5 minutes to 1 o'clock, took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Roll called.

Quorum present.

On motion of Mr. Julien, the House resolved itself into Committee of the Whole, for the consideration of Senate Bill No. 49, entitled "An Act to remove the County Seat of Nye County," and Substitute Assembly Bill.

In time the Committee rose, reported the bill back to the House, and recommended the passage of Senate Bill without amendment.

Report received, and Committee discharged.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cullen, Caldwell, Dorsey, Dana, Groves, Horton, Huse, Jacobs, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Potter, Roney, Stampley, Tennant, Wingate, Walton, Welch, and Mr. Speaker—23.

NAYS—Messrs. Folsom, Grimes, Julien, Jones, Koneman, Mallory, Parker, Swaney, and Strother—9.

Assembly Bill No. 91, as passed by the two Houses in the year 1866, entitled "An Act to prevent Unlicensed Gaming, and to provide for the issuance of Licenses for the same," was taken up.

Bill read, together with the Veto Message containing the objections of the Governor, as follows :

STATE OF NEVADA, EXECUTIVE DEPARTMENT,
Carson City, March 10th, 1866. }

To the Hon. C. N. Noteware, Secretary of State of the State of Nevada :

I herewith transmit to you, without approval, Assembly Bill No. 91, entitled "An Act to prevent Unlicensed Gaming, and to provide for the issuance of Licenses for Gaming," said bill having been transmitted to me from the Hon. Assembly of Nevada, on the first day of March instant, the day of the final adjournment of the Legislature by which it was passed.

The following objections to this bill present themselves to my mind :

The title, as above given, fully discloses its purposes : To make lawful certain species of gaming which, by existing statutes, are unlawful ; to protect, by legal enactment, certain acts which our Criminal Code visits with severe penalties. Whilst I regret to know that a respectable majority of both branches of the Legislature gave their sanction to this bill, and its approval has been most persistently urged by many citizens of reputable position in the community, yet, when to me is presented the alternative of approving or vetoing a measure of such character, which, in effect, not only repeals certain features of our Criminal Code, wisely ordained, but, furthermore, imparts validity to practices universally regarded as vices most pernicious in their influence on society, I have no hesitation in determining the course of action which duty demands of me. Experience may have proven the fact to be that such prohibitory laws as we now have, or as found in other States, have not been sufficient to suppress the vice of gambling ; so may it be said with respect to laws designed to prevent the commission of all other public offenses, yet, because of this, it would be an insufficient reason why vice or crime shall be made respectable and lawful by the payment of a trifling pecuniary consideration to the License Tax Collector. There is probably no State of the Union by the laws of which gambling is not regarded as a public offense, and punished by adequate penalties ; and I know of none which legalizes the establishment of gambling houses. I would regret that our young State should be the first to pursue a line of policy so utterly at variance with the experience of others. I cannot consistently approve such legislation.

The bill, with these objections, you will lay before the next Legislature, when organized, for its further consideration, first in the Assembly.

Respectfully submitted,

H. G. BLASDEL,
Governor.

The question being: Shall the bill pass, notwithstanding the objections of the Governor? the yeas and nays were called, and the objections of the Governor sustained by the following vote:

YEAS—Messrs. Dorsey, Huse, and Lammon—3.

NAYS—Messrs. Bence, Cullen, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampely, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—30.

On motion of Mr. Mayhugh, at 3 o'clock and 10 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TWENTY-FIFTH DAY.

FRIDAY, January 30th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

On motion of Mr. Mayhugh, the reading of that portion of the minutes relating to the Governor's Message was dispensed with.

On motion of Mr. Mayhugh, Assembly Bill No. 30 was referred to the Committee on Ways and Means, with instructions to report at 1 o'clock P.M. to-day.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Judiciary, to whom was referred the following bills, to wit:

Senate Bill No. 31, entitled "An Act concerning the Office of Public Administrators," report that the Committee have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

Also, Assembly Bill No. 44, entitled "An Act amendatory of and supplementary to an Act entitled 'An Act defining the time of commencing Civil Actions,' approved November 21st, 1861, and to repeal Acts amendatory of said Acts." Your Committee recommend its passage without amendments.

Also, Assembly Bill No. 48, entitled "An Act supplementary to an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29th, 1861." Your Committee recommend that it do not pass.

E. STROTHER,
Chairman.

Mr. Speaker :

Your Committee on State Institutions, to whom was referred Assembly Bill No. 43, entitled "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose," beg leave to report, that they have had the same under consideration, and instructed their chairman to report favorably thereon, and recommend its passage.

GEO. H. DANA,
Chairman.

Mr. Mitchell introduced the following Assembly Concurrent Resolution No. 30, relative to Constitutional Debates.

Adopted.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed, viz :

Assembly Bill No. 25, "An Act concerning the Location and Possession of Wood Lands and Mill Sites."

Also, Assembly Bill No. 42, "An Act to authorize District Judges to sign Records and settle Statements."

T. V. JULIEN,
Chairman.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 30th, 1867. }

To the Hon. the Assembly :

I am instructed to inform your honorable body that the Senate refuses to recede from its amendments to Assembly Bill No. 5, relating to Commissioners to the World's Fair at Paris, and the following Committee of Conference has been appointed to confer with like Committee of your honorable body in relation thereto, viz :

Messrs. Grey, Proctor, and Hutchins.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

On motion of Mr. Horton, a Conference Committee of three members, consisting of Messrs. Horton, Prince, and Potter, were appointed.

On motion of Mr. Tennant, Mr. Dorsey was added to the Committee.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, January 30th, 1867. }

To the Hon. the Assembly :

I am directed to return to your honorable body Assembly Bill No. 24, "An Act authorizing the Official Publication of the Laws and Resolutions passed by the Third State Legislature, in a Newspaper," the same having passed the Senate.

Also, Assembly Concurrent Resolution No. 29, instructing the Secretary of State to deliver copies of the Constitutional Debates to the Secretary and Assistant Secretary of the Constitutional Convention, which passed the Senate this day.

I am also instructed to transmit for the consideration of your honorable body, Senate Joint Resolution No. 67, in relation to Weights and Measures, which also passed the Senate this day.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Joint Resolution No. 67, in relation to Weights and Measures.

Read first time; rules suspended; read second time by title; rules further suspended; read a third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampely, Swaney, Strother, Tennant, Wingate, Welch, and Mr. Speaker—34.

NAYS—0.

NOTICES.

Mr. Walton gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act to regulate the Civil Jurisdiction and Practice in Justices' Courts, and to Consolidate into one Act former provisions on the subject.'"

Mr. Parmater gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend section 83 of an Act to provide Revenue for the Support of the Government of the State of Nevada, approved March 9th, 1865."

Mr. Welch, pursuant to notice, introduced Assembly Bill No. 51, entitled "An Act for the Incorporation of Hospitals or Asylums in certain cases."

Read first time; rules suspended; read a second time, and referred to the Committee on Corporations, and ordered printed.

(By leave) Report of Committee on Ways and Means:

Mr. Speaker:

Your Standing Committee on Ways and Means, to whom was recommitted Assembly Bill No. 38, entitled "An Act authorizing the Issuance, Sale, and Exchange of certain State Bonds, Levying a Tax to provide means for their Payment, and providing for the Surrender of Bonds now Outstanding," with instructions to report thereon at one o'clock this day, beg leave to report that they have considered the same, and have made some amendments thereto, as follows:

In section 1, line 20, after the word "and" and before the word "shall" insert the words "said Bonds."

In section 1, line 33, after the word "the" and before the word "seal" insert the word "great."

In section 1, line 34, before the word "State" strike out the word "Treasurer of the."

In section 5, line 6, after the word "of" strike out the words "fifty-five" and insert in lieu thereof the word "seventy."

In section 11, line 1, strike out the words "Three thousand" and insert in lieu thereof the words "Fifteen hundred." Strike out the word "March" whenever it occurs in the bill, and insert in lieu thereof the word "April."

Also, insert the following additional section:

Section 12. All laws or parts of laws, in conflict with the provisions of this Act, are hereby repealed.

Your Committee respectfully recommend the passage of the bill, and beg leave to offer the following reasons, viz :

A few days since an Act entitled "An Act authorizing the Issuance and Sale of certain State Bonds, and Levying a Tax to provide means for the Payment thereof," was passed by both Houses of the Legislature, and sent to the Governor for his approval.

The Governor returned the same, without approval, on the last day on which he could constitutionally do so; before however it was returned the Senate had adjourned for the day, thereby defeating the intention of the Executive. Without waiting to inquire whether that bill under the circumstances is, or is not, a law, it is certain that so much doubt exists as to that question, that, in the opinion of your Committee the bonds could not be sold under its provisions: we therefore recommend the passage of the bill we have reported with amendments, believing it to be better for the interest of the State in many respects.

For the present year, the State taxes under the limitations of the Constitution cannot be raised above \$1 25 on the hundred dollars. Five cents of this \$1 25 is appropriated by the Constitution to School purposes. Twenty-five cents are solemnly pledged to redeem the Territorial debt, funded in 1865, leaving only ninety-five cents of the above tax at the disposal of this Legislature.

Out of this ninety-five cents, together with the revenue derived from poll tax, stamp tax, passenger tax, and some other incidental sources of revenue of insignificant amount, the Legislature has to provide for the bonds to be issued under the provisions of this Act, the outstanding Territorial bonds issued February, 1864, amounting with interest to about \$136,000, the Soldiers' Fund warrants, to the amount of about \$80,000, and the current expenses of State Government.

If more than seventy cents are appropriated to the payment of these bonds, it will be impossible to meet the other liabilities and pay the current expenses of the State.

The first Act provides for paying nothing on the Bonds, except the interest, until there is money in the Treasury sufficient to pay the whole amount. To keep so large an amount in the Treasury, is running unnecessary risk. Much of the money would thus be liable to be stolen, or otherwise lost, for a period of two or three years. Bills heretofore passed similar to this were for only one year. The inconvenience of leaving the State Treasury without funds for a portion of the year has been seriously felt, and has been a great injury to the State. If this were extended through a period of three years, it would result in great confusion—State scrip would be nearly worthless. The next Legislature that meets would be without money, and find the State affairs in deplorable condition.

The bill which the Committee have reported back has many advantages. Only seventy cents on the hundred dollars being levied to pay these bonds, a part of the Property Tax is left to meet the Territorial debt, and pay the ordinary expenses of the State.

It may be objected that the per centage levied will not pay the bonds by the time they fall due. This is not a serious objection, for these reasons: In the first place, it is very hard to say whether the per centage levied will or will not pay the \$300,000 in four years. If the State advances in prosperity for the next four years, as your Committee think it will, the per centage levied will pay off the whole debt, or, at least, the largest part of it. But, admitting that it will not pay the entire debt in four years, it will not be an objection to capitalists loaning

the money, for the reason that the bill cannot be repealed or the tax diminished until the whole debt is paid, whether it be four or ten years. It will be no detriment to the State, for the reason that the Legislature that meets in 1869 or in 1871, may either of them have the opportunity of borrowing the money on better terms. The bonds are payable the first of April, 1871; but, with the privilege on the part of the State of retiring them at any time after the first of April, 1869: thus, the next or second Legislature can provide for retiring the bonds then outstanding, should they desire to do so. Should they not be able to obtain the money on better terms, no more legislation will be necessary. The bonds are made payable the first day of April, 1871; but the bill clearly contemplates that they may run longer. It provides for the payment of interest and the accumulation of a sinking fund until they are all paid, whatever period of time that may take; consequently, those who take the bonds will take them understanding the law. It would not be considered any breach of faith on the part of the State even if the Bonds were not all paid at maturity, provided she honestly levies and collects the annual tax, pays the interest, and appropriates a reasonable sum annually for the gradual redemption of the bonds.

Your Committee favor the opinion that the bonds would be more saleable if it was certain that it would require eight or ten years, instead of four years, to pay them.

They are made payable the first of April rather than February, so succeeding legislatures may have time to pass any law they see fit before the bonds become due, whereby the State may either contract with bond-holders for the extension of the time of payment of outstanding bonds, or arrange for the issuance and sale of other bonds.

While your Committee have recommended the amendment of the bill by inserting seventy cents instead of fifty-five as the amount to be appropriated for meeting the principal and interest on the \$300,000 to be borrowed, they have done so in deference to the opinion and wishes of other members of the House; it is nevertheless the unanimous opinion of your Committee fifty cents would be sufficient for the payment of the interest and the creating of reasonable sinking fund for the ultimate payment of this debt.

We think that that per centage would not produce less than \$66,000, in gold coin, the first year; and that the amount would annually increase. We are of the opinion that this would not pay the whole debt in four years, but it would certainly pay one-third, and perhaps one-half or two-thirds, within that time.

At the end of four years, the State can probably borrow money on more reasonable terms than at present.

By appropriating only 55 cents of the tax to this purpose, the Legislature will be better able to provide for other liabilities, and the bonds would be equally saleable, as we think we have already shown.

If the Public Lands are sold to any extent within the next two or four years, the State will have a fund to be invested, and she could not do better than to invest it in State bonds at ten per cent. per annum, to run, say, twenty years. This would probably enable the State to take up all these bonds within from two to four years.

All of which is respectfully submitted.

JOHN M. DORSEY, Chairman,
T. B. PRINCE,
J. L. SWANEY,
A. KONEMAN,
W. CALDWELL,
H. H. BENCE.

Mr. Dorsey moved that the House resolve itself into a Committee of the Whole, for the consideration of the bill at this time.

Mr. Mayhugh moved to amend, by passing the bill to the General File, first in order.

Agreed to.

Special order for 12 o'clock M.

Assembly Bill No. 28, entitled "An Act to amend an Act entitled an Act to revise an Act entitled an Act to amend section two hundred and nineteen of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 21st, 1861, approved March 6, 1865; and to amend section two hundred and forty-three of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29th, 1861, approved March 3, 1866."

On motion of Mr. Mayhugh, the bill was amended in section 1, 10th subdivision, by striking out one hundred dollars and inserting seventy-five dollars.

On motion of Mr. Mayhugh, the bill was considered engrossed, and placed upon its final passage.

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Swaney, Tennant, Wingate, Walton, and Mr. Speaker—31.

NAYS—Messrs. Dorsey, Strother, and Welch—3.

Mr. Bence moved that the House resolve itself into a Committee of the Whole for the consideration of Assembly Bill No. 38, entitled "An Act authorizing the Issuance, Sale and Exchange of certain State Bonds, levying a Tax to provide means for their Payment, and provide for the Surrender of Bonds now outstanding."

Mr. Julien moved to amend by passing the bill on the General File.

Lost.

Original motion carried, and Mr. Mitchell called to the chair.

In time the Committee rose, and reported the bill to the House, amended as per report of Committee, and recommended its passage.

Report adopted, and Committee discharged.

On motion of Mr. Bence, the rules were suspended, bill considered engrossed, and placed upon its final passage.

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Groves, Huse, Jones, Jacobs, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampely, Swaney, Strother, Tennant, Wingate, and Welch—28.

NAYS—Messrs. Grimes, Horton, Julien, and Lammon—4.

On motion of Mr. Bence, the title was amended as follows:

By adding at the end of the present title the words "and to repeal all laws in conflict therewith."

On motion of Mr. Mayhugh, at 1 o'clock and 40 minutes the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TWENTY-SIXTH DAY.

FRIDAY, February 1st, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Roll called.

All present.

Prayer by the Chaplain.

Mr. Speaker in the chair.

Journal of yesterday, January 31st, read and approved.

Mr. Swaney asked leave of absence for Mr. Parker for two days.

Leave granted.

Mr. Bence asked indefinite leave of absence for Mr. Lissak.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Substitute Senate Bill No. 5, entitled "An Act providing for the Release of Sureties on Official Bonds and Undertakings," have had the same under consideration; have made the following amendments thereto; have come to a favorable conclusion thereon, and recommend its passage:

In section three, 14th line from top, after the word "file" and before the word "separate," insert "and serve."

At the end of section three, add the following:

Whenever, by operation of this Act, the functions of any Sheriff shall become suspended, it shall be the duty of the Clerk, with whom the statement, as hereinbefore provided, shall have been filed, to notify the acting Coroner of the county forthwith of such suspension; and, upon being so notified, such Coroner shall succeed to all the powers, and discharge all the duties of Sheriff of his county, pending such suspension of the functions of the Sheriff.

E. STROTHER,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 16, entitled "An Act to amend an Act entitled 'An Act to further amend an Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 1st, 1866," beg leave to report that they have had the same under consideration, and directed their chairman to report the bill back to the House, and recommend its indefinite postponement.

Respectfully submitted,

J. M. DORSEY,
Chairman.

Mr. Speaker:

Your Committee on Enrollment, reports that Assembly Bill No. 24, entitled "An Act authorizing the Official Publication of the Laws and Resolutions passed by the Third State Legislature, in a Newspaper," has been carefully compared with the engrossed bill, as passed by the two Houses, found correctly enrolled, and that the same will this day be delivered to the Governor for his approval.

D. A. HORTON,
Chairman.

Mr. Mayhugh introduced Assembly Concurrent Resolution No. 32, relating to the State Prison.

Adopted.

Mr. Munkton introduced Assembly Concurrent Resolution No. 33, relating to the State Prison.

Adopted.

RESOLUTION.

By Mr. Mayhugh:

Resolved, That the Judiciary Committee be instructed to examine into and report to this House, at as early day as practicable, as to the legal power of the present Legislature to alter or amend the charter of any Toll Road Company that *have* been heretofore chartered by the Territorial and State Legislature since organization of the Territorial and State Governments; or of any Toll Road Company, organized under the provisions of an Act entitled "An Act to provide for Constructing and Maintaining Toll Roads and Bridges in this State," approved March 8th, 1865.

Adopted.

NOTICES.

Mr. Swaney gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to legalize Primary Elections, and to regulate the same."

Mr. Stampley gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29, 1861, approved March 9, 1865."

Also, for an Act entitled "An Act to amend section 24 of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice in the Territory of Nevada,' approved February 20, 1864."

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, Feb. 1, 1867.

To the Hon. the Assembly:

I am instructed to return to your honorable body Assembly Bill No. 8, "An Act authorizing Married Women to transact Business in their own Names as Sole Traders," which passed the Senate on yesterday, without amendments.

I am also directed to transmit for your consideration Senate Concurrent

Resolution No. 92, in relation to printing the Reports of the Directors of State Library and State Librarian, which also passed on yesterday unanimously.

Also, Senate Bill No. 91, "An Act authorizing a State Loan, and levying a Tax to provide means for the Payment thereof," which passed the Senate this day.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 92, as per Message, in relation to printing the Reports of Directors of State Library and State Librarian.

Read, and passed unanimously.

Senate Bill No. 92, as per Message, entitled "An Act authorizing a State Loan, and levying a Tax to provide means for the Payment thereof."

Read first time; rules suspended; read second time by title.

Mr. Julien moved that the rules be further suspended.

Bill read third time, and placed upon its final passage.

Mr. Koneman moved to amend by referring to the Committee on Ways and Means.

Mr. Munkton introduced the following resolution as a substitute for the whole subject matter:

Resolved, by the Assembly, the Senate concurring, That a Special Committee of three be appointed by each branch of the Legislature to confer with the Governor, relative to the two Bond Bills, one of which passed the Assembly on yesterday, the other the Senate this day.

Lost, and motion of Mr. Koneman agreed to.

Mr. Mayhugh moved that the Committee be instructed to report the bill back to the House at 1 o'clock P.M.

Mr. Bruce moved to amend: That the Committee report on Monday next, at 12 o'clock M.

A division was called for.

Mr. Julien raised a point of order, that the Chair had announced the motion lost, prior to the call for a division.

The Chair ruled that the point of order was not well taken.

Mr. Julien appealed from the decision of the Chair.

The decision of the Chair was sustained.

Mr. Koneman moved to amend to report to-morrow at 12 o'clock M.

Mr. Mayhugh moved to amend the amendment, to report at 2 o'clock P.M. to-day.

Agreed to.

On motion of Mr. Jones, the Committee were granted leave to retire to examine the bill, and make their report.

THIRD READING OF BILLS.

Assembly Bill No. 25, entitled "An Act concerning the Location and Possession of Wood Lands and Mill Sites."

Passed on the General File.

Assembly Bill No. 42, entitled "An Act to authorize District Judges in certain cases, to sign Records and settle Statements."

Read third time, and passed by the following vote:

YEAS—Messrs. Cary, Cullen, Dana, Folsom, Grimes, Horton, Huse, Julien,

Jones, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Potter, Roney, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—27.

NAYS—None.

Senate Bill No. 31, entitled "An Act concerning the Office of Public Administrator," read, and on motion of Mr. Mayhugh, was referred to a Special Committee of three, consisting of Messrs. Jones, Cary, and Walton.

Assembly Bill No. 44, entitled "An Act amendatory of and supplementary to an Act defining the time of commencing Civil Actions, approved November 21, 1861, and repeal Acts amendatory of said Acts."

On motion, considered engrossed.

Read third time, and on motion of Mr. Mayhugh, the bill was passed on File.

On motion of Mr. Munckton, at 1 o'clock P.M. the House took a recess for one hour.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Roll called—quorum present.

On motion of Mr. Dorsey, the Committee on Ways and Means were granted half an hour's further time to report.

Assembly Bill No. 48, entitled "An Act supplementary to an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29, 1861," was indefinitely postponed.

Assembly Bill No. 43, entitled "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose."

On motion of Mr. Jones, the words "or her," were inserted after the word "his," and before the word "own," in section two.

On motion of Mr. Julien, the bill was ordered engrossed for a third reading. Substitute Senate Bill No. 5, entitled "An Act providing for the Release of Sureties on Official Bonds and Undertakings."

Amendments of Committee adopted.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Cullen, Dorsey, Dana, Folsom, Groves, Horton, Jones, Jacobs, Lammon, Mallory, Munckton, Poor, Prince, Stampley, Swaney, Strother, Wingate, and Welch—20.

NAYS—Messrs. Grimes, Huse, Julien, Koneman, Mayhugh, Mitchell, Parmater, Potter, Roney, Walton, and Mr. Speaker—11.

Mr. Speaker:

Your Standing Committee on Ways and Means, to whom was referred Senate Bill No. 92, entitled "An Act authorizing a State Loan, and levying a Tax to provide Means for the Payment thereof," with instructions to report thereon at 2 o'clock P.M. of this day, beg leave to report that they have considered the same, and have made some amendments thereto, as follows:

Strike out all section 8, and substitute in lieu thereof: Section 8. The Treasurer is hereby authorized to receive any or all of bonds issued under the provisions of the Act of January 19, 1866, as so much coin, in the sale of the bonds authorized by the provisions of this Act. He is further authorized to receive in exchange for these bonds, any of the bonds issued under the provisions of the Acts of February 16th and 20th, 1864; *provided*, these latter

bonds shall not be exchanged until after all the bonds issued under the Act of January 19, 1866, shall have been first exchanged or taken up. And he is further authorized (after all the bonds of the two classes above mentioned have been taken up, or sufficient money received to take them up) to exchange bonds issued under the provisions of this Act, for any of the floating indebtedness incurred under an Act to encourage Enlistment and provide extra pay for our volunteer soldiers; and provided further, that no debts payable in greenback currency shall be exchanged for bonds under the provisions of this Act; and recommend that the bill do pass as amended.

All of which is respectfully submitted.

J. M. DORSEY,
Chairman.

Senate Bill No. 92, entitled "An Act authorizing a State Loan, and Levying a Tax to provide Means for the Payment thereof."

Amendment of Committee adopted.

Mr. Dorsey moved to suspend the rules, and place the bill upon its third reading and final passage.

Yeas and nays were called for by the requisite number, and motion lost by the following vote: Yeas, 19; Nays, 13.

Mr. Dorsey moved to make the bill the special order for to-morrow at 12 o'clock M.

Lost.

On motion of Mr. Mayhugh, the bill was placed on file.

Mr. Horton moved to adjourn until Monday.

Lost.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, Feb. 1st, 1867. }

To the Hon. the Assembly:

I am instructed to transmit for the consideration of your honorable body, the following Senate Bills, which passed the Senate this day, viz:

Senate Bill No. 73, "An Act to regulate and make effectual the Power of the Governor, the Justices of the Supreme Court, and Attorney General to remit Fines and Forfeitures, to commute Punishment, and grant Pardons after conviction."

Senate Bill No. 30, "An Act in relation to, and Accepting the Lands granted to the State of Nevada by the Government of the United States."

Senate Bill No. 75, Substitute for Assembly Bill No. 7, "An Act conferring Jurisdiction upon Justices' Courts concurrent with the District Court in Actions to enforce Mechanics' Liens, wherein the amount does not exceed three hundred dollars, exclusive of interest."

I am also directed to return to you the following Assembly Bills, which passed the Senate this day without amendments, viz:

Assembly Bill No. 45, "An Act to provide for the Payment of Outstanding Warrants against the Transcript Fund of Churchill County."

Substitute Assembly Bill No. 22, "An Act to provide for the Organization of the Assembly at the Commencement of each Session."

Assembly Bill No. 3, "An Act supplementary to 'An Act for securing Liens to Mechanics and others,' approved Nov. 21, 1861."

All of which is respectfully submitted.

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 73, as per Message, "An Act to regulate and make effectual the Power of the Governor, Justices of the Supreme Court, and Attorney General to remit Fines and Forfeitures, to commute Punishment, and grant Pardons after conviction."

On motion of Mr. Julien, the further reading of the bill was dispensed with.

Rules suspended; read second time by title, and referred to Committee on State Institutions.

Senate Bill No. 30, as per Message, entitled "An Act in relation to Accepting the Lands granted to the State of Nevada by the Government of the United States."

On motion of Mr. Mayhugh, the further reading of the bill was dispensed with.

Rules suspended; read second time by title, and referred to the Committee on Public Lands.

Senate Bill No. 75, Substitute for Assembly Bill No. 7, as per Message, "An Act conferring Jurisdiction upon Justices' Courts concurrent with the District Court in Actions to enforce Mechanics' Liens, wherein the amount does not exceed three hundred dollars, exclusive of interest."

Mr. Mayhugh moved to adjourn until Monday, at 11 o'clock A.M.

Ayes and noes were called for by the requisite number, and lost by the following vote: Yeas, 15; Nays, 17.

Bill read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Mayhugh moved to adjourn until Monday, at 11 o'clock A.M.

Mr. Munckton moved to amend, to adjourn.

Lost.

Ayes and noes called for by requisite number, and original motion carried by the following vote: Yeas, 19; Nays, 13.

At 3 o'clock and 30 minutes the House adjourned to Monday, at 11 o'clock A.M.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

TWENTY-NINTH DAY.

MONDAY, February 4th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Swaney, Cary, and Lammon.

Mr. Munckton asked leave of absence for the Rev. A. F. White for one week.

Leave granted.

Mr. Jones asked leave of absence for Mr. Swaney for three days.

Leave granted.

Mr. Mayhugh asked leave of absence for Mr. Cary for three days.

Leave granted.

Mr. Welch asked leave of absence for Mr. Lammon for one day.

Leave granted.

Journal of Friday, February 1st, 1867, read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on State Institutions beg leave to report that they have had under consideration Assembly Bill No. 49, entitled "An Act for the Protection of Proprietors of Hotels and Lodging Houses ;" have come to a favorable conclusion thereon, and have directed their chairman to report the same back to the House, and recommend its passage.

GEO. DANA,
Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment have carefully compared the following entitled bill with the original, and found the same correctly engrossed, viz :

Assembly Bill No. 43, "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose."

T. V. JULIEN,
Chairman.

Mr. Speaker :

Your Special Committee, to whom was referred Assembly Bill No. 50, entitled "An Act to restrict Gaming," have had the same under consideration, and beg leave to report the same back, with the accompanying substitute, the passage of which is recommended.

The general features of the substitute do not materially differ from those of the original bill, but your Committee think the former preferable on account of the language being more clear, concise, and explicit. The passage of the substitute will, in our judgment, operate beneficially, morally speaking, to the State. But very few, if any, will be able to pay the heavy license required ; and the practical result will be to close at once and forever hundreds of low dens and "dead-falls" which now disgrace our principal towns, where the unsuspecting are lured on to destruction. Experience has fully demonstrated that prohibitory laws, such as that upon our statute books, are but a dead letter, and are defied with impunity by the votaries of this vice. To work its suppression, or mitigate its evils in some practical manner, is the duty of this Legislature. The investigations of your Committee lead them to the certain conclusion that the only effectual mode of restricting and circumscribing gaming, is that provided for in the bills reported. And we trust that educational prejudice will not prevent any from fairly considering the matter ; that a fear that it may be legalizing and making respectable the profession of gambling will not be held as sufficient to justify the defeat of the only kind of measure which can possibly reach this vice.

All of which is respectfully submitted.

T. V. JULIEN,
Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 Carson City, February 2d, 1867. }

To the Honorable Assembly of Nevada :

I herewith return to your honorable body, without approval, Assembly Bill No. 4, entitled "An Act to amend an Act entitled 'An Act to provide for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations,' approved December 19, 1862."

The above quoted Act should be amended, but certainly not in the manner proposed by this bill. The first section contains this language: "and such order so made shall be as to all parties concerned and interested in the same, binding, final, and without appeal to any other Court, or rehearing in the same Court wherein first decided." This is a strange and unjust provision; for, while the District Courts should have original jurisdiction in such cases, most certainly any party aggrieved by a judgment or order of such Court should have the right of a rehearing, or an appeal to the Supreme Court, as in any other civil proceeding.

In the second section such organizations are limited, in the ownership of land, to six lots in a town, and six acres in the county, excepting the Grand and Subordinate Lodges of Free Masons and Odd Fellows; some religious associations, and some Public School Districts, which are now corporations under the law, own more than the number of town or city lots indicate, and this bill would deprive them of the excess. It would not permit any Agricultural or Scientific School or College, hereafter established in the State, to hold a sufficient quantity of land for carrying out its essential objects. In view of these serious objections I return the bill for your further action.

H. G. BLASDEL,
 Governor.

Mr. Mayhugh moved that Assembly Bill No. 4 and Veto Message of the Governor, be made the special order for Thursday next, at 12 m.

Mr. Munckton moved to amend, that the bill and Veto Message be referred to a Special Committee, to report at 12 o'clock m. on Thursday next.

Amendment lost, and original motion agreed to.

NOTICES.

Mr. Tennant gave notice that he would, at some future day, ask leave to introduce a Joint Memorial to Congress in relation to hostile Indians.

Mr. Strother gave notice that he would, at some future day, ask leave to introduce a bill for "An Act entitled an Act to amend an Act entitled 'An Act to provide for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

Mr. Mayhugh, by unanimous consent, introduced Assembly Bill No. 56, entitled "An Act to amend an Act entitled 'An Act in relation to the Compensation of Members of the Legislature and State Officers,' approved January 16, 1865."

Read first time; rules suspended; read second time by title, and referred to Committee on Ways and Means.

Mr. Parmater, pursuant to notice, introduced Assembly Bill No. 57, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

Read first time; rules suspended; read second time by title, and referred to the Committee on Ways and Means.

THIRD READING OF BILLS.

Assembly Bill No. 43, entitled "An Act for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose."

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cullen, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Julien, Jones, Jacobs, Koneman, Mallory, Mayhugh, Munkton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Strother, Wingate, Walton, Welch, and Mr. Speaker—29.

NAYS—None.

Assembly Bill No. 25, entitled "An Act concerning the Location and Possession of Wood Lands and Mill Sites."

On motion of Mr. Mayhugh, the bill was recommitted to the Engrossment Committee, with instructions to be reengrossed with the amendment incorporated, as adopted by the House on Jan. 31, 1867.

Assembly Bill No. 44, entitled "An Act amendatory of and supplementary to an Act entitled 'An Act defining the time of commencing Civil Actions,' approved November 21st, 1861, and to repeal Acts amendatory of said Acts."

Ordered engrossed.

Assembly Bill No. 16, entitled "An Act to amend an Act entitled 'An Act to further amend an Act entitled an Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 1st, 1866."

On motion of Mr. Mayhugh, temporarily laid on the table.

REPORT OF CONFERENCE COMMITTEE.

Mr. Speaker:

The undersigned, appointed on behalf of the House to confer with a like Committee on the part of the Senate in regard to the disagreement between the two bodies in relation to Assembly Bill No. —, entitled "An Act providing for two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, A.D. 1867," respectfully beg leave to report, recommending that the Assembly concur in the Senate amendments.

In the opinion of your Committee, it is of the highest importance that the mineral resources of the State should be fairly represented at the Paris Exposition. A more thorough knowledge of the vast, and as yet but partially developed metallic wealth within our borders will be diffused among the great centers of European capital, than could be in any other way; and the results which will necessarily flow therefrom cannot but prove of incalculable advantage to the State. To simply send Commissioners, whether the number be great or small, would be of no practical benefit. That a just idea of our peculiar industry may be arrived at by moneyed men in foreign lands, it is necessary that such a showing should be made in the way of specimens as will convince the most incredulous. The cost of transportation so great a distance is considerable, even if the collection be comparatively small; and when, as in this instance, the respective Commissioners are possessed of very extensive and valuable cabinets, the expense of carriage will be a heavy item, and one which few would feel justified in defraying from their private means. As the commission is intended to advantage the State only, it certainly seems but right that the State should, to a reasonable extent, make provision for such costs as are referred to. And your Committee are of the opinion that the amount specified in the Senate amendment is as small a sum as will accomplish the desired object.

Therefore, assured that, unless such an appropriation is made, Nevada will be totally unrepresented, so far as the products of the mines are concerned, your Committee recommend and urge a concurrence in the amendments of the other branch of the Legislature.

D. A. HORTON,
Chairman,
J. M. DORSEY,
A. K. POTTER.

Report of Conference Committee adopted, and amendments of the Senate concurred in by the following vote :

YEAS—Messrs. Cullen, Dorsey, Grimes, Groves, Horton, Jones, Jacobs, Kone-man, Mallory, Mayhugh, Munchton, Mitchell, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Wingate, Walton, Welch, and Mr. Speaker—22.

NAYS—Messrs. Bence, Caldwell, Dana, Folsom, Huse, Julien, Poor, Prince, Strother, and Tennant—10.

Senate Bill No. 92, entitled "An Act authorizing a State Loan, and levying a Tax to provide means for the Payment thereof."

On motion of Mr. Jones, recommitted to the Committee on Ways and Means, with instructions to report at 2 o'clock P.M., to-day.

Assembly Bill No. 49, entitled "An Act for the Protection of Proprietors of Hotels and Lodging Houses."

Ordered engrossed.

Assembly Bill No. 50, with substitute as reported by Committee, entitled "An Act to restrict Gaming."

On motion of Mr. Mayhugh, the substitute was ordered printed.

On motion of Mr. Munchton, at 12 o'clock and 43 minutes P.M., the House took a recess until two o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Roll called.

Quorum present.

On motion of Mr. Julien, the Committee on Ways and Means were granted 10 minutes' further time to report.

Mr. Stampley, pursuant to notice, introduced the following Assembly Bill No. 58, entitled "An Act to amend section twenty-four of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice in this Territory,' approved February 20th, 1864."

Read first time ; rules suspended ; read second time by title, and referred to the Judiciary Committee.

Also, introduced, pursuant to notice, Assembly Bill No. 59, entitled "An Act to amend an Act entitled an Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29th, 1861, approved March 9th, 1865."

Read first time ; rules suspended ; read second time by title, and referred to the Judiciary Committee.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was recommitted

Senate Bill No. 92, entitled "An Act authorizing a State Loan, and levying a Tax to provide means for the Payment thereof," beg leave to report that they have reconsidered the same, and directed their chairman to report the bill back to the House, with the following amendments, and recommend its passage as amended.

Strike out all of section 8, and substitute in lieu thereof the following:

Section 8. The Treasurer is hereby authorized to receive any or all of the Bonds issued under the provisions of the Act of January 19th, 1866, as so much coin, in the sale of the Bonds authorized by the provisions of this Act.

He is further authorized to receive in exchange for these, Bonds issued under the provisions of the Acts of February 16th and 20th, 1864; *provided*, these latter Bonds shall not be exchanged until after all the Bonds issued under the Act of January 19th, 1866, shall have been first exchanged or taken up.

All of which is respectfully submitted.

J. M. DORSEY,
Chairman.

Senate Bill No. 92, entitled "An Act authorizing a State Loan, and levying a Tax to provide means for the Payment thereof," with amendments,

Was read, and on motion of Mr. Munckton, the bill, with amendments, was ordered printed.

Assembly Bill No. 25, entitled "An Act concerning the Location and Possession of Wood Lands and Mill Sites," was reported from Committee on Engrossment as correctly engrossed.

Read third time.

Roll called before the vote was announced.

Mr. Munckton moved a call of the House.

Lost.

Bill was lost by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Folsom, Groves, Horton, Munckton, Parker, Roney, Tennant, Wingate, Walton, Welch, and Mr. Speaker—14.

NAYS—Messrs. Dana, Grimes, Huse, Julien, Jones, Jacobs, Koneman, Mallory, Poor, Parmater, Potter, St. Clair, Stampley, and Strother—14.

On motion of Mr. St. Clair, at 2 o'clock and thirty minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

THIRTIETH DAY.

TUESDAY, February 15th, 1867.

The House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Huse.

Prayer by the Rev. Mr. Fisher.

Journal of yesterday read and approved.

Mr. Potter asked leave of absence for Mr. Huse for two days.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Enrollment, to whom was referred the following resolutions and bills, to wit :

Assembly Concurrent Resolution No. 29, entitled "An Act instructing the Secretary of State to deliver copies of the Constitutional Debates to the Secretary and Assistant Secretary of the Constitutional Convention," has been delivered to the Secretary of State.

Also, Assembly Bill No. 45, entitled "An Act to provide for the Payment of Outstanding Warrants against the Transcript Fund of Churchill County."

Also, Assembly Bill No. 22, entitled "An Act to provide for the Organization of the Assembly at the Commencement of each Session."

Also, Assembly Bill No. 3, entitled "An Act supplementary to an Act for securing Liens to Mechanics and Others, approved November 21, 1861 ;"

Beg leave to report that they have considered the same, and carefully compared them with the engrossed bills, as passed by the two Houses, found them correctly enrolled, and that they have this day been delivered to the Governor for his approval.

Also, Assembly Bill No. 8, entitled "An Act authorizing Married Women to transact Business in their own Names."

D. A. HORTON,
Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed :

Assembly Bill No. 44, "An Act amendatory of and supplementary to an Act entitled 'An Act defining the Time of commencing Civil Actions,' approved November 21, 1861, and to repeal Acts amendatory of said Acts."

T. V. JULIEN,
Chairman.

Mr. Speaker :

Your Standing Committee on Mines and Mining, to whom was referred Assembly Bill No. 47, entitled "An Act to prescribe the Number of Hours which shall constitute a Legal Day's Labor in certain cases," beg leave to report that they have had the same under consideration, have made no amendments thereto, have directed their chairman to report the same back to the House, and recommend its passage.

JOHN S. MAYHUGH,
Chairman.

Mr. Speaker :

Your Standing Committee on Public Lands, to whom was referred Senate Bill No. 30, entitled "An Act in relation to and accepting the Lands granted to the State of Nevada by the Government of the United States," beg leave to report that they have had the same under consideration, have made no amend-

ments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

H. H. BENCE,
Chairman.

Mr. Speaker:

Your Standing Committee on Ways and Means, to whom was referred the claims of W. E. Allen for twenty dollars, and John E. Plater for eighty-one dollars, (all of which were approved by the State Board of Examiners) beg leave to report that they have examined the same, have found the items in each to be correct, and recommend the adoption of the accompanying resolution, making provision for the payment thereof.

Respectfully submitted,

J. M. DORSEY,
Chairman.

Resolved, That the Sergeant-at-Arms be, and is hereby authorized to draw his warrants on the Contingent Fund of the Assembly, in favor of W. E. Allen, for twenty dollars, for two days' services, comparing and correcting the Assembly Journal for the Printer after the close of the Second Session of the State Legislature.

Also, in favor of John E. Plater, for eighty-one dollars, for nine days' services in copying and comparing the Assembly Journal for the Printer after the close of the Second Session of the State Legislature.

Adopted.

Mr. Speaker:

Your Committee on State Institutions, to whom was referred Senate Bill No. 73, entitled "An Act to regulate and make effectual the Power of the Governor, the Justices of the Supreme Court, and Attorney General to remit Fines and Forfeitures, to commute Punishment and grant Pardons after conviction," have had the same under consideration, and directed their chairman to report the bill back to the House without amendments, and recommend its passage.

GEO. H. DANA,
Chairman.

Mr. Speaker:

Your Standing Committee on Judiciary, to whom was referred Senate Bill No. 75, substitute for Assembly Bill No. 7, entitled "An Act conferring Jurisdiction upon Justices' Courts, concurrent with the District Court, in Actions to enforce Mechanics' Liens wherein the amount does not exceed three hundred (\$300) dollars, exclusive of interest, report that they have had the same under consideration, and recommend its passage.

Also, Assembly Bill No. 21, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties,'" approved March 8, 1865, have had the same under consideration, and recommend that it do not pass.

Also, Assembly Bill No. 58, entitled "An Act to amend section 24 of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice in this State,' approved February 20, 1864," have had the same under consideration, and recommend its passage.

E. STROTHER,
Chairman.

Mr. Speaker :

Your Committee on Corporations, to whom was referred Assembly Bill No. 51, have had the same under consideration, come to a favorable conclusion thereon, and recommend its passage.

W. CALDWELL,
Chairman.

Mr. Speaker :

Your Select Committee, to whom was referred Senate Bill No. 31, entitled "An Act concerning the Office of Public Administrator," have had the same under consideration, and report the same back to the House, with the following amendments, viz :

In section one, third line from top, after the word "Coroner" and before the word "in" insert the following : "and shall also act as Sheriff."

In the same section, same line after the word "County," and before the word "each" insert the following : "Whenever by operation of law the right of such Sheriff to discharge the duties of his office shall be suspended;" and would recommend its passage, with said amendments.

W. T. JONES,
G. W. WALTON.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
Carson City, Feb. 4th, 1867.

To the Hon. Assembly of Nevada :

I herewith return to your hon. body, without approval, Assembly Bill No. 24, entitled "An Act authorizing the Official Publication of the Laws and Resolutions passed by the Third State Legislature, in a Newspaper."

Section 2 of this bill provides that the proprietor of the *Virginia Daily Union* shall receive for such publication (that of all the Laws and Resolutions passed by the Third State Legislature, in a Newspaper) the same rates as are allowed the State Printer by law for publishing Official Notices, &c. The legal allowance to that officer relied upon in this bill as a basis is "one dollar per square of three hundred ems for composition and first insertion."

An Act, page 184, Statutes of 1866, "authorized and required the Secretary of State to enter into a contract with the publisher or publishers of one of the daily newspapers published in this State, for the publication in such newspaper of such laws, Joint and Concurrent Resolutions, as were passed during the Second Session of the Legislature of the State of Nevada, as should in the judgment of said Secretary be of such general interest as to require such publication." The Act forbade, however, an expenditure for that purpose exceeding the sum of one thousand dollars; I am credibly informed that the publication of such laws and resolutions was contracted for and made in the *Carson Daily Appeal* at the rate of twenty cents per square of three hundred ems; that the proprietors furnished two hundred copies of the *Appeal* per day to the Secretary of State for general circulation, which were included in said contract, and that they and others are willing to take a like contract this year, though paper costs much more than it did last, at about twenty-five cents per square.

But the exorbitant rate proposed therein is not the only objectionable feature of this bill: it provides for the official publication of all the laws and resolutions in the order of their filing in the office of the Secretary of State. This [thus] would the State be compelled to pay, not only five times as much as it did last year for all of sufficient public interest to demand official publica-

tion ; but to have all of the laws and resolutions so published, whether of any public interest or not.

I cannot, by approving this bill, sanction such an unjust and unnecessary expenditure of public money ; I therefore return it for your further action, with the suggestion that it will, perhaps, meet the necessities of the case fully if you simply extend the provisions of the Act of last year above cited.

H. G. BLASDEL,
Governor.

On motion of Mr. Mayhugh, the bill and Veto Message were made the special order for Friday next, at 12 o'clock M.

NOTICES.

Mr. Roney gave notice that he would, at some future day, ask leave to introduce a Joint and Concurrent Resolution, instructing and requesting our Senators and Representative in Congress to use all honorable means to procure the establishment of a Weekly Mail from Aurora, in Esmeralda County, *via* Pine Grove, Mason's Ranch, Fort Churchill, to the lower crossing of the Truckee River, in Washoe County.

Mr. Walton, pursuant to notice, introduced Assembly Bill No. 60, entitled "An Act to amend an Act entitled 'An Act relating to Sheriffs,' approved Nov. 28th, 1861."

Read first time ; rules suspended ; read second time by title, and ordered on General File.

Mr. Strother, pursuant to notice, introduced Assembly Bill No. 61, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada.'"

Read first time ; rules suspended ; read second time by title ; ordered printed, and referred to the Committee on Ways and Means.

Mr. Mayhugh, by leave, introduced Assembly Bill No. 62, entitled "An Act to protect the Elections of Voluntary Political Associations, and to punish Frauds therein."

Read first time ; rules suspended ; read second time by title ; ordered printed, and referred to the Committee on Elections.

Mr. Dorsey, by leave, introduced Assembly Bill No. 63, entitled "An Act amendatory of an Act entitled an Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada, entitled 'An Act to incorporate the City of Austin,' approved February 20th, 1864, approved March 8th, 1866."

Read first time ; rules suspended ; read second time by title, and referred to the Lander delegation.

Mr. Roney, by leave, introduced Assembly Bill No. 64, entitled "An Act to provide for the Sale of certain Lands belonging to this State, and for the application of the proceeds of the Sale thereof."

Read first time ; rules suspended ; read second time by title ; ordered printed, and referred to the Committee on Public Lands.

Mr. Roney was appointed on Committee of Public Lands during the absence of Mr. Browne.

Mr. Dorsey, by leave, introduced Assembly Bill No. 65, entitled "An Act to provide Revenue for the Support of the Government of the State of Nevada, approved March 9th, 1865."

Read first time ; rules suspended ; read second time by title, and referred to the Committee on Ways and Means.

Mr. Tennant rose to question of privilege, upon certain charges made by the "Reese River Reveille."

On motion of Mr. Mayhugh, the House resolved itself into a Committee of the Whole, the Speaker in the chair, for the consideration of the General File.

In time the Committee rose, and reported back to the House :

Senate Bill No. 92, "An Act authorizing a State Loan, and levying a Tax to provide Means for the Payment thereof."

Amended in Committee, and recommended its passage as amended.

Also, Senate Bill No. 30, "An Act in relation to, and accepting the Lands granted to the State of Nevada by the Government of the United States."

Considered in Committee, and recommended its passage without amendment.

Senate Bill No. 92, entitled "An Act authorizing a State Loan, and levying a Tax to provide Means for the Payment thereof."

Amendment of Committee of the Whole agreed to, and bill read third time, and passed by the following vote :

YEAS—Messrs. Cullen, Grimes, Groves, Horton, Julien, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Mitchell, Parmater, Potter, Roney, Stamp-
ley, Tennant, Wingate, Walton, Welch, and Mr. Speaker—21.

NAYS—Messrs. Bence, Caldwell, Dorsey, Dana, Folsom, Jones, Munckton, Poor, Parker, Prince, and Strother—11.

On motion of Mr. Julien, at 20 minutes to 2 o'clock, the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Roll called.

Quorum present.

Senate Bill No. 30, entitled "An Act in relation to and accepting the Lands granted to the State of Nevada by the Government of the United States."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Lammon, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stamp-
ley, Strother, Tennant, Wingate, Welch, and Mr. Speaker—23.

NAYS—None.

Assembly Bill No. 44, entitled "An Act amendatory of and supplementary to an Act entitled 'An Act defining the time of commencing Civil Actions,' approved November 21, 1861, and to repeal Acts amendatory of said Acts."

Read third time, and passed by the following vote :

YEAS—Messrs. Cullen, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Koneman, Lissak, Lammon, Mallory, Munckton, Mitchell, Par-
mater, Parker, Prince, Potter, Stamp-
ley, Strother, Tennant, Wingate, Walton, and Welch—25.

NAYS—Messrs. Mayhugh, Poor, Roney, and Mr. Speaker—4.

Senate Bill No. 73, entitled "An Act to regulate and make effectual the Power of the Governor, the Justices of the Supreme Court and Attorney General, to remit Fines and Forfeitures, to commute Punishment, and grant Pardons after Conviction."

Read third time, and passed by the following vote :

YEAS—Messrs. Cullen, Dana, Folsom, Groves, Horton, Julien, Jones, Kone-
man, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker,
Prince, Roney, Stampley, Wingate, Walton, and Mr. Speaker—22.

NAYS—Messrs. Potter, Strother, Tennant, and Welch—4.

Senate Bill No. 75, Substitute for Assembly Bill No. 7, entitled "An Act con-
ferring Jurisdiction upon Justices' Courts, concurrent with the District Court,
in Actions to enforce Mechanics' Liens, wherein the amount does not exceed three
hundred dollars exclusive of interest."

Read third time, and passed by the following vote :

YEAS—Messrs. Cullen, Caldwell, Folsom, Groves, Horton, Julien, Jones,
Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater,
Parker, Potter, Roney, Stampley, Strother, Tennant, Wingate, Walton, Welch,
and Mr. Speaker—25.

NAYS—None.

On motion of Mr. Mayhugh, at 2 o'clock and 50 minutes P.M. the House ad-
journed.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

THIRTY-FIRST DAY.

WEDNESDAY, February 6th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. St. Clair and Mallory.

Prayer by the Rev. Mr. Fisher.

Journal of yesterday, February 5th, read and approved.

Mr. Mitchell rose to a question of privilege in regard to charges in the *Daily Territorial Enterprise*.

Mr. Grimes asked leave of absence for Mr. St. Clair for one day.

Leave granted.

Mr. Munckton asked leave of absence for Mr. Mallory.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Mines and Mining Interests, to whom was
referred Assembly Bill No. 2, entitled "An Act to repeal an Act entitled 'An
Act concerning the Location and Possession of Mining Claims,' approved
February 27, 1866," and amended by the Senate by adding thereto a new sec-

tion, denominated section 2 of the said Act, beg leave to report that they have had said bill, together with the Senate amendments, under consideration, and directed their chairman to report the same back to the House, and recommend its passage.

J. S. MAYHUGH,
Chairman.

Mr. Speaker :

Your Committee on Enrollment report Assembly No. 5, entitled "An Act to create three additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, A.D. 1867," has been carefully compared with the engrossed bill, as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Governor for his approval.

D. A. HORTON,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 57, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865," beg leave to report that they have had the same under consideration, and recommend its passage with the following amendments, to wit :

In section 1, line 14th, after the word "county," strike out the figures and words "(1,400) fourteen hundred," and insert in lieu thereof the figures and words "(2,000) two thousand." In line seventeen, same section, strike out the words and figures "(1,000) one thousand" and insert the words and figures "(1,500) fifteen hundred."

In line 22, same section, after the word "county," strike out the figures and words "(600) six hundred," and insert the figures and words "(1,000) one thousand."

Strike out all of section two, and insert in lieu thereof the following, to wit :

Section two. This Act shall be deemed to be in force from and after the first day of January, 1867.

Also, they have considered Assembly Bill No. 56, entitled "An Act to amend an Act in relation to the Compensation of Members of the Legislature and State Officers, approved January 16th, 1865," and made an amendment thereto as follows :

In line two of section one, after the word "of," strike out the word "twelve," and insert in lieu thereof the word "ten," and recommend its passage as amended.

All of which is respectfully submitted.

J. M. DORSEY,
Chairman.

Mr. Speaker :

Your Standing Committee on Mines and Mining Interests, to whom was referred Senate Bill No. 16, entitled "An Act to repeal an Act concerning the Location and Possession of Mining Claims," beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back to the House, with the recommendation that said bill do not pass ; for the reason that House Bill No. 2, entitled "An Act to repeal an Act concerning the Location and Possession of Mining Claims," the same having passed the House as well as the Senate, with amendments thereto ; which your Committee

further beg leave to report that Assembly Bill No. 16, covers the whole subject matter, as contemplated by Senate Bill No. 2, to wit:

The repeal of an Act commonly known as Banks' Mining Law.

All of which is respectfully submitted.

JOHN S. MAYHUGH.

RESOLUTION.

By Mr. Bence:

Resolved, That the Controller of State, at his earliest convenience, be, and he is hereby requested to furnish to the Assembly a certified copy of the last Settlement made by the Office with the Auditor and Treasurer of Humboldt County.

Lost.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 6th, 1867. }

To the Hon. the Assembly:

I am instructed to transmit, for the consideration of your honorable body, the following Senate Bills, which passed the Senate this day, viz:

No. 11, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' and the Acts amendatory thereof."

No. 69, "An Act supplementary to an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers,' approved March 8th, 1865."

No. 90, "An Act to regulate the business of Assaying within the State of Nevada."

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 11, as per Message, entitled "An Act to amend an Act to provide Revenue for the Support of the Government of the State of Nevada, and the Acts amendatory thereof."

Read first time; rules suspended; read second time by title, and referred to the Committee on Ways and Means.

Senate Bill No. 69, as per Message, entitled "An Act supplementary to an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties,' approved March 8, 1865."

Read first time; rules suspended; read second time by title, and referred to the Committee on Counties and County Boundaries.

Senate Bill No. 90, as per Message, entitled "An Act to regulate the business of Assaying within the State of Nevada."

Read first time; rules suspended; read second time by title, and referred to Committee on State Institutions.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, February 6, 1867.

To the Hon. the Assembly:

I am instructed to transmit for the consideration of your honorable body, Senate Bill No. 44, "An Act to provide for the Removal of Civil Officers, other than State Officers, for Malfeasance or Nonfeasance in Office," which passed the Senate on yesterday.

I am also directed to inform you that the Senate has concurred in the Assembly amendments to Senate Bill No. 92, "An Act authorizing a State Loan, and levying a Tax to provide means for the Payment thereof."

Respectfully submitted,

JOHN R. EARDLEY,
 Ass't Secretary.

Senate Bill No. 44, as per Message, entitled "An Act to provide for the Removal of Civil Officers, other than State Officers, for Malfeasance or Nonfeasance in Office."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

NOTICES.

Mr. Jones gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the Names of Electors, and for the ascertainment by proper proofs, of the Persons who shall be entitled to the Right of Suffrage,' approved February 24th, 1866."

Mr. Bence gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act to consolidate and pay certain Indebtedness of the County of Ormsby,' approved March 12th, 1866."

Mr. Munckton, by leave, introduced Assembly Bill No. 70, entitled "An Act to fix the Salary of the Governor's Private Secretary."

Read first time; rules suspended; read second time by title, and referred to Committee on Ways and Means.

Mr. Dana, pursuant to notice, introduced Assembly Bill No. 71, entitled "An Act to repeal all Acts or parts of Acts so far as they conflict with an Act of Congress entitled 'An Act to protect all Persons in the United States in their Civil Rights, and furnish the means of their Vindication,' passed April 9th, 1866."

Read first time; rules suspended; read second time by title, and referred to the Committee on Federal Relations.

On motion, the House considered itself in Committee of the Whole for the consideration of General File.

Mr. Strother in the chair.

In time the Committee rose, and reported to the House that they had made some progress, and asked leave to sit again.

Leave granted.

On motion of Mr. Mayhugh, at 20 minutes past one o'clock P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Roll called.

Quorum present.

The Speaker desired to have a letter read, as a question of privilege.

Leave granted; and the Reporter instructed to incorporate the same among the reports of this day.

House went into Committee of the Whole, for the further consideration of General File.

In time the Committee rose, and reported to the House that they had had under consideration Assembly Bill No. 21, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners, and to define their Duties and Powers,' approved March 8th, 1865," and reported the same back to the House without recommendation.

Report received, and bill ordered engrossed.

Also, had had under consideration Assembly Bill No. 58, entitled "An Act to amend section 24 of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice,' approved February 20th, 1864," and reported the same back to the House, with the recommendation that the same be passed on File.

Report of Committee adopted, and bill ordered on File.

Also, had had under consideration Assembly Bill No. 51, entitled "An Act for the Incorporation of Hospitals or Asylums in certain cases," and reported the bill back to the House without amendments, and recommended its engrossment.

Report of Committee adopted, and bill ordered engrossed.

Also, had had under consideration Assembly Bill No. 47, entitled "An Act to prescribe the number of Hours which shall constitute a Legal Day's Labor in certain cases," and report the same back to the House without amendment, and recommended its engrossment.

Report of Committee adopted, and bill ordered engrossed.

Also, had had under consideration Assembly Bill No. 60, entitled "An Act to amend an Act relating to Sheriffs, approved November 28th, 1861," and recommended its passage without amendment.

Report of Committee received, and bill ordered engrossed.

Also, had had under consideration Substitute Assembly Bill No. 50, entitled "An Act to restrict Gaming;" amended the same, and recommended its engrossment.

Report received, and bill made the special order for Wednesday next at 12 m.

Also, had had under consideration Senate Bill No. 31, entitled "An Act concerning the Office of Public Administrator," and reported the same back, with the recommendation that it be laid over one day.

Report of Committee adopted, and bill placed on File.

Also, had had under consideration Assembly Bill No. 2, entitled "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27th, 1866," and reported the same back to the House, and recommended that the amendments of the Senate be concurred in.

Report of Committee adopted, and amendments of the Senate concurred in by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parker, Potter, Roney, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—29.

NAYS—0.

Also, had had under consideration Assembly Bill No. 57, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865," and reported the same back to the House amended, with recommendation that it be ordered engrossed.

Report of Committee received, and bill laid over until Friday next.

Also, had had under consideration Assembly Bill No. 56, entitled "An Act to amend an Act entitled 'An Act in relation to the Compensation of the Members of the Legislature and State Officers,' approved January 10th, 1865," and reported the same back to the House amended as per report of Committee on Ways and Means, and recommended that the bill be ordered engrossed.

Report of Committee adopted, and bill ordered engrossed.

Also, had had under consideration Senate Bill No. 16, entitled "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,'" and reported the same back to the House, and recommended its indefinite postponement.

Report of Committee adopted, and bill indefinitely postponed.

Mr. Julien rose to a question of privilege, and asked leave to have a communication from the Official Reporter of the Assembly read.

Leave granted.

On motion of Mr. Dorsey, at 3 o'clock and 20 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

THIRTY-SECOND DAY.

THURSDAY, February 7th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Mallory and Swaney.

Prayer by Rev. A. N. Fisher.

Journal of yesterday, February 6th, read and approved.

Mr. Munckton asked leave of absence for Mr. Mallory and Mr. Swaney for one day.

Leave granted.

Mr. Mitchell rose to question of privilege in relation to an article in the *Daily Territorial Enterprise*.

REPORTS OF COMMITTEES.

Mr. Speaker :

Your Standing Committee on State Institutions, to whom was referred Senate Bill No. 90, entitled "An Act to regulate the business of Assaying within the State of Nevada," have had the same under consideration, and directed their chairman to report the bill back to the House without amendment, and recommend its passage.

GEO. H. DANA,
Chairman.

Mr. Speaker :

Your Committee on Judiciary, to whom was referred Senate bill No. 44, entitled "An Act to provide for the Removal of Civil Officers other than State Officers, for Malfeasance or Nonfeasance in Office," beg leave to report that they have had the bill under consideration, and report the same back to the House without recommendation.

E. STROTHER,
Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills and found the same correctly engrossed, viz :

Assembly Bill No. 51, "An Act for the Incorporation of Hospitals and Asylums in certain cases."

Also, Assembly Bill No. 21, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners, and to define their Powers and Duties,' approved March 8th, 1865."

Also, Assembly Bill No. 56, "An Act to amend an Act entitled 'An Act in relation to the Compensation of Members of the Legislature and State Officers,' approved January 16th, 1865."

Also, Assembly Bill No. 47, "An Act to prescribe the Number of Hours which shall constitute a Legal Day's Labor in certain cases."

Also, Assembly Bill No. 60, "An Act to amend an Act entitled 'An Act relating to Sheriffs,' approved November 28th, 1861."

T. V. JULIEN,
Chairman.

Mr. Speaker :

Your Special Committee, composed of the "Lander County Delegation," to whom was referred Assembly Bill No. 63, entitled "An Act amendatory of an Act entitled an Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada entitled 'An Act to incorporate the City of Austin,' approved February 20th, 1864, approved March 8th, 1865," beg leave to report that they have considered the same, and unanimously recommend the passage thereof without amendment.

Respectfully submitted,

J. M. DORSEY,
Chairman.

Mr. Speaker :

The undersigned, a minority of the Nye and Esmeralda delegations, to whom

was referred House Bill No. 12, "An Act to establish the Boundary Line between the Counties of Nye and Esmeralda," has considered the same, and begs leave to report it back without amendment, and recommends its passage.

W. T. JONES,
Minority of Committee.

Mr. Speaker :

Your Select Committee, composed of the delegations from the Counties of Nye and Esmeralda, to whom was referred Assembly Bill No. 12, entitled "An Act to establish the Boundary Line between the Counties of Nye and Esmeralda," beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back, recommending that said bill be indefinitely postponed.

All of which is respectfully submitted.

JOHN S. MAYHUGH,
A. M. WINGATE,
B. V. POOR,
T. N. BROWNE,

On the part of Esmeralda Delegation.

J. M. GROVES,
On the part of Nye County Delegation.

Mr. Speaker :

The undersigned, Conference Committee on the subject matter of difference between the two Houses, on Senate Joint Resolution memorializing the Commander of the Division of the Pacific to establish a Fort at or near the junction of the Reese River Valley and Humboldt River, beg leave to report that they have met with a like Committee appointed by the Senate, and after duly considering the matter of difference, came to the following conclusion, to wit :

In the first resolution, strike out all after the last word in line 4, and insert in lieu thereof the following : "Humboldt River, at or near the junction of the Reese River Valley with Humboldt River," and recommend that said bill do pass as agreed upon by said Conference Committees.

Respectfully submitted,

J. S. MAYHUGH,
G. W. WALTON,
THOS. J. TENNANT,
House Committee.

B. S. MASON,
FRED. HUTCHINS,
Senate Committee.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
Carson City, February 6th, 1867. }

To the Hon. Assembly of Nevada :

I have this day approved the following Assembly Bills :

No. 45, "An Act to provide for the Payment of Outstanding Warrants against the Transcript Fund of Churchill County."

No. 22, "An Act to provide for the Organization of the Assembly at the Commencement of each Session."

No. 3, "An Act supplementary to an Act entitled 'An Act for securing Liens to Mechanics and others,' approved November 21st, 1861."

No. 8, "An Act to authorize Married Women to transact Business in their own Names as Sole Traders."

H. G. BLASDEL,
Governor.

RESOLUTION.

By Mr. Munckton :

Resolved, That the order of business be so changed that notices shall precede Messages from the Senate.

Laid over one day under the rules.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 6th, 1867. }

To the Honorable the Assembly :

I am instructed to transmit for the consideration of your honorable body, Senate Concurrent Resolution No. 115, suspending Joint Rule No. 20, which passed the Senate this day.

Also, Substitute Senate Bill No. 40, "An Act to repeal an Act of the Legislative Assembly of the Territory of Nevada, entitled 'An Act authorizing the Private Secretary of the Governor to demand and receive certain Fees,' approved November 29th, 1861; also, to repeal an Act of the Legislature of the State of Nevada entitled 'An Act in relation to the Collection of certain Fees heretofore collected by the Governor's Private Secretary,' approved January 17th, 1866," which passed the Senate this day.

Also, Senate Joint Resolution No. 114, in relation to the Annexation of Utah to the State of Nevada for State Jurisdiction purposes, which also passed the Senate this day.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 115, as per Message, suspending Joint Rule No. 20, was read, and, on motion of Mr. Mayhugh, laid on the table.

Substitute Senate Bill No. 40, as per Message, entitled "An Act of the Legislative Assembly of the Territory of Nevada, entitled 'An Act authorizing the Private Secretary of the Governor to demand and receive certain Fees,' approved Nov. 29, 1861; also, to repeal an Act of the Legislature of the State of Nevada entitled 'An Act in relation to the Collection of certain Fees heretofore collected by the Governor's Private Secretary,' approved Feb. 17, 1866."

Read first time; rules suspended; read second time by title, and referred to Committee on Ways and Means.

Senate Joint Resolution No. 114, as per Message, in relation to the Annexation of Utah to the State of Nevada for State Jurisdiction purposes.

Read first time; rules suspended; read second time by title, and referred to the Committee on Federal Relations.

NOTICE.

Mr. Jones gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act for the Relief of A. Ranney, Sheriff of Nye County."

INTRODUCTION OF BILLS.

Mr. Jones, pursuant to notice, introduced Assembly Bill No. 73, entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the Names of Electors, and for the ascertainment by proper proofs of the Persons who shall be entitled to the Right of Suffrage,' approved February 24th, 1866."

Read first time; rules suspended; read second time by title, and referred to Committee on Elections conjointly with the Committee on Ways and Means, and ordered printed.

Mr. Grimes, pursuant to notice, introduced Assembly Bill No. 74, entitled "An Act to provide for the Transfer of certain Money from the Indigent Sick Fund of Churchill County, to the General Fund of said County."

Read first time; rules suspended; read second time by title, and referred to Churchill County delegation.

THIRD READING OF BILLS.

Assembly Bill No. 60, entitled "An Act to amend an Act entitled 'An Act relating to Sheriffs,' approved Nov. 28th, 1861."

On motion, the bill was referred to a Special Committee of one, consisting of Mr. Bence, with instructions to insert the word "law" after the word "practice" and before the word "in," in the last line of section one, who reported the bill back to the House amended as per instructions.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Strother, Tennant, Wingate, Welch, and Mr. Speaker—28.

NAYS—0.

Assembly Bill No. 47, entitled "An Act to prescribe the Number of Hours which shall constitute a Legal Day's Labor in certain cases."

Read third time, and on motion, laid over until Monday next, Feb'y 11th.

Special order for 12 o'clock M. postponed ten minutes.

Assembly Bill No. 56, entitled "An Act to amend an Act entitled 'An Act in relation to the Compensation of Members of the Legislature and State Officers,' approved Jan'y 16th, 1866."

Read third time, and lost by the following vote:

YEAS—Messrs. Bence, Cullen, Caldwell, Grimes, Groves, Huse, Jacobs, Koneman, Lammon, Mayhugh, Mitchell, Parmater, Potter, Stampley, Strother, Tennant, Walton, Welch, and Mr. Speaker—19.

NAYS—Messrs. Cary, Folsom, Horton, Julien, Jones, Lissak, Munckton, Poor, Parker, Prince, Roney, and Wingate—13.

Mr. Mayhugh gave notice that on to-morrow he would move a reconsideration of the vote by which the bill failed to receive a Constitutional majority.

Mr. Julien raised the point of order, that Mr. Mayhugh's motion to reconsider was out of order, for the reason that he did vote with the prevailing party.

The Chair ruled that the point of order was not well taken.

Mr. Julien appealed from the decision of the Chair.

The question being : Shall the decision of the Chair stand as the judgment of the House ? upon which the yeas and nays were called for by the requisite number, and the Chair sustained by the following vote :

Yeas, 20 ; Nays, 11.

SPECIAL ORDER.

Assembly Bill No. 4, entitled "An Act to amend an Act entitled 'An Act to provide for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations,' approved December 19, 1862," together with the Veto Message of the Governor.

Bill and Message were read, and the question being : Shall the bill pass, notwithstanding the objections of the Governor ?

Yeas and nays were called, and the objections of the Governor were sustained by the following vote :

YEAS—Messrs. Dorsey, Julien, Jacobs, Mayhugh, Mitchell, and Mr. Potter—6.

NAYS—Messrs. Bence, Cary, Cullen, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Koneman, Lissak, Munckton, Poor, Parmater, Parker, Prince, Roney, Stampely, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—26.

Third reading of bills resumed.

Assembly Bill No. 21, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners, and to define their Duties and Powers,' approved March 8th, 1865."

Passed on file.

Assembly Bill No. 51, entitled "An Act for the Incorporation of Hospitals and Asylums in certain cases."

On motion of Mr. Julien, the vote by which the bill was ordered engrossed was reconsidered.

On motion of Mr. Potter, the bill was amended as follows :

Striking out in first line of section 8, after the word "corporation," the words "whenever required by the Legislature, shall make and exhibit," and the following words inserted in lieu thereof : "shall report yearly to the County Commissioners of the County wherein such Corporation is situated, and biennially to the Legislature."

Also, in seventh line, same section, after the word "of," and before the word "dollars," the word "fifty" was stricken out, and the words "five hundred" inserted in lieu thereof.

Also, in ninth line, same section, after the word "Nevada," the words "Provided that said Corporation may report to the Legislature each and every year after the establishment of such asylum or other institution, should they desire to do so," were stricken out, and bill ordered engrossed.

Mr. Welch, by leave, introduced, pursuant to notice, Assembly Bill No. 75, entitled "An Act to amend section 52 of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29, 1861."

Read first time ; rules suspended ; read second time by title ; referred to Committee on Claims, and ordered printed.

On motion of Mr. Cullen, at one o'clock and five minutes P.M. the House took a recess until two o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Roll called.

Quorum present.

BUSINESS ON GENERAL FILE.

Senate Bill No. 31, entitled "An Act concerning the Office of Public Administrator."

On motion of Mr. Jones, in section 2, 11th line, after the word "relation," and before the word "for," the following words were inserted: "It shall be within the power and discretion of the Court or Judge to grant letters of administration, after failure of relatives, as aforesaid, to any creditors of the estate whose claim shall be of such undisputed character and magnitude as shall give evidence to the Court that such letters are not sought for any other purpose than the faithful and economical administration of the estate."

The amendments of Special Committee, as per recommendation, were adopted, and bill read a third time and passed.

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Horton, Huse, Julien, Jones, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Strother, Tennant, Walton, Welch, and Mr. Speaker—30.

NAYS—None.

Assembly Bill No. 58, entitled "An Act to amend section 24 of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice in this Territory,' approved February 20th, 1864," was ordered engrossed.

Senate Bill No. 90, entitled "An Act to regulate the business of Assaying within the State of Nevada," was passed on file.

Senate Bill No. 44, entitled "An Act to provide for the Removal of Civil Officers, other than State Officers, for Malfeasance or Nonfeasance in Office."

Read third time, and lost by the following vote:

NAYS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dorsey, Folsom, Grimes, Julien, Jones, Koneman, Lissak, Mayhugh, Munckton, Mitchell, Poor, Parmater, Prince, Roney, Stampley, Strother, Walton, and Welch—23.

YEAS—Messrs. Horton, Huse, Parker, Potter, Tennant, and Mr. Speaker—6.

Assembly Bill No. 63, entitled "An Act amendatory of an Act entitled an Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada entitled 'An Act to incorporate the City of Austin,' approved February 20th, 1864, approved March 8th, 1865," was ordered engrossed.

Assembly Bill No. 12, entitled "An Act to establish the Boundary Line between the Counties of Nye and Esmeralda," was, on motion of Mr. Munckton, made the special order for to-morrow, at 12 M.

On motion of Mr. Julien, at 3 o'clock and 10 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

THIRTY-THIRD DAY.

FRIDAY, February 8th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Swaney.

Prayer by the Rev. A. N. Fisher.

Journal of yesterday read, corrected, and approved.

Mr. Munckton asked leave of absence for Mr. Swaney.

Leave granted.

Mr. Jones presented a petition asking relief for A. Ranney, Sheriff of Nye County.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed :

"An Act for the Incorporation of Hospitals and Asylums, in certain cases."

Also, "An Act to amend 'An Act to regulate Proceedings in the Courts of Justice in this Territory,' approved February 20th, 1864."

Also, "An Act amendatory of an Act entitled an Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada entitled 'An Act to incorporate the City of Austin,' approved February 20, 1864, approved March 8, 1865."

T. V. JULIEN,
Chairman.*Mr. Speaker :*

Your Standing Committee on Elections, to whom was referred Assembly Bill No. 62, entitled "An Act to protect the Elections of Voluntary Political Associations, and to punish Frauds therein," report that they recommend the following amendments, viz :

In section first, third line printed bill, after the word "published," and before the word "notice," insert the words "or written." Also, in section 2d, third line, after the word "called," and before word "shall," insert the words "if no newspaper is published, the written notice," and report the bill back to the House, recommending its passage as amended.

Respectfully submitted,

THOMAS PARKER,
Chairman.

On motion of Mr. Mayhugh, Assembly Bill No. 62, entitled "An Act to protect the Elections of Voluntary Political Associations, and to punish Frauds therein," was made the special order for Friday, February 16, 1867.

Mr. Speaker :

Your Standing Committee on Claims, to whom was referred Assembly Bill No. 75, "An Act to amend section 52 of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29th,

1861," beg leave to report that they have had the same under consideration, have made no amendments thereto, and recommend its passage.

GEO. I. LAMMON,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Substitute Senate Bill No. 40, entitled "An Act to repeal an Act of the Legislative Assembly of the Territory of Nevada, entitled 'An Act authorizing the Private Secretary of the Governor to demand and receive certain Fees,' approved Nov. 29th, 1861; also, to repeal an Act of the Legislature of the State of Nevada, entitled 'An Act in relation to the collection of certain Fees, heretofore collected by the Governor's Private Secretary,' approved February 17th, 1866," beg leave to report that they have had the same under consideration, and return the bill back, and recommend its passage.

Respectfully submitted,

J. M. DORSEY,
Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker :

Your Select Committee, consisting of the Churchill County delegation, to whom was referred Assembly Bill No. 74, entitled "An Act to provide for the Transfer of certain Money from the Indigent Sick Fund of Churchill County to the General Fund of said County," report that the Committee have had the same under consideration; have made no amendments thereto; have come to a favorable conclusion thereon, and recommend its passage.

JAS. A. ST. CLAIR,
Chairman.

Mr. Speaker :

Your Select Committee, consisting of the Nye County delegation, to whom was referred Senate Bill No. 14, "An Act for the Relief of S. L. Baker," report that the delegation have had the same under consideration; that the delegation fails to agree: the undersigned therefore reports favorably on Senate Bill, with the exception of the following amendment in section one, 2d line, after the word "to" and before the word "draw" insert the word "immediately," and its passage recommended.

J. M. GROVES,
Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker :

Your Special Committee, to whom was referred Senate Bill No. 14, "An Act for the Relief of S. L. Baker," have had the same under consideration, and beg leave to report the same back to the House, with the following amendments thereto, the adoption of which he respectfully recommends, to wit:

First—After the words "sum of" and before the word "hundred" in the first section, and fourth line from the top, strike out the word "eighteen" and insert the word "twelve."

Second—After the word "dollars" and before the word "due," in the fifth line from the top of same section, insert "in United States Currency."

Third—After the word "County," in the last line of said section, add "*provided*, That all money or other compensation which the said Baker may have received, if any, under or by virtue of the provisions of section one of an Act entitled 'An Act for the Relief of S. L. Baker and Alfred James, late Probate Judges of Nye and Churchill Counties, approved January 20th, 1865,' shall be deducted from said sum of twelve hundred dollars."

W. T. JONES.

Mr. Munckton called up his resolution of yesterday, in relation to changing the order of business, which was adopted.

NOTICES.

Mr. Browne gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act to regulate Fees and Compensation for Official and other Services in the State of Nevada,' approved March 9th, A.D. 1865."

Mr. Horton gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to exempt the Firemen of Carson City, Ormsby County, from Jury Duty."

Mr. Koneman (by leave) introduced Assembly Bill No. 16, entitled "An Act granting additional Authority to the Board of County Commissioners."

Read first time; rules suspended; read second time by title, and referred to Committee on Counties and County Boundaries.

Mr. Dana (by leave) introduced Assembly Bill No. 77, entitled "An Act for providing for the Payment of certain Indebtedness due George F. Jones & Co., from the City of Virginia."

Read first time; rules suspended; read second time by title, and referred to the Storey County delegation.

Mr. Mitchell (by leave) introduced Assembly Bill No. 78, entitled "An Act to amend an Act entitled 'An Act to incorporate the City of Virginia, and to provide for the government thereof, and refund all other *sums*, [laws] in relation thereto,' approved March 4th, 1865."

Read first time; rules suspended; read second time by title, and referred to the Storey County delegation.

Mr. Jones, pursuant to notice, introduced Assembly Bill No. 79, entitled "An Act for the Relief of A. Ranney, Sheriff of Nye County."

Read first time; rules suspended; read second time by title, and referred to the Committee on Ways and Means.

Mr. Parmater, pursuant to notice, introduced Assembly Bill No. 80, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865."

Read first time; rules suspended; read second time by title, and referred to the Committee on Ways and Means, and ordered printed.

THIRD READING OF BILLS.

Assembly Bill No. 58, entitled "An Act to amend section 24 of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice in this Territory,' approved February 20, 1864."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Caldwell, Dorsey, Folsom, Grimes, Groves,

Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampely, Strother, Tennant, Wingate, Walton, and Welch—31.

NAYS—None.

Special order for 12 o'clock M., postponed for 15 minutes.

Assembly Bill No. 63, entitled "An Act amendatory of an Act entitled An Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada entitled 'An Act to incorporate the City of Austin,' approved February 20, 1864, approved March 8, 1865."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jacobs, Koneman, Lissak, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampely, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—29.

NAYS—Messrs. Jones, Lammon, Mallory, and St. Clair—4.

Assembly Bill No. 51, entitled "An Act for the Incorporation of Hospitals and Asylums in certain cases."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parker, Prince, Potter, Roney, St. Clair, Stampely, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—34.

NAYS—Mr. Julien—1.

Special Order, Assembly Bill No. 24, entitled "An Act authorizing the Official Publication of the Laws and Resolutions passed by the Third State Legislature, in a Newspaper."

The question being : Shall the bill pass, notwithstanding the objections of the Governor ?

Roll called.

On motion of Mr. Mayhugh, the announcement of the vote was postponed until to-morrow, at 12 o'clock M.

Assembly Bill No. 57, Special Order, entitled "An Act to amend an Act to provide Revenue for the Support of the Government of the State of Nevada, approved March 9th, 1865."

On motion of Mr. Mayhugh, postponed for one hour.

Assembly Bill No. 12, Special Order, entitled "A Bill for an Act to establish the Boundary Line between the Counties of Nye and Esmeralda."

Mr. Mayhugh moved that the bill be indefinitely postponed.

Ayes and noes called for by the requisite number, and the bill was indefinitely postponed by the following vote :

YEAS—Messrs. Browne, Cullen, Dorsey, Grimes, Groves, Huse, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, Stampely, Tennant, Wingate, and Welch—21.

NAYS—Messrs. Bence, Cary, Folsom, Horton, Julien, Jones, Mallory, St. Clair, Strother, Walton, and Mr. Speaker—11.

On motion of Mr. Julien, at 1 o'clock and five minutes P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Speaker *pro tem.* in the chair.

Roll called.

Quorum present.

Mr. Koneman moved a call of the House.

Agreed to.

Mr. Stampley appearing at the bar, was, on motion, excused.

Several members appearing outside of the bar, on motion, the further call of the House was dispensed with.

Special Order, Assembly Bill No. 57, entitled "An Act to amend an Act to provide Revenue for the Support of the Government of the State of Nevada, approved March 9th, 1865."

On motion of Mr. Bence, the words "fourteen hundred," in section 1, line 14, were stricken out, and the words "two thousand" inserted in lieu thereof.

On motion of Mr. Jones, the words "six hundred," in section 1, line 22, were stricken out, and the words "one thousand" inserted in lieu thereof.

On motion of Mr. Lammon, the words "three thousand," in section 1, line 13, were stricken out, and the words "thirty-five hundred" were inserted in lieu thereof.

On motion of Mr. Grimes, the words "seven hundred," in section 1, line 21, were stricken out, and the words "one thousand" inserted in lieu thereof.

Mr. Poor moved to strike out the words "fifteen hundred," in section 1, line 17, and insert in lieu thereof the words "one thousand."

Lost; and bill ordered engrossed.

Senate Bill No. 90, entitled "An Act to regulate the business of Assaying within the State of Nevada."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Parmater, Parker, Prince, Potter, Roney, Stampley, Strother, Wingate, and Welch—24.

NAYS—Messrs. Cullen, Julien, Poor, Tennant, and Walton—5.

Assembly Bill No. 21, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners, and to define their Duties and Powers,' approved March 8th, 1865."

Mr. Mayhugh moved to lay the bill on the table.

Mr. Jones moved that the bill be indefinitely postponed.

Ayes and noes called for by the requisite number, and bill indefinitely postponed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Groves, Horton, Julien, Jones, Jacobs, Lissak, Lammon, Mallory, Munckton, Mitchell, Poor, Parker, Prince, Potter, Stampley, Strother, Wingate, and Welch—24.

NAYS—Messrs. Cullen, Grimes, Huse, Koneman, Mayhugh, Parmater, Roney, Tennant, Walton, and Mr. Speaker—10.

Mr. Mayhugh, pursuant to notice on yesterday, moved a reconsideration of

the vote by which Assembly Bill No. 56, entitled "An Act to amend an Act entitled 'An Act in relation to the Compensation of Members of the Legislature and State Officers,' approved January 16th, 1865," was lost, and vote reconsidered. Yeas, 24; Nays, 10.

Mr. Mayhugh moved that the bill be committed to a Committee of one, with instructions to strike out the word "ten" after the word "of" and before the word "dollars," in section one, line three, and insert in lieu thereof the word "twelve," upon which the ayes and noes were called for by the requisite number, and motion lost by the following vote: Yeas, 16; Nays, 17.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cullen, Caldwell, Dorsey, Grimes, Groves, Horton, Huse, Jacobs, Koneman, Lammon, Mayhugh, Mitchell, Parmater, Potter, Roney, Stampley, Strother, Tennant, Wingate, Walton, and Welch—23.

NAYS—Messrs. Cary, Folsom, Julien, Jones, Lissak, Mallory, Munckton, Poor, Parker, Prince, and Mr. Speaker—11.

Assembly Bill No. 75, entitled "An Act to amend section 52 of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29th, 1861."

Mr. Jones moved that the bill be indefinitely postponed.

Lost.

Mr. Mayhugh moved to recommit the bill to the Judiciary Committee.

Agreed to.

On motion of Mr. Mayhugh, at 3 o'clock and 40 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

THIRTY-FOURTH DAY.

SATURDAY, February 9th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by Rev. A. N. Fisher.

Journal of yesterday, February 8th, read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Federal Relations, to whom was referred Assembly Bill No. 71, "An Act to repeal all Acts, or parts of Acts, so far as they conflict with an Act of Congress entitled 'An Act to protect all Persons in the United States in their Civil Rights, and furnish the means of their Vindication,' passed April 9th, 1866," report that the Committee have had the same under

consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and its passage recommended.

THOMAS J. TENNANT,
Chairman.

Mr. Speaker :

Your Committee on Counties and County Boundaries, to whom was referred Assembly Bill No. 76, entitled "An Act granting additional Authority to the Board of County Commissioners," report that the Committee have had the same under consideration; have made no amendments thereto; have come to a favorable conclusion thereon, and its passage recommended.

J. M. GROVES,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 79, entitled "An Act for the Relief of A. Ranney, Sheriff of Nye County," beg leave to report that they have had the same under consideration, and have directed their chairman to report the bill back, recommending its passage.

J. M. DORSEY,
Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your Special Committee, composed of the Storey County delegation, to whom was referred Assembly Bill No. 77, entitled "An Act providing for the Payment of certain Indebtedness due George F. Jones & Co. from the City of Virginia," beg leave to report that they have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

M. N. MITCHELL,
Chairman.

On motion of Mr. Mayhugh, Senate Concurrent Resolution in relation to rescinding Joint Rule No. 20, was taken from the table, and unanimously concurred in.

Mr. Tennant introduced Assembly Memorial and Joint Resolution No. 37, relating to hostile Indians within the State and adjoining Territories.

Read and referred to a Select Committee of nine, consisting of one from each county.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bill and found the same correctly engrossed: "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865."

The Chair announced the following Select Committee on Assembly Memorial and Joint Resolution No. 37, relating to hostile Indians within the State and adjoining Territories:

Messrs. Julien, Mayhugh, Lammon, Grimes, Groves, Prince, Cary, Roney, Horton, and Tennant.

Mr. Speaker :

Your Select Committee, to whom was referred Assembly Bill No. 39, "An Act to amend an Act entitled 'An Act to incorporate the Town of Gold Hill,'" report the bill back, with the following amendments :

Add to section 1, "And he shall receive such Compensation as the Board of Trustees shall determine ; not to exceed one hundred dollars per month."

We also recommend one additional section before the last section, which shall be section 4.

Section 21 is amended so as to read as follows : It shall be the duty of the Marshal to enforce the due observance of the ordinances made by the Trustees ; to perform the duties of Assessor when an assessment shall be made ; to collect the taxes levied by said board, and shall receive such per cent. as the board shall fix, not to exceed two and one-half per cent. on the whole amount collected. He shall act *ex officio* as Chief of Police, and perform other duties as shall be by said Trustees prescribed. It shall be his duty to collect all licenses due the town, and all other moneys or revenue due or to become due, and to pay the same over to the Treasurer ; the time and manner of such assessing and collecting shall be such as the Trustees, by ordinance, may prescribe.

And section 4 of the bill be changed to section 5.

S. E. HUSE,
A. K. POTTER.

NOTICE.

Mr. St. Clair gave notice that he would, at some future day, introduce a bill entitled "An Act providing for the Removal of County Seats and the Permanent Location of the same."

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 7th, 1867. }

To the Hon. the Assembly :

I am instructed to transmit for the consideration of your honorable body, Substitute Senate Bill No. 50, "An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada."

Also, Senate Bill No. 89, "An Act to enable a Defendant to testify in Criminal Prosecutions ;" both of which passed the Senate this day.

I am also directed to return to you Assembly Bill No. 43, "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose," which passed the Senate, with the following amendments :

In section 2, line 8, strike out the word "respectable," and insert in lieu thereof the words "licensed practicing."

Also, in 1st line of section 4, strike out the word "six," and insert the word "ten."

I am also instructed to inform your honorable body, that the Senate has concurred in the recommendation of the Committee on Conference of the two Houses in relation to Senate Joint Resolution memorializing the Commander of the Division of the Pacific to establish a Fort at or near the junction of the North Fork with the Humboldt River.

Respectfully submitted,

JOHN R. EARDLEY,
Asst. Secretary.

Substitute Senate Bill No. 50, (as per Message) entitled "An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada."

Read first time; rules suspended; read second time by title, and referred to Committee on Public Lands.

Senate Bill No. 89, (as per Message) "An Act to enable a Defendant to testify in Criminal Prosecutions."

Read first time; rules suspended; read second time by title; rules further suspended; bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dorsey, Folsom, Grimes, Groves, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—30.

NAYS—0.

Assembly Bill No. 43, (as per Message) entitled "An Act for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose," with Senate amendments.

Senate amendments read, and the House refused to concur in the amendments of the Senate.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 9th, 1867. }

To the Hon. the Assembly:

I am directed to return to your honorable body, Assembly Bill No. 42, "An Act to authorize District Judges, in certain cases, to sign Records and settle Statements," the same having been amended by the Senate as follows, and passed as amended:

Strike out all of section 5.

I am also instructed to transmit for your consideration, Senate Bill No. 113, "An Act to amend an Act entitled 'An Act to regulate Fees and Compensation for Official and other Services in the State of Nevada,' approved March 9th, 1865," which passed the Senate on yesterday.

Respectfully submitted,

JOHN R. EARDLEY,
Ass't Secretary.

SPECIAL ORDER FOR 12 O'CLOCK M.

Announcement of the vote on Assembly Bill No. 24, entitled "An Act authorizing the Publication of the Laws and Resolutions of the Third Session of the State Legislature, in a Newspaper."

A recount was called for by Mr. Mayhugh, resulting as follows:

YEAS—Messrs. Julien, Jacobs, Lammon, Roney, St. Clair, Tennant, Walton, and Welch—8.

NAYS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dorsey, Folsom, Grimes, Groves, Huse, Jones, Koneman, Lissak, Mayhugh, Mitchell, Poor, Parmater, Parker, Prince, Potter, Strother, Wingate, and Mr. Speaker—23.

Mr. Bence asked leave of absence for Mr. Horton for one day.

Leave granted.

Mr. Julien moved that the Clerk be instructed to inform the Senate that hereafter no Assembly Bills will be received from the Senate, which have been amended by them, unless the amendments are properly attached to the bill upon a rider.

Unanimously agreed to.

On motion of Mr. Mayhugh, at 12 o'clock and 25 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

THIRTY-SIXTH DAY.

MONDAY, February 11th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Roll called.

All present except Messrs. Dorsey and Parker.

Journal of Saturday, February 9th, read and approved.

Mr. Munckton asked leave of absence for the Rev. A. F. White for one week.

Leave granted.

Mr. Dana asked leave of absence for Mr. Dorsey for one day.

Leave granted.

Mr. Caldwell asked leave of absence for Mr. Parker for one day.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 75, entitled "An Act to amend section 52 of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29th, 1861," report that they have had the same under consideration, and report the bill back to the House without recommendation.

T. N. BROWNE,
Chairman.

Mr. Speaker :

Your Standing Committee on Counties and County Boundaries, to whom was referred Senate Bill No. 69, entitled "An Act supplementary to an Act entitled 'An Act to create a Board of County Commissioners in the several counties in this State, and to define their Duties and Powers,' approved March 8th, 1865," report that the Committee have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

J. M. GROVES,
Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed: "An Act for the Protection of Proprietors of Hotels and Lodging Houses."

Mr. Speaker :

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bill with the engrossed copy as passed by the two Houses, and found the same correctly enrolled, and did, on the 8th of February, 1867, present the same to the Governor for his approval, viz :

Bill No. 2, entitled "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27, 1866."

D. A. HORTON,
Chairman.

Mr. Julien moved that bills under the head of unfinished business be taken up.

On motion of Mr. Mayhugh, Assembly Bill No. 16 was taken from the table and placed at the head of the file.

Senate Bill No. 113, entitled "An Act to amend an Act entitled 'An Act to regulate Fees and Compensation for Official and other Services in the State of Nevada,' approved March 9, 1865."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Assembly Bill No. 42, entitled "An Act to authorize District Judges in certain cases to sign Records and settle Statements."

Amendments of Senate concurred in by the following vote :

YEAS—Messrs. Browne, Bence, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Monckton, Mitchell, Poor, Parmater, Prince, Potter, Roney, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—30.

NAYS—0.

Mr. St. Clair, pursuant to notice, introduced Assembly Bill No. 84, entitled "An Act for the Removal of County Seats, and the Permanent Location of the same."

Read first time; rules suspended; read second time by title, and referred to the Committee on Counties and County Boundaries, and ordered printed.

Mr. Lammon (by leave) introduced Assembly Bill No. 85, entitled "An Act supplementary to and amendatory of an Act entitled 'An Act to provide for the Payment of Outstanding Indebtedness of Virginia City, Storey County,' approved January 27th, 1865."

Read first time; rules suspended; read second time by title; ordered printed, and referred to the Storey County delegation.

Mr. Mitchell (by leave) introduced Assembly Bill No. 86, entitled "An Act for the Publication of Laws and Resolutions, and other Public Documents."

Read first time; rules suspended; read second time by title, and referred to Committee on Public Printing.

Mr. Koneman, by leave, introduced Assembly Bill No. 87, entitled "An Act to appropriate Moneys to defray the Civil Expenses of the State Government up to the fourth fiscal year."

Read first time ; rules suspended ; read second time by title, and referred to the Committee on Ways and Means.

Mr. Bence, pursuant to notice, introduced Assembly Bill No. 88, entitled "An Act to amend Chapter 113 of the Statutes of 1866, entitled 'An Act to consolidate and pay certain Indebtedness of the County of Ormsby,' approved March 12, 1866."

Read first time ; rules suspended ; read second time by title, and referred to the Ormsby County delegation.

Mr. Bence, by leave, introduced Assembly Bill No. 89, entitled "An Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road, approved December 19, 1862."

Read first time ; rules suspended ; read second time by title, and referred to Committee on Internal Improvements.

THIRD READING OF BILLS.

Assembly Bill No. 47, entitled "An Act to prescribe the Number of Hours which shall constitute a Legal Day's Labor in certain cases."

Made the special order for Friday next, February 15, 1867.

Assembly Bill No. 16, entitled "An Act to amend an Act entitled 'An Act to further amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 1, 1866.'"

On motion, recommitted to the Judiciary Committee.

Assembly Bill No. 49, entitled "An Act for the Protection of the Proprietors of Hotels and Lodging Houses."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Cullen, Caldwell, Folsom, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Munckton, Mitchell, Poor, Parmater, Prince, Potter, Roney, St. Clair, Stampely, Swaney, Strother, Tenant, Wingate, Walton, Welch, and Mr. Speaker—29.

NAYS—Messrs. Browne, Grimes, Julien, and Mayhugh—4.

Assembly Bill No. 57, entitled "An Act to amend an Act entitled "An Act to provide Revenue for the Support of the Government of the State of Nevada," approved March 9, 1865."

Mr. Mitchell moved to refer the bill to a Special Committee of one, with instructions to strike out after the word "County," and before the word "dollars," in section 1, line 8, the words "thirty-five hundred," and insert the words, "three thousand."

Mr. Munckton moved to amend by also striking out after the word "County," and before the word "dollars," in section 1, line 9, the words "two thousand," and inserting in lieu thereof the words, "fourteen hundred."

Lost.

Mr. Poor moved to amend by striking out, after the word "County" and before the word "dollars," in section 1, line 10, the words "fifteen hundred," and inserting in lieu thereof the words "one thousand."

Lost ; and original motion carried.

The Chair appointed as such Committee Mr. Mitchell, who reported the bill back to the House amended as per instructions.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Mitchell,

Parmater, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—26.

NAYS—Messrs. Folsom, Munckton, Poor, St. Clair, and Welch—5.

Substitute Senate Bill No. 40, entitled "An Act to repeal an Act of the Legislative Assembly of the Territory of Nevada, entitled 'An Act authorizing the Private Secretary of the Governor to demand and receive certain Fees,' approved November 29th, 1861; also, to repeal an Act of the Legislature of the State of Nevada, entitled 'An Act in relation to Collection of certain Fees, heretofore collected by the Governor's Private Secretary,' approved February 17th, 1866."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dana, Folsom, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Roney, St. Clair, Stampley, Swaney, Wingate, Walton, Welch, and Mr. Speaker—27.

NAYS—Messrs. Jones, Lissak, Potter, Strother, and Tennant—5.

Assembly Bill No. 74, entitled "An Act to provide for the Transfer of certain Money of the Indigent Sick Fund of Churchill County to General Fund of said County."

On motion of Mr. St. Clair, rules were suspended; bill considered engrossed; read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Folsom, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Potter, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, Walton, Welch, and Mr. Speaker—30.

NAYS—Mr. Dana—1.

Senate Bill No. 14, entitled "An Act for the Relief of S. L. Baker."

Amendments of Committee adopted, and bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Mitchell, Poor, Parmater, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—30.

NAYS—None.

On motion of Mr. Walton, at 1 o'clock and 5 minutes P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Assembly Bill No. 71, entitled "An Act to repeal all Acts or parts of Acts, so far as they conflict with an Act of Congress, entitled 'An Act to protect all Persons in the United States in their Rights, and furnish the Means of their Vindication,' passed April 9th, 1866."

On motion of Mr. Mayhugh, bill considered engrossed ; read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Cullen, Dana, Horton, Huse, Jones, Koneman, Lissak, Lammon, Mayhugh, Mitchell, Poor, Potter, Roney, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—22.

NAYS—None.

On motion, Senate Message was taken up and read.

On motion of Mr. Mayhugh, the Clerk was instructed to request the Secretary of the Senate to return to this body Assembly Message of Saturday, February 9th, 1867, in relation to attaching riders upon bills when amended by the Senate, and the further action on Senate Message deferred.

Assembly Bill No. 76, entitled "An Act granting additional Authority to the Board of County Commissioners."

On motion of Mr. Koneman, the rules were suspended ; bill considered engrossed ; read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Cullen, Dana, Folsom, Grimes, Horton, Huse, Koneman, Lissak, Mayhugh, Mitchell, Poor, Parmater, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—25.

NAYS—Messrs. Julien, Jones, and Lammon—3.

Assembly Bill No. 79, entitled "An Act for the Relief of A. Ranney, Sheriff of Nye County."

Ordered engrossed.

Assembly Bill No. 77, entitled "An Act providing for the Payment of certain Indebtedness due George F. Jones & Co., from the City of Virginia."

On motion of Mr. Mitchell, was recommitted to the Storey County delegation.

Assembly Bill No. 39, entitled "An Act to amend an Act to incorporate the Town of Gold Hill, approved March 7, 1865."

On motion of Mr. Swaney, laid on the table.

Assembly Bill No. 75, entitled "An Act to regulate the Settlement of the Estates of Deceased Persons."

On motion of Mr. Mayhugh, laid on the table.

Senate Bill No. 69, entitled "An Act supplementary to an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers,' approved March 8, 1865."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Dana, Folsom, Grimes, Horton, Jones, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Poor, Roney, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—22.

NAYS—Messrs. Cullen, Huse, Julien, Potter, and Welch—5.

On motion of Mr. Mayhugh, at two o'clock and forty minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

THIRTY-SEVENTH DAY.

TUESDAY, February 12th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Rev. A. N. Fisher.

Journal of yesterday, February 12, 1867, read, amended, and approved.

Mr. Dorsey, by leave, introduced the following resolution :

WHEREAS, It appears from the exhibits of three mining companies of Storey County, Nevada, that the taxes paid by them on the proceeds of their mines during the year 1866 amount to very nearly as much as the whole amount received by the State Treasurer, and reported by him for taxes on the proceeds of the mines throughout the State for said year ; therefore, be it

Resolved, by the Assembly of the State of Nevada, That a Committee of five be appointed by the Speaker, whose duty it shall be to proceed to Virginia City, Nevada, and make an examination (as far as in their power) into the amounts assessed and paid by the mining Companies in said county during the year 1866, for State purposes, on the proceeds of the mines ; and for the purpose they are authorized to administer oaths and send for persons and papers.

Resolved, That said Committee be empowered and required to examine into the amount of passenger taxes due the State from persons or companies conveying passengers from this State during the year 1866, and shall have power to administer oaths and send for persons and papers ; also to make such *oaths* (other) and further examination as the circumstances may require ; and that they make a full report of their proceedings under these resolutions, as soon as practicable, to this body.

Mr. Koneman moved to amend by inserting "three" instead of "five."

Lost, and resolution adopted.

The Chair appointed as such Committee Messrs. Dorsey, Cary, Bence, Dana, and Mayhugh.

Mr. Julien, by leave, introduced the following resolution :

WHEREAS, This is, since his dastardly assassination, the nation's second anniversary of the birthday of Abraham Lincoln, late President of the United States ; and

WHEREAS, The nation invariably celebrates the 22d day of February, the birthday of Washington, the Father of his country ; therefore,

Resolved, That this House do now adjourn in honor of the day on which was born the martyred patriot and savior of his country, Abraham Lincoln.

Unanimously adopted.

And at 11 o'clock and forty minutes A.M. the House adjourned.

Approved,

R. D. FERGUSON,

Speaker.

Attest—A. WHITFORD,

Clerk.

THIRTY-EIGHTH DAY.

WEDNESDAY, February 13th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Browne, Lammon, and Mr. Welch.

Prayer by A. N. Fisher.

Journal of yesterday, February 12, 1867, read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment report that Assembly Bill No. 42, entitled "An Act to authorize District Judges in certain cases to sign Records and settle Statements," has been carefully compared with the engrossed bill, as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Governor for his approval.

D. A. HORTON,
Chairman.

Mr. Speaker :

Your Standing Committee on Counties and County Boundaries, to whom was referred Assembly Bill No. 13, "An Act amendatory of and supplementary to an Act entitled 'An Act to create the County of Lincoln and provide for its Organization,' approved February 26, 1866," beg leave to report that they have had the same under consideration, and recommend to amend the same by striking out all of section 5, and recommend the passage of the bill.

J. M. GROVES,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 73, entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the names of Electors, and for the ascertainment by proper proofs of the Persons who shall be entitled to the Right of Suffrage,' approved February 24, 1866," and recommend its passage, with the following amendment, to wit:

In section 3, line nine, after the word "and," strike out the word "ten," and insert in lieu thereof the word "twenty."

A. KONEMAN,
Chairman.

Mr. Speaker :

Your Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed:

"An Act for the Relief of A. Ranney, Sheriff of Nye County."

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 Carson City, February 12, 1867.

To the Honorable the Assembly of Nevada:

I herewith return to your honorable body, without approval, Assembly Bill No. 5, entitled "An Act to create three additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the year of our Lord 1867."

Pursuant to the provisions of the Act of March 3, 1866, I appointed, in December last, R. H. Street as the Commissioner of this State to represent it at said exposition; and having learned that D. E. Buel and J. P. Lockhart, Esqs., were intending to visit Paris during the ensuing spring, I gave them each an honorary appointment, with the understanding that, without expense to the State, they would do what they could during their limited stay to impart information to those with whom they came in contact respecting our mineral and other resources. When I appointed Mr. Street, I told him that I believed the Legislature would make an appropriation of two or three thousand dollars to cover his expenses. He at once proceeded to collect specimens of ores from our different mines, and other things, to take with him. No such appropriation having been made, he of course declines going.

If any appropriation be made by the State for this purpose, (and I think money might be well expended in that way) it seems to me that it should be placed in the hands of some one individual well qualified, who would willingly go and remain at the Exposition during its continuance. No one can afford to do this at his own expense, nor for such appropriation as you make in this bill. It occurs to me to be essential that circulars be printed in the English, French, and German languages, and extensively circulated at the Exposition, giving reliable statements as to our general resources, the various routes of travel hither, the cost of such travel, with such general information as would afford the people of the Old World correct knowledge of our State and its great wealth.

Mr. Buel would, doubtless, be a good representative, having had experience in both mining and the reduction of ores; but I am credibly informed it is his purpose to remain but a short time at the Exposition; hence he could not act as such Commissioner, and, I think, would be unwilling to accept the appointment unless he could remain the entire Exposition. Mr. Lockhart is a man of ability, and, I am informed, speaks French and German fluently, and would no doubt render the State valuable services as such Commissioner, had he the necessary means furnished with which to stay and operate during the Exposition. Would it not be a useless expenditure of money to send any one there who could not or would not remain and attend to our interests in the manner above indicated? Is it not better, if at all, to be represented well? This, I think, cannot be done by sending three men with six hundred dollars each, in currency, to remain but a brief period of the Exposition, unprepared to do anything, comparatively speaking.

Feeling that this bill does not meet the necessities of the case, I return it for your further consideration.

H. G. BLASDEL,
 Governor.

On motion of Mr. Julien, the bill and Veto Message were made the special order for Tuesday next, Feb. 19, 1867, at 12 o'clock m.

NOTICES OF BILLS.

Mr. Tennant gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to incorporate the Austin and Colorado Railroad Company."

Mr. Koneman gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act for the Relief of Insolvent Debtors and Protection of Creditors,' approved March 10, 1865."

Senate Message taken up and read.

Mr. Julien introduced the following resolution :

Resolved, So much of Senate Message as relates to the receiving of Assembly Bills, in certain cases, be returned to the Senate, on the ground that the same is discourteous, and, in the opinion of this House, is the whim of some Clerk, and unauthorized by the Senate.

Mr. Mitchell moved as a substitute, the following:

Resolved, That the Message be sent back to the Senate with the inquiry: If the Message properly embodies the action of the Senate on the subject matter thereon, and whether they desire the Assembly Bill sent back for further action by the Senate, or whether they propose that the bill remain where it is until the action of the Conference Committee?

Adopted.

MESSAGE FROM THE SENATE.

To the Hon. the Assembly:

I am instructed to transmit the following Senate Bills for your consideration, the same having passed the Senate on yesterday, viz :

No. 117, "An Act to amend an Act entitled 'An Act in relation to Public Highways,' approved March 9, 1866."

No. 35, "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments.'"

Also, Senate Concurrent Resolution No. 129, in relation to printing the Practice Act, which also passed the Senate on yesterday.

I am also directed to inform your honorable body, that the Senate has concurred in the first Assembly amendment to Senate Bill No. 31, "An Act concerning the Office of Public Administrator," but refuses to concur in the second.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 117, as per Message, entitled "An Act to amend an Act entitled 'An Act in relation to Public Highways,' approved March 9, 1866."

Read first time; rules suspended; read second time by title, and referred to the Committee on Internal Improvements.

Senate Bill No. 35, as per Message, "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments.'"

Read first time; rules suspended; read second time by title, and referred to Committees on Judiciary and Public Morals.

Senate Concurrent Resolution No. 129, as per Message, in relation to printing the Practice Act.

Received from Senate, and laid on table.

Mr. Grimes, by leave, introduced Assembly Bill No. 92, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties,' approved March 8, 1865."

Read first time; rules suspended; read second time by title, and referred to Judiciary Committee, and, on motion of Mr. Walton, ordered printed.

Mr. Julien, by leave, introduced Assembly Bill No. 93, entitled "An Act for the Protection of Wild Game."

Read first time; rules suspended; read second time by title, and referred to a Special Committee of three, consisting of Messrs. Jones, Caldwell, and Mallory.

Special order for 12 o'clock M.

Assembly Bill No. 50, entitled "An Act to restrict Gaming."

On motion of Mr. Julien, made the special order for Monday next, at 12 o'clock M.

Mr. Munckton, by leave, introduced Assembly Bill No. 94, entitled "An Act to provide for the Publication of the Laws and Resolutions."

Read first time; rules suspended; read second time by title.

Mr. Julien moved that the bill be referred to a Select Committee of three, Mr. Jones, of Nye County, as chairman.

Lost; and the bill referred to the Committee on Printing.

Mr. Walton, by leave, introduced Assembly Bill No. 95, entitled "An Act to increase the Hospital Fund of each County, and to provide, as required by Section 3, of Article 12, of the Constitution of the State of Nevada, for the Relief of those Inhabitants who, by reason of age and infirmity or misfortune, may have claim upon the sympathy and aid of society."

Read first time; rules suspended; read second time by title, and referred to Committee on Public Morals.

Mr. Julien, by leave, introduced Assembly Bill No. 96, entitled "An Act for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations."

Read first time; rules suspended; read second time by title, and referred to the Committee on Corporations.

Mr. Huse moved to take from the table Assembly Bill No. 39, relating to the Incorporation of Gold Hill.

Lost.

THIRD READING OF BILLS.

Assembly Bill No. 79, entitled "An Act for the Relief of A. Ranney, Sheriff of Nye County."

Read third time, and passed by the following vote:

YEAS—Messrs. Cullen, Caldwell, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Lissak, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—26.

NAYS—None.

Assembly Bill No. 13, entitled "An Act amendatory of and supplementary to an Act to create the County of Lincoln, and provide for its Organization, approved February 26, 1866."

Pending which, on motion of Mr. Munckton, at 12 o'clock and 40 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

THIRTY-NINTH DAY.

THURSDAY, February 14th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Browne and Lammon.

Prayer by the Chaplain.

Journal of yesterday, February 13, 1867, read and approved.

Mr. Horton asked leave of absence for Mr. Browne for two days, including yesterday.

Leave granted.

Mr. Welch asked leave of absence for Mr. Lammon for two days, including yesterday.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Internal Improvements, to whom was referred Assembly Bill No. 89, entitled "An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road," approved December 19, 1862, report that the Committee have had the same under consideration, have made some amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

Also, Senate Bill No. 117, "An Act entitled an Act to amend an Act entitled 'An Act in relation to Public Highways,' approved March 9, 1866," have made no amendments thereto, and its passage recommended.

GEO. MUNCKTON,
Chairman.

Mr. Speaker :

Your Committee on Public Lands, to whom was referred Senate Bill No. 50, entitled "An Act to provide for the Selection and Sale of Lands granted by the United States to this State," beg leave to report that they have considered the same, have made no amendments thereto, and recommend its passage as amended.

Amendments to section 8 : Add after the last word in last line the following :

Provided, That for all Lands settled on and occupied before the passage of this Act, such settlers shall not be required to pay more than one dollar and twenty-five cents per acre.

Also, between the 21st and 22d sections, insert the following sections :

Section 22. Any person or persons, settlers on and occupying public lands

in this State that are not surveyed, wishing to take up such lands as a part of such lands donated to this State, under an Act approved July 4, 1866, shall have the right to employ the United States Surveyor General or his Deputy to survey such lands, said survey to conform to and be a part of the United States Survey.

Section 23. The United States Surveyor General, or his Deputy, surveying lands under the provisions of section 22 of this Act, shall have the right to depart from the rectangular system, and those employing such Surveyor, so wishing such surveys, to be subject to the approval of the Secretary of the Interior.

Section 24. Any person or persons wishing to take up lands under the provisions of sections twenty-two and twenty-three of this Act, shall pay at their own expense for such surveys and plats; *provided*, that such settlers shall not be required to pay more than one dollar and twenty-five cents per acre for such lands so surveyed.

Section 25. The State Treasurer shall place all moneys received from the sale of any land sold under the provisions of this Act, except as otherwise herein provided, to the credit of the School Fund, and hold the same as other School Fund moneys are held by him, and he shall be liable therefor on his official bond; provided, until Congress shall have consented to a diversion of the lands granted to this State for the erection of a State Prison, all moneys received on account of the sale of any such lands shall be kept in a separate fund, to be known as the State Prison Fund; provided further, that so soon as Congress shall have consented to a diversion of the lands last mentioned, to a School Fund, the moneys received from a State [sale] thereof, shall be transferred forthwith to the School Fund.

The money arising from the sale of the twenty sections of land donated to this State for erecting Public Buildings at the Capital, shall be kept in a separate fund, to be known as the State Capitol Fund, and can only be appropriated and used as provided by law.

Your Committee have also had under consideration, Assembly Bill No. 64, entitled "An Act to provide for the Sale of certain Lands belonging to this State, and for the application of the proceeds of the Sale thereof," and recommend its indefinite postponement.

All of which is respectfully submitted.

J. F. RONEY,
Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
Carson City, February 13th, 1867. }

To the Honorable Assembly of Nevada:

I approved on the 9th inst., Assembly Bill No. 2, "An Act to repeal an Act entitled 'An Act concerning the Location and Possession of Mining Claims,' approved February 27, 1866."

H. G. BLASDEL,
Governor.

NOTICE.

Mr. Cullen gave notice, that he would, at some future day, introduce a bill for "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers,' approved March 8, 1865."

Mr. Roney introduced Assembly Concurrent Resolution No. 39, relating to a Weekly Mail from Aurora to the lower crossing of the Truckee River.

Read and unanimously adopted.

Mr. Koneman, pursuant to notice, introduced Assembly Bill No. 97, entitled "An Act for the Relief of Insolvent Debtors, and the Protection of Creditors."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Jones, by leave, introduced Assembly Bill No. 98, entitled "An Act to amend an Act entitled 'An Act relating to Elections, the manner of conducting and contesting the same, Election Returns, and canvassing the same, fraud upon the ballot box, destroying, or attempting to destroy the ballot box, illegal or attempted illegal voting, and misconduct at Elections,' approved March 9, 1866."

Read first time; rules suspended; read second time by title; ordered printed, and referred to Committee on Elections.

RESOLUTIONS.

By Mr. Julien:

Resolved, That the Committee on Printing be instructed to ascertain from the State Printer, the probable cost of printing the Reports of the Practice Act Commissioner, and report to the House on to-morrow.

Adopted.

Mr. Munckton moved that the Senate Resolution relating to the distribution of the printed copies of the Code of Laws, be now taken up for the purpose of amending.

Agreed to.

And Senate Concurrent Resolution No. 129, relating to printing the Practice Act, taken from the table.

Mr. Munckton moved to amend by inserting after the word "Senate," and before the word "as," the words "and Assembly."

Adopted.

On the passage of the resolution as amended, the ayes and noes were called for by the requisite number, and resolution adopted by the following vote:

YEAS—Messrs. Cullen, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Mallory, Munckton, Mitchell, Poor, Parker, Prince, Stampley, Strother, Wingate, Walton, Welch and Mr. Speaker—21.

NAYS—Messrs. Koneman, Lissak, Parmater, and Roney—4.

Mr. Julien gave notice that he would, on to-morrow, move a reconsideration of the vote by which the resolution was adopted.

Assembly Bill No. 13, entitled "An Act amendatory of and supplemental to 'An Act to create the County of Lincoln, and provide for its Organization,' approved February 26th, 1866."

Amendments of Committee lost.

On motion of Mr. Jones, the rules were suspended; bill considered engrossed; read third time, and passed by the following vote:

YEAS—Messrs. Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—25.

NAYS—Mr. Welch—1.

Assembly Bill No. 73, entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the Names of Electors, and for the ascertainment by proper proofs of the Persons who shall be entitled to the Right of Suffrage,' approved February 24th, 1866."

Amendments of Committee adopted.

On motion of Mr. Koneman, the bill was recommitted to the Committees on Election and Ways and Means.

Assembly Bill No. 89, entitled "An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road, approved December 19th, 1862."

Amendment of Committee adopted.

Mr. Munckton moved to strike out in line six of section one the words "twenty-five," and insert in lieu thereof "twelve and a half."

Adopted.

Mr. Munckton also moved that the additional section be section 2, and section 2 be section 3.

Carried.

On motion of Mr. Dorsey, all that portion relating to Loose Stock was stricken out, and bill ordered engrossed.

Assembly [Senate] Bill No. 117, entitled "An Act to amend an Act entitled 'An Act in relation to Public Highways,' approved March 9th, 1866."

Read third time, and lost by the following vote :

YEAS—Messrs. Cullen, Folsom, Groves, Munckton, Poor, Roney, and Walton—7.

NAYS—Messrs. Grimes, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Mitchell, Parker, Potter, St. Clair, Strother, Tennant, and Welch—15.

Substitute Senate Bill No. 50, entitled "An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada."

On motion, made the special order for Monday next, February 18th, 1867, at 12 o'clock M.

Assembly Bill No. 64, entitled "An Act to provide for the Sale of certain Lands belonging to the State, and for the application of the proceeds of the Sale thereof."

On motion of Mr. Roney, indefinitely postponed.

Mr. Tennant, by leave, introduced Assembly Bill No. 99, entitled "An Act to establish Uniform Rates of Fare to be charged by Stage Companies and others carrying Passengers for hire, in the State of Nevada."

Read first time ; rules suspended ; read second time by title, and referred to the Committee on Internal Improvements.

On motion of Mr. St. Clair, at 1 o'clock P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FORTIETH DAY.

FRIDAY, February 15th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Grimes, Tennant, Caldwell, Prince, and Stampley.

Prayer by the Chaplain.

Journal of yesterday, February 14th, read and approved.

Mr. St. Clair asked leave of absence for Mr. Grimes for two days.

Leave granted.

Mr. Julien asked leave of absence for Mr. Tennant for two days.

Leave granted.

Mr. Folsom asked leave of absence for Messrs. Caldwell and Prince for one day.

Leave granted.

Mr. Julien asked leave of absence for Mr. Stampley for one day.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Internal Improvements, to whom was referred Assembly Bill No. 99, entitled "An Act to establish Uniform Rates of Fare to be charged by Stage Companies and others carrying Passengers for hire in the State of Nevada," report that they have had the same under consideration, have made no amendments thereto, have come to an unfavorable conclusion thereon, and recommend its indefinite postponement.

GEO. MUNCKTON,
Chairman.

NOTICE.

Mr. Munckton gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to grant the Right of Way to all Railroad Companies through the different Counties of this State."

RESOLUTION.

By Mr. St. Clair :

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized and required to draw his warrant in favor of the Assembly for the sum of sixty dollars, for stationery, newspapers, postage, and express charges for the present session, the same to be payable out of the Contingent Fund of the Assembly.

Laid over under the rule one day.

Mr. Julien, pursuant to notice, moved to reconsider the vote by which Senate Concurrent Resolution No. 129, in relation to printing the Practice Act [was passed].

Vote reconsidered.

Mr. Julien moved that the resolution be indefinitely postponed.

Carried.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, February 15th, 1867. }

To the Hon. the Assembly:

I am instructed to inform your honorable body that, inasmuch as the Assembly have received Assembly Bill No. 43, "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose," without the Senate amendments being attached in the form of riders, notwithstanding the information to the Senate, per Message of February 9th, that such bill would not be received, the cause which necessitated its return is removed; and that it is the desire of the Senate that a Committee of Conference, in relation thereto, be appointed.

Respectfully,

B. C. BROWN,
 Secretary.

Mr. Julien moved that a Conference Committee of three [be appointed] on Assembly Bill No. 43, entitled "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose."

The Chair appointed Messrs. Julien, Mallory, and Parker as such Committee.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, February 15th, 1867. }

To the Hon. the Assembly:

I am directed to return to you Assembly Bill No. 27, "An Act to amend an Act entitled 'An Act concerning District Attorneys,' approved March 11th, 1865, approved February 26th, 1866," the same having passed the Senate with the following amendments:

In section 1, line 6, strike out the words "fifteen hundred" and insert in lieu thereof "one thousand." In same section, line 8, strike out "twelve hundred" and insert "one thousand." In same section, line 10, strike out "one thousand" and insert "fifteen hundred." In same section, line 12, strike out "one thousand" and insert "fifteen hundred."

I am also instructed to inform your honorable body that Messrs. Edwards, Doron, and Mason have been appointed a Committee of Conference, to confer with a like Committee to be appointed by you, on Assembly amendments to Senate Bill No. 31, "An Act concerning the Office of Public Administrator," instead of upon Assembly Bill No. 43, as stated in a former Senate Message.

Respectfully submitted,

JOHN R. EARDLEY,
 Assistant Secretary.

Assembly Bill No. 27, entitled "An Act to amend an Act entitled 'An Act concerning District Attorneys,' approved February 26th, 1866."

House refused to concur in Senate amendments.

The Chair appointed the following Conference Committee on Senate Bill No. 31, entitled "An Act concerning the Office of Public Administrator," consisting of Messrs. St. Clair, Poor, and Cullen.

Mr. Speaker :

Your Committee on Ways and Means have had under consideration Assembly Bill No. 87, entitled "An Act to appropriate Moneys to defray the Civil Expenses of the State Government up to the close of the fourth fiscal year," and have come to a favorable conclusion thereon, have directed their chairman to report the same back to the House without amendments, and recommend its passage.

JOHN DORSEY,
Chairman.

Mr. Speaker :

Your Committee on Engrossment beg leave to report that they have carefully compared the following Assembly Bills with the original copies, and found the same correctly engrossed, viz :

"An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road," approved December 19th, 1862.

T. V. JULIEN,
Chairman.

Mr. Cullen, pursuant to notice, introduced Assembly Bill No. 100, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers.'"

Special order postponed five minutes.

Bill read first time ; rules suspended ; read second time by title, and referred to the Judiciary Committee.

Mr. Cary, pursuant to notice, introduced Assembly Bill No. 101, entitled "An Act in relation to Public Highways."

Read first time ; rules suspended ; read second time by title, and referred to Committee on Internal Improvements.

On motion of Mr. Mayhugh, Assembly Bill No. 62 was made the special order for next Wednesday, at 12 o'clock m.

Assembly Bill No. 47, entitled "An Act to prescribe the Number of Hours which shall constitute a Legal Day's Labor, in certain cases."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Cullen, Dorsey, Dana, Folsom, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Parmater, Parker, Potter, St. Clair, Swaney, Strother, Wingate, Walton, Welch, and Mr. Speaker—28.

NAYS—Messrs. Julien and Poor—2.

THIRD READING OF BILLS.

Assembly Bill No. 89, entitled "An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road, approved December 19, 1862."

Made the special order for Wednesday next, at 12 o'clock m.

Assembly Bill No. 99, entitled "An Act to establish Uniform Rates of Fare to be charged by Stage Companies and others carrying Passengers for hire in the State of Nevada."

Passed on File.

On motion of Mr. Mayhugh, the House resolved itself into the Committee of

the Whole, Mr. Speaker in the chair, for the consideration of Assembly Bill No. 87, entitled "An Act to appropriate Moneys to defray the Civil Expenses of the State Government until the close of the fourth fiscal year."

In time the Committee rose, reported the bill back to the House, recommending its engrossment; report adopted, and bill ordered engrossed.

On motion of Mr. Mayhugh, at twelve o'clock and twenty minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FORTY-FIRST DAY.

SATURDAY, February 16th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Speaker in the chair.

Roll called.

All present, except Messrs. Roney, Stampley, Mallory, Dorsey.

Prayer by the Chaplain.

Journal of Friday, February 15th, read and approved.

Mr. Koneman asked leave of absence for Mr. Roney for one day.

Leave granted.

Mr. Parmater asked leave of absence for Mr. Stampley one day.

Leave granted.

Mr. Cary asked leave of absence for Mr. Mallory for one day.

Leave granted.

Mr. Dana asked leave of absence for Mr. Dorsey for one day.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Internal Improvements, to whom was referred Assembly Bill No. 101, entitled "An Act in relation to Public Highways," report that they have had the same under consideration, have made some amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

GEORGE MUNCKTON,
Chairman.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that they have carefully compared the following Assembly Bill with the original copy, and found the same correctly engrossed: "An Act to appropriate Moneys to defray the Civil Expenses of the State Government up to the close of the fourth fiscal year."

NOTICE OF BILLS.

Mr. Parker gave notice that he would, at some future day, ask leave to introduce a bill for an Act, entitled "An Act to enforce the Payment of two per cent. of the gross proceeds of all Toll Roads and Bridges, as provided by law, to the General School Fund of this State."

Mr. Mayhugh moved that Assembly Bill No. 101, relating to Roads and Highways, with amendments, be printed.

Carried.

THIRD READING OF BILLS.

Assembly Bill No. 87, entitled "An Act to appropriate Moneys to defray the Civil Expenses of the State Government up to the close of the fourth fiscal year."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Swaney, Wingate, Walton, and Mr. Speaker—24.

NAYS—Messrs. Mayhugh, St. Clair, and Welch—3.

Assembly Bill No. 99, entitled "An Act to establish Uniform Rates of Fare to be charged by Stage Companies and others carrying Passengers for hire in the State of Nevada."

On motion of Mr. Cullen, made the special order for Thursday next, February 21st, 12 M.

On motion of Mr. Parmater, at 11 o'clock and thirty minutes A.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FORTY-THIRD DAY.

MONDAY, February 18th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of Saturday, February 16th, read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Judiciary beg leave to report that they have had the following bills under consideration, and report as follows :

Senate Bill No. 113, "An Act to amend an Act entitled 'An Act to regulate Fees and Compensation of [for] Official and other Services in the State of Nevada,' approved March 9th, 1865."

Its passage recommended, with the following amendment as an addition to section one: "*Provided*, That nothing in this Act shall be so construed as to require personal attendance in filing such statements; and such statements may be transmitted by mail, express, or otherwise directed to the Clerk of the said Board of County Commissioners."

Assembly Bill No. 97, entitled "An Act to amend an Act entitled 'An Act for the Relief of Insolvent Debtors, and Protection for Creditors,' approved March 10th, 1865."

Its passage is recommended.

Assembly Bill No. 100, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers.'"

Your Committee return the bill and offer a substitute, and recommend its passage.

T. N. BROWNE,
Chairman.

Mr. Speaker :

Your Standing Committee on Public Printing, to whom was referred Assembly Bill No. 86 and 94, entitled respectively, "An Act to provide for the Official Publication of Laws and Resolutions, and other Public Documents," beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back to the House, without recommendation.

JOHN WELCH,
Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your Select Committee, consisting of the Ormsby County delegation, to whom was referred Assembly Bill No. 88, entitled "An Act to amend chapter 113 of the Statutes of 1866, entitled 'An Act to consolidate and pay certain Indebtedness of the County of Ormsby,' approved March 12th, 1866," beg leave to report that they have had the same under consideration, have come to a favorable conclusion thereon, and directed their chairman to report the bill back to the House, and recommend its passage.

H. H. BENCE,
Chairman.

NOTICES.

Mr. Munckton gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to tax the Chinese Population of this State."

Mr. Browne gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to authorize the County Commissioners of the several Counties of this State to transfer certain Moneys now in the Board Funds, and hereafter to come into such Funds, to the School and other Funds of the several Counties."

Mr. Browne also gave notice that he would, at some future day, introduce a bill for an Act entitled "An Act to legalize certain Acts of County Officers in the several Counties in this State."

Mr. Caldwell gave notice that he would, at some future day, introduce a bill for an Act entitled "An Act to create the County of Roop, and provide for its Organization."

Mr. Grimes gave notice that he would, at some future day, introduce a bill for an Act entitled "An Act for the Relief of Wallace Goodell, late Treasurer of Churchill County."

On motion of Mr. Mayhugh, resolution of Mr. St. Clair, in relation to sixty dollars for stationery, etc., for the members, was taken up and adopted by the following vote:

YEAS—Messrs. Browne, Bence, Caldwell, Cary, Cullen, Dana, Grimes, Groves, Huse, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Parmater, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—28.

NAYS—Messrs. Dorsey, Folsom, Horton, Julien, Jones, Koneman, Lissak, Poor, and Parker—9.

RESOLUTIONS.

By Mr. Mitchell:

Resolved, That the Storey County delegation, to whom was referred the consideration of a bill for the Funding of the Indebtedness of Virginia City, be, and they are hereby authorized to send for persons and papers in furtherance of their investigations concerning Virginia City indebtedness, and to administer oaths to witnesses called.

Ayes and noes were called for by the requisite number, and resolution adopted by the following vote:

YEAS—Messrs. Browne, Bence, Cullen, Dorsey, Dana, Grimes, Groves, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walter, Welch, Wheeler, and Mr. Speaker—31.

NAYS—Messrs. Cary, Folsom, Horton, Jones, and Poor—5.

Mr. Caldwell introduced Assembly Concurrent Resolution No. 40, relating to the claims of McPike, Dorsey, and Sheppard against the General Government. Read and passed.

On motion of Mr. Mayhugh, the vote by which the resolution was passed, was reconsidered, and the resolution referred to the Committee on Federal Relations

MESSAGE FROM THE SENATE.

SENATE CHAMBER, CARSON CITY, }
February 15th, 1867.

To the Hon. the Assembly:

I am instructed to return to your honorable body, the following Assembly Bills, viz:

No. 56, "An Act to amend an Act entitled 'An Act in relation to the Compensation of Members of the Legislature and State Officers,' approved Jan'y 16, 1865," the same having failed to pass the Senate.

No. 51, "An Act for the Incorporation of Hospitals and Asylums in certain cases," which has passed the Senate without amendments.

No. 74, "An Act to provide for the Transfer of certain Money from the Indigent Sick Fund of Churchill County to the General Fund of said County," which passed the Senate this day without amendment.

No. 19, "An Act to amend an Act entitled 'An Act to provide for Reporting the Decisions of the Supreme Court of the State of Nevada,' approved March 14, 1865," which failed to pass the Senate this day.

No. 49, "An Act for the Protection of Proprietors of Hotels and Lodging Houses," which passed the Senate this day without amendment.

No. 20, "An Act to amend an Act entitled 'An Act in relation to the distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 14, 1866," which passed the Senate with the following amendment:

In line 10 of section 1, after the word "attorney" and before the word "County" insert the word "and," and in the same line after the word "Clerk" strike out the words "and County," in line 11 of same section strike out the word "Treasurer," and in same, after the word "copy" strike out the words "and to each of the District Judges," and strike out all of lines twelve, thirteen, and fourteen.

Also, Assembly Concurrent Resolution No. 30, relative to Constitutional Debates, the same having passed the Senate unanimously.

I am also instructed to transmit for your consideration, the following Senate Bills which passed this day, viz:

Substitute Senate Bill No. 102, "An Act to transfer certain Moneys in the State Treasury to the County School Funds."

Senate Bill No. 141, "An Act to provide for the Payment of James Cochran, for certain services rendered and expenses incurred in arresting and conveying one W. S. Broadwater, a refugee from justice, from Trinity County, California, to this State."

Senate Bill No. 97, "An Act defining the duties of the Attorney General of the State of Nevada."

Senate Bill No. 123, "An Act amendatory of an Act entitled 'An Act relating to the Support of the Poor,' approved Nov. 29, 1861."

I am also directed to inform your honorable body that the Senate has concurred in the Assembly amendments to Senate Bill No. 14, "An Act for the Relief of S. L. Baker."

All of which is respectfully submitted.

JOHN R. EARDLEY,
Assistant Secretary.

Substitute Senate Bill No. 102, as per Message, entitled "An Act to transfer certain Moneys in the State Treasury to the County School Funds."

The House refused to receive the bill in its present shape, and ordered the same to be returned to the Senate.

Senate Bill No. 141, as per Message, entitled "An Act to provide for the Payment of James Cochrane, for certain services rendered and expenses incurred in arresting and conveying one W. S. Broadwater, a refugee from justice, from Trinity County, California, to this State."

Read first time; rules suspended; read second time by title, and referred to Committee on Claims, with instructions to inquire whether the claimant received any reward for the arrest of Mr. Broadwater.

Senate Bill No. 97, as per Message, entitled "An Act defining the duties of the Attorney General of the State of Nevada."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Senate Bill No. 123, as per Message, entitled "An Act amendatory of an Act entitled 'An Act relating to the Support of the Poor,' approved November 29, 1861."

Read first time; rules suspended; read second time by title, and referred to the Committee on Claims.

SPECIAL ORDER FOR 12 O'CLOCK M.

The House resolved itself into the Committee of the Whole for the consideration of Assembly Bill No. 50, entitled "An Act to restrict Gaming."

In time the Committee rose, and reported the bill back, without any recommendation.

Committee discharged.

Mr. Mayhugh moved that the bill be referred to a Select Committee, consisting of one from each county.

Carried.

And the Speaker appointed:

Mr. Horton, of Ormsby County.

" Mayhugh, of Esmeralda County.

" Parker, of Storey County.

" Caldwell, of Washoe County.

" Julien, of Humboldt County.

" Dorsey, of Lander County.

" Koneman, of Lyon County.

" St. Clair, of Churchill County.

" Groves, of Nye County.

" Mallory, of Douglas County.

The House resolved itself into the Committee of the Whole for the consideration of Substitute Senate Bill No. 50, entitled "An Act to provide for the Selection and Sale of Lands, granted by the United States to the State of Nevada."

In time the Committee rose, and reported the bill back to the House, without recommendation.

Report of Committee received, and Committee discharged.

On motion of [Mr.] Munckton, the bill was referred to a Select Committee, consisting of one from each county.

The Speaker announced as such Committee:

Mr. Prince, of Washoe County.

" Browne, of Esmeralda County.

" Bence, of Ormsby County.

" Dana, of Storey County.

" Grimes, of Churchill County.

- Mr. Cary, of Douglas County.
 " Cullen, of Lander County.
 " Roney, of Lyon County.
 " Parmater, of Humboldt County.
 " Jones, of Nye County.

Assembly Bill No. 20, as per Message, entitled "An Act to amend an Act entitled 'An Act in relation to the distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 14, 1866."

Senate amendments concurred in, by the following vote:

YEAS—Messrs. Browne, Bence, Cullen, Caldwell, Folsom, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Mallory, Munckton, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—28.

NAYS—Messrs. Grimes, Jones, Lammon, Mayhugh, and Mitchell—5.

Mr. Swaney, by leave, introduced Assembly Bill No. 105, entitled "An Act amendatory of an Act to amend an Act entitled 'An Act to incorporate the Town of Gold Hill,' approved March 7, 1865, and February 24, 1866."

Read first time; rules suspended; read second time by title, and referred to the Gold Hill and Storey County delegation.

Mr. Swaney, by leave, introduced Assembly Bill No. 106, entitled "An Act in relation to the Redemption of Property sold for Taxes."

Read first time; rules suspended; read a second time by title, and referred to the Judiciary Committee.

Mr. Parker, pursuant to notice, introduced Assembly Bill No. 107, entitled "An Act to enforce Payment of two per cent. of the gross proceeds of all Toll Roads and Bridges, as provided by law, to the General School Fund."

Read first time; rules suspended; read second time by title, and referred to the Select Committee on Toll Roads and Bridges.

On motion of Mr. Huse, at 1 o'clock and 5 minutes P.M. the House took a recess until 2 P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Roll called.

Quorum present.

By the request of the Speaker, a letter from the agent of Mr. R. C. Gridley was read.

Mr. Mayhugh moved that the letter be entered upon the Journal.

Agreed to.

*To the Hon. R. D. Ferguson, Speaker of
the House of Representatives, State of Nevada:*

DEAR SIR—Your favor of 2d inst., inclosing two hundred and seventy-two dollars, donated to the relief of Mr. R. C. Gridley and family, by the Hon. Members of the House of Representatives of Nevada, also copy of Resolutions adopted, came to hand this day. In consequence of continued illness Mr. Gridley has requested me to answer your kind letter acknowledging the receipt of the money, and thanking the hon. gentlemen who so generously remembered him in this hour of trial and affliction. Please say to the donors that Mr.

Gridley prays that Heaven's choicest blessings may rest upon each and all of them.

I remain, your most obedient servant,

H. S. SARGENT.

Stockton, California, February 14, 1867.

On motion of Mr. Dorsey, a call of the House was made.

Roll call.

Absent—Messrs. Bence, Cary, Jacobs, Prince, and St. Clair.

Messrs. Cary and Prince appeared at the Bar of the House, and were excused.

The call of the House was temporarily suspended to receive a Message from the Senate.

Mr. Jacobs appeared at the Bar of the House, and was excused.

Mr. Bence appeared at the Bar of the House, and on motion of Mr. Horton was fined one dollar.

Mr. St. Clair appeared at the Bar of the House, and on motion of Mr. Dorsey was fined one dollar.

On motion of Mr. Julien, the further call of the House was dispensed with.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 18th, 1867. }

To the Hon. the Assembly:

I am directed to transmit, for the consideration of your honorable body, Senate Bill No. 98, "An Act to enable a Defendant to testify as a Witness in Criminal Prosecutions," together with the Message of the Governor signifying his non-approval of the said bill.

The bill has again passed the Senate by the following vote, notwithstanding his Excellency's objections:

Yeas, 17; Nays, 0.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 89, as per Message, entitled "An Act to enable a Defendant to testify as a Witness in Criminal Prosecutions," and the Veto Message of the Governor accompanying the same, were read, and the question being: "Shall the bill pass, notwithstanding the objections of the Governor?"

The roll was called, and the bill passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Cullen, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampely, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—37.

NAYS—Mr. Lissak—1.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, February 19, [18] 1867. }

To the Hon. the Assembly :

I am instructed to return to you the following Assembly Bills, viz :

No. 16, "An Act granting additional Authority to the Board of County Commissioners," the same having failed to pass the Senate.

No. 58, "An Act to amend section 24 of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice in this Territory,' approved February 20, 1864," the same having passed the Senate this day.

I am also directed to transmit for the consideration of your honorable body, Senate Bill No. 143, "An Act for the Relief of John S. Childs," the same having passed this day.

Also, to inform you that Messrs. Edwards, Proctor, and Mason have been appointed a Committee of Conference, to confer with a like Committee on the part of the Assembly, on Senate amendments to Assembly Bill No. 43, "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose."

Respectfully submitted,

JOHN R. EARDLEY,
 Assistant Secretary.

Senate Bill No. 143, as per Message, entitled "An Act for the Relief of John S. Childs."

Read first time ; rules suspended ; read second time by title, and referred to Committee on Claims.

Assembly Bill No. 101, entitled "An Act in relation to Public Highways."

Second amendment of Committee adopted.

On motion of Mr. Julien, all after the word "districts," in section 1, line 7, was stricken out, and the following words were inserted in lieu thereof: "It shall be the duty of said Commissioners to create such Districts (if the same have not already been done) and appoint Road Supervisors for each District."

On motion of Mr. Cary, the word "if," at beginning of first line of section 1, was stricken out. In same section, same line, after the word "Supervisor," and before the word "shall," the word "who" was inserted. In same section, third line, after the word "Act," and before the word "shall," the word "he" was stricken out, and the following words inserted: "And any person who shall fail to pay or discharge the Road Tax provided for in this Act." In same section, after the word "be," at the end of third line, the following words were inserted: "deemed guilty of a misdemeanor, and be."

Mr. Mayhugh moved to refer the bill to the Judiciary Committee.

Lost.

On motion of Mr. Jones, at the beginning of section 4 the following words were inserted: "after the organization of such Road District as aforesaid."

Also, in section 5, fifth and sixth lines, the words "County Auditor" were stricken out, and the following words were inserted in lieu thereof: "Clerk of the Board of County Commissioners."

Mr. Koneman moved to strike out all of section 5 after the word "year" in the third line.

Lost.

Mr. Prince moved to amend section 6, line 4, strike out the word "three" and insert "seven."

Adopted.

Mr. Dorsey moved to amend section 8, line 2, by striking out the word "four" and inserting the word "ten."

Mr. Mayhugh moved to adjourn.

Lost.

Mr. Mallory moved to amend the amendment by inserting "six" instead of "ten."

Agreed to.

Mr. Jones moved to recommit the bill, as amended, to the Committee on Internal Improvements.

Agreed to, and bill so committed.

On motion of Mr. Julien, at 3 o'clock and 34 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FORTY-FOURTH DAY.

TUESDAY, February 19th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Counties and County Boundaries, to whom was referred Assembly Bill No. 84, "An Act providing for the Removal of County Seats, and the Permanent Location of the same," beg leave to report that they have had the same under consideration, and return the same without recommendation.

J. M. GROVES,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred (jointly with the Standing Committee on Elections) Assembly Bill No. 73, entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the Names of Electors, and for the Ascertainment, by proper proofs, of the Persons who shall be entitled to the Right of Suffrage,' approved February 24, 1866," beg leave to report that they have had the foregoing bill under consideration, that the undersigned of your Committee on Ways and Means have arrived at a favorable conclusion thereon, and recommend its passage for the following reasons :

That the radical change in our Registry Law, which is sought to be effected by this Act, is demanded by a large majority of the electors of this State.

The principal objection to the present system of Registration is, that by making the payment of a sum of money a prerequisite to the Election franchise, there is a tempting inducement offered to the designing demagogue to tamper with and destroy ultimately the purity of the Ballot Box, and the independence of the elector. That fraud and corruption are among the legitimate fruits of the present system, your Committee cannot entertain a doubt, and they cannot too strongly recommend the modification contemplated by this bill, as a means of staying the evils here suggested, which have already gained dangerous and alarming prominence in the conduct of our popular elections.

J. M. DORSEY,
Chairman of Committee on Ways
and Means, as per request of
a majority of said Committee.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
Carson City, February 19, 1867. }

To the Hon. Assembly of Nevada :

I have this day approved Assembly Bill No. 42, "An Act to authorize District Judges in certain Cases to sign Records and settle Statements."

H. G. BLASDEL,
Governor.

NOTICES.

Mr. Tennant gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to authorize the Board of County Commissioners of Lander County to examine, audit and allow the Claim of S. W. Maguire for Witness Fees."

Mr. Strother gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act amendatory to an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons.'"

RESOLUTIONS.

By Mr. Swaney :

Resolved, That Assembly Bill No. 105, be considered referred to the Gold Hill portion of the Storey County delegation ; upon which the previous question was demanded and sustained, and the resolution adopted.

Mr. Tennant asked for indefinite leave of absence for Mr. Cullen.
Leave granted.

Mr. Browne, pursuant to notice, introduced Assembly Bill No. 109, entitled "An Act to legalize the Publication of Summons on Suits for the Collection of Delinquent Taxes in the several Counties of this State."

Read first time ; rules suspended ; read second time by title, and referred to the Judiciary Committee.

Mr. Huse, by leave, introduced Assembly Bill No. 101, entitled "An Act to amend an Act relating to Marriages and Divorces."

Read first time ; rules suspended ; read second time by title, and referred to the Judiciary Committee.

SPECIAL ORDER FOR 12 M.

Assembly Bill No. 5, entitled "An Act to create three additional Commissioners to represent the State of Nevada at the World's Fair, to be held in Paris, France, in the year A.D. 1867," and Veto Message of the Governor.

The Message was read for the information of the House, and the question being: Shall the bill pass, notwithstanding the objections of the Governor?

Roll called, and passed by the following vote:

YEAS—Messrs. Browne, Cary, Caldwell, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Mitchell, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—31.

NAYS—Messrs. Bence, Folsom, Poor, Prince, and Swaney—5.

Mr. Jones, by leave, introduced Assembly Bill No. 111, entitled "An Act to amend an Act entitled 'An Act to re-district the State of Nevada into Judicial Districts, and to fix the Salaries of Judges, and the Terms of Court therein,' approved February 27th, 1866."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Koneman, by leave, introduced Assembly Bill No. 112, entitled "An Act to amend 'An Act in relation to Public Highways,' approved March 9th, 1866."

Read first time; rules suspended; read second time by title, and referred to Committee on Internal Improvements.

THIRD READING OF BILLS.

Senate Bill No. 113, entitled "An Act to amend an Act entitled 'An Act to regulate Fees and Compensation for Official and other Services in the State of Nevada,' approved March 9th, 1865."

Amendments of Committee adopted.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—32.

NAYS—Messrs. Grimes and Lammon—2.

On motion, the House resolved itself into the Committee of the Whole, Mr. Julien in the chair, for the consideration of the General File.

In time the Committee rose, reported that they had made some progress, and asked leave to sit again.

Report received, and leave granted.

On motion of Mr. Walton, at 1 o'clock and 15 minutes P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Speaker *pro tem.* in the chair.

Roll called.

Quorum present.

On motion, the House resolved itself into the Committee of the Whole, Mr. Julien in the chair, for the further consideration of the General File.

In time the Committee rose, and reported back to the Assembly Bill No. 97, entitled "An Act to amend an Act entitled 'An Act for the Relief of Insolvent Debtors, and Protection of Creditors,'" recommending its engrossment.

Also, Assembly Bill No. 100, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers,'" with substitute bill as reported by the Judiciary Committee.

Substitute reported by the Judiciary Committee, adopted in the Committee of the Whole, amended, and recommended that it do not pass.

Also, Assembly Bill No. 86, entitled "An Act to provide for the Official Publication of Laws and Resolutions, and other Public Documents," recommending its engrossment.

Report adopted, and Committee discharged.

Mr. Stampley moved a call of the House.

Agreed to.

Roll called.

Absent—Messrs. Lissak, Parmater, Prince, St. Clair, and Tennant.

Mr. Lissak appeared at the bar of the House, and was excused.

Mr. Tennant appeared, and on motion of Mr. Mayhugh, was fined one dollar.

Messrs. Parmater, Prince, and St. Clair appeared at the bar, and were excused.

On motion, the further call of the House was dispensed with.

Assembly Bill No. 86, entitled "An Act to provide for the Official Publication of Laws and Resolutions, and other Public Documents."

Mr. Speaker moved to suspend the rules; consider the bill engrossed, and place it upon its third reading and final passage; upon which the previous question was demanded and sustained.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Browne, Caldwell, Dorsey, Dana, Grimes, Groves, Huse, Jacobs, Koneman, Lammon, Mayhugh, Mitchell, Parmater, Potter, Roney, St. Clair, Stampley, Strother, Tennant, Walton, Welch, and Mr. Speaker—22.

NAYS—Messrs. Bence, Cary, Folsom, Horton, Julien, Jones, Lissak, Mallory, Munckton, Poor, Parmater, Prince, Swaney, Wingate, and Wheeler—15.

On motion of Mr. Dorsey, in the absence of Mr. Cullen, Mr. Jacobs was appointed to fill the vacancy in Committee on Public Lands.

On motion of Mr. Browne, Mr. Jones was appointed as a member of Conference Committee on Senate Bill No. 31, relating to Public Administrators.

On motion of Mr. Stampley, Senate Message was taken up.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
Carson City, February 19th, 1867. }

To the Hon. the Assembly:

I am instructed to transmit, for the consideration of your honorable body, the following Senate Bills which passed the Senate this day:

No. 131, "An Act to prohibit the Carrying of Concealed Weapons."

No. 150, "An Act to amend an Act entitled 'An Act authorizing a State Loan and levying a Tax to provide means for the Payment thereof,' approved Feb. 6, 1867."

Also, to return to you Substitute Senate Bill No. 102, "An Act to transfer certain Moneys in the State Treasury to the County School Funds," the same having been reëngrossed.

Respectfully submitted.

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 131, as per Message, entitled "An Act to prohibit the Carrying of Concealed Weapons."

Read first time; rules suspended; read second time by title, and referred to Committee on Public Morals.

Senate Bill No. 150, as per Message, entitled "An Act to amend an Act authorizing a State Loan and levying a Tax to provide means for the Payment thereof, approved Feb. 6, 1867."

Read first time; rules suspended; read second time by title. Mr. Speaker moved that the rules be further suspended.

Bill read a third time, and placed upon its third reading and final passage; upon which the previous question was demanded and sustained.

Mr. Bence moved to adjourn.

Lost.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Browne, Dana, Groves, Horton, Julien, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—24.

NAYS—Messrs. Bence, Cary, Dorsey, Folsom, Grimes, Huse, Jones, Lissak, Parker, Prince, and Potter—11.

Mr. Jones moved to amend the title of the bill, to entitle it "An Act to impoverish the State of Nevada."

Ruled out of order by the Chair.

Mr. Dorsey appealed from the decision of the Chair.

Ayes and noes were called by the requisite number, and the decision of the Chair sustained. Yeas, 16; Nays, 7.

Mr. Bence moved that the title of the bill be stricken out.

Mr. Tennant moved to adjourn.

Ruled out of order.

Mr. Julien raised the point of order that the merits of the bill could not be discussed upon a motion to strike out the title.

The Chair decided the point of order well taken, and the motion to strike out the title lost.

Substitute Senate Bill No. 102, as per Message, entitled "An Act to transfer certain Moneys in the State Treasury to the County School Funds."

Read first time; rules suspended; read second time by title, and referred to Special Committee on Assembly Bill No. 50, consisting of one from each county.

Substitute Assembly Bill No. 100, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers,'" was ordered engrossed.

On motion of Mr. Julien, at 3 o'clock and 20 minutes P.M. the House adjourned.
Approved,

T. V. JULIEN,
Speaker *pro tem*.

Attest—A. WHITFORD,
Clerk.

FORTY-FIFTH DAY.

WEDNESDAY, February 20th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.
Speaker *pro tem*. in the chair.
Roll called—all present.
Prayer by the Chaplain.
Journal of yesterday was read, corrected, and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 80, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865," beg leave to report that they have had the same under consideration, and recommend its passage, with the following amendments, to wit: Substitute in place of section 1, the following:

Section 1. Section forty-three of the Act of which this Act is amendatory, is hereby amended so as to read as follows: "Each male resident of this State, over twenty-one, and under sixty years of age, (uncivilized American Indians excepted) and not by law exempt, shall pay an annual Poll Tax for the use of the State and County, of four dollars; and for the purposes of this Act, any person shall be deemed to be a resident of this State who shall reside in this State, or who shall be employed therein upon any public or private works, for a period exceeding ten days." Section 1. Also strike out of the 1st, 2d, and 3d lines of section 1, the following words and figure: "Section 1. Section fifty of an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' and insert in lieu thereof, the following words and figure: "section 2, section fifty of said Act."

Also, in line 28, same section, after the word "having," and before the word "in," insert the words "by direct contract or indirectly through other contractors."

Also, in same section, after line 31, and before line 32, insert the following: "and may deduct the amount from any sums due, or that may afterwards become due to such employés, whether such wages are payable directly to such employés or to other persons who furnish such employés under contract with such person or persons, company or corporations."

J. M. DORSEY,
Chairman.

Mr. Speaker :

Your Standing Committee on Claims, to whom was referred Senate Bill No. 141, "An Act to provide for the Payment of James Cochrane, for certain services rendered and expenses incurred in arresting and conveying one W. S. Broadwater, a refugee from justice, from Trinity County, California, to this State," beg leave to report that they have had the same under consideration, have made no amendments thereto, and have come to a favorable conclusion thereon, and recommend its passage.

GEORGE I. LAMMON,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 26, entitled "An Act to provide for carrying on the Financial Transactions of the State upon a Coin Basis," beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back without recommendation.

JOHN M. DORSEY,
Chairman.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Assembly Bill No. 70, entitled "An Act to fix the Salary of the Governor's Private Secretary," beg leave to report that they have considered the same, and have directed their chairman to report the same back with the accompanying amendment, and recommend its passage as amended.

Amendment: Strike out in section 1, lines 5 and 6, after the words "shall be," and before the words "per month," the following words: "two hundred and fifty" and insert in lieu thereof, the words "one hundred."

JOHN M. DORSEY,
Chairman.

Mr. Speaker :

Your Committee on Elections, to whom was referred Assembly Bill No. 98, entitled "An Act to amend an Act entitled 'An Act relating to Elections, the manner of conducting and contesting the same, fraud upon the Ballot Box, destroying, or attempting to destroy the ballot box, illegal, or attempted illegal voting and misconduct at Elections,' approved March 9, 1866," beg leave to report that they have considered the same, and report the bill back without amendments, and recommend its passage.

THOS. PARKER,
Chairman.

Mr. Speaker :

Your Standing Committee on Corporations, to whom was referred Assembly Bill No. 96, "An Act for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations," beg leave to report that they have had the same under consideration, and recommend to amend by striking out in the seventh section, after the words "the County," "nor shall the annual income of such real estate exceed the sum of thirty thousand dollars," and insert therein, "nor shall any portion thereof used for ordinary business purposes, not con-

nected with the objects of such Associations or Corporations, or rented for profit, be exempt from taxation," and its passage recommended.

W. CALDWELL,
Chairman.

Mr. Speaker :

Your Committee on Public Morals, to whom was referred Senate Bill No. 131, "An Act to prohibit the Carrying of Concealed Weapons," beg leave to report that they have had the same under consideration, and return the same, and recommend that it do not pass.

G. W. WALTON,
Chairman.

Mr. Speaker :

The minority of your Committee on Public Morals, to whom was referred Senate Bill No. 131, entitled "An Act to prohibit the Carrying of Concealed Weapons," beg leave to report that they have had the same under consideration, and have come to a favorable conclusion thereon, and recommend the same do pass, without amendment.

W. M. CARY,
Minority of Committee.

Mr. Speaker :

Your Committee on Internal Improvements, to whom was referred Assembly Bill No. 101, entitled "An Act in relation to Public Highways," report that they have had the same under consideration, and in view of there being so many amendments proposed, have concluded to propose a substitute, and recommend its passage.

GEORGE MUNCKTON,
Chairman.

Mr. Speaker :

Your Committee of Conference, appointed on the disagreement of Assembly and Senate on Senate bill No. 31, report that they have failed to agree, and respectfully recommend that a Free Conference Committee be appointed.

JAS. A. ST. CLAIR,
Chairman.

Mr. Speaker :

Your Committee of Conference, to whom was referred Assembly Bill No. 43, entitled "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for the purpose," beg leave to report that they have had the same under consideration, and have directed their chairman to report the bill back, with recommendation that the House concur in Senate amendments, and that the bill do pass.

THOS. PARKER,
Chairman.

Mr. Speaker :

Your Special Committee, composed of the Committees on Elections and Ways and Means, to whom was referred Assembly Bill No. 73, entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the names of Electors and for the ascertainment by proper proofs of the Persons

who shall be entitled to the Right of Suffrage,' approved February 24, 1866," beg leave to report that they have duly considered the same, and that the undersigned members of said Committee have arrived at a favorable conclusion thereon, and recommend its passage with the following amendments, to wit: Strike out all of section 3, and substitute in lieu thereof the following:

Section 3. Section sixteen of said Act is hereby amended so as to read as follows:

Sec. 16. The name of no person shall be registered by any Registry Agent until such person shall pay into the hands of said Registry Agent the poll tax of four dollars, due from such person for the electoral year for which he shall offer to be registered; or in case said poll tax shall have been already paid for such year, until the person offering to be registered shall present to the Registry Agent his poll tax receipt therefor, or file his affidavit with said Registry Agent that said poll tax was paid for the electoral year for which he offers to be registered. The Registry Agents shall receive ten per cent. of all poll taxes so collected by them; and shall, on the first judicial day of each month, hand over to the County Auditor of their respective counties, the aggregate poll tax so collected during the preceding month, (after deducting the said ten per cent.) together with a list of the persons paying the same. The County Auditor shall deliver to the Registry Agents of their respective counties such number of blank poll tax receipts as may be deemed necessary, which shall be receipted and accounted for by said agents, in the same manner as the County Assessors are required to do by law. For the faithful performance of the duties herein imposed, each Registry Agent shall receive fifteen cents for the registration of each name, which compensation shall be a charge against the county, and to be audited and paid as other county expenses are. Each Registry Agent shall, before entering upon the discharge of his duties, file with the County Clerk of his county a good and sufficient bond, in such sum as the Board of County Commissioners may determine.

All of which is respectfully submitted.

THOS. PARKER,
J. F. RONEY,
A. M. WINGATE,
E. STROTHER,
J. L. SWANEY,
J. P. WHEELER,
T. B. PRINCE,
A. KONEMAN.

Mr. Speaker:

Your Select Committee, composed of the Esmeralda delegation, to whom was referred Assembly Bill No. 36, entitled "An Act to provide for the Payment of the Indebtedness of Esmeralda County," beg leave to report that they have had the same under consideration, and recommend the passage of the bill with the following amendments, to wit:

Strike out all of section 2, and substitute in lieu thereof: "Section 2. The Board of County Commissioners of said county are hereby authorized and directed from and after the passage of this Act, to create in the County Treasury of said county a fund to be known and denominated the 'Redemption Fund' of said county; and all moneys coming into the Treasury from and after the passage of this Act ordered to be paid into the General Fund, shall be paid into said Redemption Fund. The moneys placed in the Redemption Fund created by this Act shall be disbursed as hereinafter provided."

Also, strike out all of section 3, after the word "County," in line 7, and

insert in lieu thereof the following words, to wit: "If there be no newspaper published in said county, or if the publisher of such paper shall fail or refuse to publish such notice, for any cause whatever, then in that case the Treasurer of said county shall cause said notice to be posted upon the court house door that sealed proposals directed to him will be received for the surrender of County indebtedness, audited and allowed by the Board of County Commissioners, and payable out of the general fund of said County, and allowed prior to the 31st of December, 1866, and that said proposals will be received by him until the regular meeting of the Board of County Commissioners of said County thereafter."

Also, add to section 7, in last line, after the word "repealed," the words "so far as the same relates to said Esmeralda County."

Also, strike out all of section 8, and add the following new sections, which shall be denominated and known in their order as section 8, section 9, and section 10, and read as follows:

Section 8. All printing ordered or required to be done under the provisions of this Act shall be audited and paid out of the first moneys coming into said Redemption Fund.

Section 9. From and after the passage of this Act the County Auditor of said county is hereby authorized to draw his warrant for all indebtedness of said county now existing, or which may be hereafter contracted by said Esmeralda County; provided always, that such indebtedness shall first have been duly examined and allowed by the Board of County Commissioners of said county.

Section 10. This Act shall take effect and be in force on and after the passage of this Act.

All of which is respectfully submitted.

JOHN S. MAYHUGH, Chairman,
B. V. POOR,
A. M. WINGATE,
T. N. BROWNE.

REPORT OF SELECT COMMITTEE.

Mr. Speaker:

Your Select Committee, consisting of Messrs. Dorsey, Bence, Dana, Cary, and Mayhugh, appointed in accordance with a resolution passed February 12, 1867, to proceed to Virginia City, Nevada, and make an examination, as far as in their power, into the amounts assessed to and paid by mining companies in Storey County during the year 1866, for State and County purposes, on the proceeds of the mines; also, to ascertain the amount paid by the different Stage and Fast Freight companies as a passenger or capitation tax, and report the proceedings thereunder, beg leave to report that they have performed the duties assigned them, and submit the following, viz:

That we find by examination of the books and papers connected with the assessment and collection of the tax on gross proceeds of mines, that the amount assessed and collected for the year ending September 30, 1866, for State and County purposes, is as follows:

Total amount collected.....	\$29,830 20
The expense for Assessing, Collecting, and Auditor's Fees.....	3,199 79
Net proceeds	26,630 41
State proportion.....	13,315 21

The average expense for assessing, collecting, and Auditor's fees is ten and three-fourths of one ($10\frac{3}{4}$) per cent. on the amount of tax collected.

The Committee find that the number of tons of ore from which this tax is derived is 352,757 tons, and the total value of the same is \$10,591,713 37.

The number of tons extracted that pay less than \$20 per ton, upon which there is no tax levied, is estimated to be about 54,106 tons, and that the total value of the same amounts to about \$995,791 22, being an average of nearly \$18.⁴⁰/₁₀₀ per ton.

By information received from Lander County, your Committee find that the total amount of tax collected on gross proceeds of mines for the year ending September 30th, 1866, is \$4,028 87.

The expense for Assessing, Collecting, and Auditor's Fees.....	\$1,178 30
Net proceeds.....	2,850 57
State proportion.....	1,425 28

The average cost for assessing, collecting, and Auditor's fees, is about twenty-nine and one-half of one per cent. ($29\frac{1}{2}$.)

Upon examination of the State Controller's books, we find that the amount paid over to the State Treasurer by the Treasurer of Storey County corresponds with the above statement, and we would here state that the discrepancy between the Controller's Report and the exhibits of the mines, was caused by the County Treasurer not having settled for the last quarter with the State Treasurer, he not being required by law to make such settlement until after the delivery of the State Controller's Report. We find that the State and County books are kept in accordance with the law, and the Committee may here take occasion to refer particularly to the admirable manner in which the Auditor's books of Storey County are kept.

Upon examination of the capitation tax collected, we find it is correct in every particular, and that the books of the State and County Officers correspond.

While in Virginia City, we had a very elaborate tabular statement of the number of tons of ore extracted from the mines in Storey County, the value per ton, the total value, and the amount on which the tax was levied made out, and they recommend that it be referred to the Committee on Ways and Means for their examination.

Your Committee beg leave to report further, that they have incurred the following expenses, as per vouchers, *making* [marked] A, B, C, D, and E, *are* [as] herein specified:

A. Hire of two Teams to and from Virginia City, as per bill of T. G. Smith.....	\$ 60 00
B. Keeping of two Teams in Virginia City, as per bill of A. G. Olin.....	30 00
C. D. S. C. Stevens, Virginia City, Tabular Statement ..	75 00
D. Clerk for Committee here and in Virginia.....	40 00
E. Expenses of Members of Committee.....	100 00
Total expenses	<u>\$305 00</u>

All of which is respectfully submitted.

J. M. DORSEY,
Chairman.

Mr. Tennant moved to lay the report on the table.

Lost.

The Chair announced Messrs. St. Clair, Tennant, and Wingate, as a Free Conference Committee on Senate Bill No. 31, in relation to Public Administrator.

Assembly Bill No. 43, entitled "An Act to provide for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose," taken up, and amendments of the Senate concurred in by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munkton, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Wheeler—34.

NOTICES.

Mr. Mayhugh gave notice that he would, at some future day, ask leave to introduce a bill entitled "An Act to authorize the collection of a Special Tax from all Unmarried Male Persons within this State."

Mr. Strother gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act authorizing the construction of a Railroad from Virginia City to the Truckee River."

RESOLUTION.

By Mr. Huse :

Resolved, That Assembly Bill No. 39, "An Act to amend the Charter of Gold Hill," be taken from the table, and referred to the Gold Hill members.

Mr. Mitchell, by leave, introduced Assembly Bill No. 116, entitled "An Act to amend an Act entitled 'An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of the Independent Order of Odd Fellows, and their Subordinate Lodges in this State.'"

Read first time ; rules suspended ; read second time by title, and referred to Committee on Incorporations.

Mr. Strother, pursuant to notice, introduced Assembly Bill No. 117, entitled "An Act amendatory to an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons.'"

Read first time ; rules suspended ; read second time by title, and referred to the Judiciary Committee.

Mr. Cary, by leave, introduced the following resolution :

Resolved, That a Committee be appointed to examine the books, records, vouchers, and papers in the offices of the Treasurer and Controller of State, and report thereon ; count the money in the State Treasury, and report the amount ; and make a particular examination and report touching the appropriation and expenditure of the three thousand dollars (\$3,000 00) to defray the expense of procuring State Bonds ; and the two thousand dollars (\$2,000 00) to pay the expense of selling said bonds, provided by an Act entitled "An Act authorizing a Loan on the faith and credit of the State, &c.," approved February 26th, 1866.

Adopted.

Messrs. Cary, Stampley, and Wingate were appointed as such Committee.

Special Order for 12 o'clock M., postponed for fifteen minutes.

Mr. Tennant, pursuant to notice, introduced Assembly Bill No. 118, entitled "An Act to authorize the Board of County Commissioners of Lander County to audit and allow the Claim of S. M. Maguire."

Read first time; rules suspended; read second time by title, and referred to the Lander County delegation.

Assembly Bill No. 94, entitled "An Act to provide for the Publication of Laws and Resolutions passed during the Third Session of the Legislature of Nevada."

On motion of Mr. Munckton, laid on the table temporarily.

THIRD READING OF BILLS.

Assembly Bill No. 88, entitled "An Act to amend Chapter 113 of the Statutes of 1866, entitled 'An Act to consolidate and pay certain Indebtedness of the County of Ormsby,' approved March 12th, 1866."

Rules suspended; bill considered engrossed; read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Wingate, Walton, Welch, and Wheeler—33.

NAYS—Mr. Jones—1.

Special Order, Assembly Bill No. 62, on motion, recommitted to Committee on Elections.

Assembly Bill No. 89, "An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road, approved December 19th, 1866."

On motion, the bill was referred to a Special Committee of one, consisting of Mr. Bence, with instructions to amend, after the word "cents," and before the word "the," in lines 9 and 10 of section 1, by inserting the words, "*provided*, that teams passing on this road unloaded, and returning the same day loaded, or *vice versa*, shall be charged but one toll," who reported the bill back, amended as per instructions.

Bill read a third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Wheeler—31.

NAYS—Messrs. Jones, Lissak, and Welch—3.

Assembly Bill No. 84, entitled "An Act providing for the Removal of County Seats, and the Permanent Location of the same."

On motion, Mr. Jones was appointed a Special Committee of one, with instructions to strike out in section 1, line 18, after the word "and," and before

the word "Election," the word "no," and insert in lieu thereof the word "any;" also, in same section, line 19, after the word "Act," and before the word "be," strike out the word "shall" and insert the word "may;" also, in section 2, line 2, after the word "the," and before the word "following," strike out the word "Saturday" and insert the word "Monday;" also, in section 3, line 6, after the word "papers," and before the word "furniture," insert the word "and;" also, in same section, same line, after the word "furniture," strike out "&c.:" who reported the bill back to the House, amend [ed] as per instructions.

Mr. Mayhugh moved to recommit the bill to the Judiciary Committee.

Mr. St. Clair moved, as a substitute, that the House resolve itself into a Committee of the Whole.

Agreed to; and the House resolved itself into Committee of the Whole, Mr. Mitchell in the chair, for the consideration of said bill.

In time the Committee rose, and reported progress.

Report received, and Committee discharged.

Mr. Mayhugh moved to indefinitely postpone the bill.

Ayes and noes were called for by the requisite number, and motion lost. Yeas, 9; Nays, 27.

Mr. Munckton moved that the bill be referred to a Special Committee of one, with instructions to strike out "three-fifths" and insert "two-thirds."

Lost; and bill read third time, and passed by the following vote:

YEAS—Messrs. Cary, Caldwell, Dorsey, Folsom, Grimes, Horton, Huse, Jones, Koneman, Lammon, Mallory, Munckton, Mitchell, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Walton, Wheeler, and Mr. Speaker—23.

NAYS—Messrs. Browne, Bence, Groves, Julien, Jacobs, Mayhugh, Poor, Parmater, Tennant, Wingate, and Welch—11.

Mr. Speaker:

Your Committee on Engrossment beg leave to report that they have carefully compared the following Assembly Bills with the original copies, and found the same correctly engrossed.

Substitute Assembly Bill No. 100, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers.'"

Also, Assembly Bill No. 97, "An Act to amend an Act for the Relief of Insolvent Debtors and Protection of Creditors, approved March 10, 1865."

JOHN S. MAYHUGH,

Chairman *pro tem*.

At 1 o'clock and 45 minutes P.M. Mr. Swaney moved to take a recess until 2 P.M.

Mr. St. Clair moved to amend, that the House adjourn.

Lost; and original motion agreed to.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Speaker *pro tem*. in the chair.

Roll called.

Quorum present.

Assembly Bill No. 97, entitled "An Act to amend an Act entitled 'An Act

for the relief of Insolvent Debtors, and protection of Creditors,' approved March 10, 1865."

Read a third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Lissak, Mallory, Munckton, Mitchell, Parmater, Parker, Prince, Roney, Stampley, Swaney, Welch, Wheeler, and Mr. Speaker—25.

NAYS—Messrs. Potter, Strother, and Tennant—3.

Assembly Bill No. 100, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties.'"

Read third time and lost, by the following vote :

YEAS—Messrs. Browne, Cary, Jones, and Roney—4.

NAYS—Messrs. Bence, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Julien, Jacobs, Lammon, Mallory, Munckton, Mitchell, Parmater, Parker, Prince, Potter, Stampley, Swaney, Strother, Tennant, Welch, Wheeler, and Mr. Speaker—24.

On motion of Mr. Mayhugh, the House resolved itself into Committee of the Whole, the Speaker in the chair, for consideration of the General File.

In time the Committee rose, and reported back to the House the following bills :

Assembly Bill No. 73, entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the Names of Electors, and for the ascertainment by proper proofs of the Persons who shall be entitled to the Right of Suffrage,' approved February 24, 1866."

Majority report of Special Committee adopted.

Amended and reported back, with recommendation that it be engrossed.

Assembly Bill No. 80, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865."

Amendments of Committee adopted, and its engrossment recommended.

Senate Bill No. 141, entitled "An Act to provide for the Payment of James Cochrane for certain services rendered, and expenses incurred, in arresting and conveying one W. S. Broadwater, a refugee from justice, from Trinity County, California, to this State."

Reported back to the House, and its passage recommended.

Reports received, and Committee discharged.

On motion of Mr. Julien, Assembly Bills Nos. 73 and 80, recommended to be engrossed by the Committee, were ordered engrossed.

Senate Bill No. 141, report of Committee of the Whole agreed to.

Bill read a third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—30.

NAYS—Messrs. Cary, Jones, Lissak, Mallory, and Strother—5.

On motion of Mr. Bence, at 3 o'clock and 10 minutes p.m. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FORTY-SIXTH DAY.

THURSDAY, February 21st, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Caldwell.

Prayer by the Chaplain.

Mr. Folsom asked leave of absence for Mr. Caldwell for one day.

Leave granted.

Journal of yesterday, February 20th, read and approved.

Mr. Browne rose to a question of privilege, in relation to an article in the *Gold Hill News*.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Internal Improvements, to whom was referred Assembly Bill No. 112, entitled "An Act in relation to Public Highways," report that the Committee have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

GEORGE MUNCKTON,
Chairman.

Mr. Speaker :

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copies, as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz :

Assembly Bill No. 74, "An Act to provide for the Transfer of certain Money from the Indigent Sick Fund of Churchill County to the General Fund of said County."

Also, Assembly Bill No. 58, "An Act to amend section twenty-four of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice in this Territory,' approved February 20, 1864."

Also, "An Act for properly taking care of Indigent Insane of the State of Nevada, and to create a Fund for that purpose."

Also, "An Act to amend an Act entitled 'An Act relating to Sheriffs,' approved November 28, 1861."

Also, reports that Assembly Concurrent Resolution No. 30, relating to Constitutional Debates, has been carefully compared with the engrossed resolution,

as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Secretary of State for filing.

D. A. HORTON,
Chairman Enrolling Committee.

Mr. Swaney introduced Assembly Concurrent Resolution No. 41, relating to adjourning over until Monday.

Mr. Jones moved to amend by inserting Saturday instead of Monday.

Agreed to, and resolution as amended passed.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, Feb. 20th, 1867.

To the Honorable the Assembly :

I am instructed to inform your honorable body that the Senate has this day concurred in Assembly amendments to Senate Bill No. 113, "An Act to amend an Act entitled 'An Act to regulate Fees and Compensation for Official and other Services in the State of Nevada,' approved March 9, 1865."

Also, to return to you Assembly Bill No. 60, "An Act to amend an Act entitled 'An Act relating to Sheriffs,' approved November 28, 1861," the same having passed the Senate without amendment.

Also, Assembly Concurrent Resolution No. 39, relating to a weekly mail from Aurora to the lower crossing of the Truckee River, which passed the Senate this day.

I am also directed to transmit for your consideration the following Senate Bills and Concurrent Resolution, which passed the Senate this day, viz :

Senate Concurrent Resolution No. 158, in relation to printing Surveyor General's Report.

Senate Bill No. 149, "An Act amendatory of and supplementary to an Act entitled an Act to amend an Act entitled an Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada, entitled 'An Act to incorporate the City of Austin,' approved February 20, 1864, approved March 8, A.D. 1865, approved February 27, A.D. 1866."

Senate Bill No. 156, "An Act to amend an Act entitled 'An Act to incorporate the Town of Gold Hill,' approved March 7, 1865."

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 158, as per Message, read and passed.

Senate Bill No. 149, as per Message, read first time ; rules suspended ; read second time by title, and referred to the Lander County delegation.

Senate Bill No. 156, as per Message, read first time ; rules suspended ; read second time by title, and referred to the Gold Hill delegation.

Mr. Speaker :

Your Special Committee, (consisting of one member from each county) to whom was referred Substitute Assembly Bill No. 50, entitled "An Act to restrict Gaming," beg leave to report that they have considered the same, and recommend the passage of the bill, with the following amendments :

In section 2, line nine, before the word "thousand," strike out the word "three," and insert in lieu thereof the word "one." Also, in line fifteen, same

section, after the word "of," and before the word "from," strike out the words "one year," and insert the words "three months." Also, in lines nineteen and twenty, after the word "in," and before the word "which," strike out the words "incorporated towns or cities," and insert the word "counties." Also, in lines twenty-five and twenty-six, after the word "of," and before the word "dollars," strike out the words "two hundred and fifty," and insert the words "one hundred." Also, in lines twenty-seven and twenty-eight, after the word "all," strike out the words "towns or cities, whether incorporated or unincorporated," and insert the words "other counties." Also, in lines twenty-nine and thirty, after the word "votes," strike out the words "or fraction thereof."

In section 4, in last line, strike out the word "hereinafter," and insert the word "hereinbefore."

In section 5, lines thirteen and fourteen, after the word "in," and before the word "where," strike out the words "towns or cities," and insert the word "counties." Also, in lines fifteen and sixteen, after the word "exceed," strike out the words and figures "three hundred (300 00) dollars per quarter," and insert the words "five hundred dollars per annum." And strike out the entire section 9.

All of which is respectfully submitted.

JOHN S. MAYHUGH,
Chairman of Select Committee.

Amendments adopted.

On motion of Mr. Julien, bill ordered engrossed.

Special order for 12 M., Assembly Bill No. 99.

On motion of Mr. Koneman, made the special order for Saturday, February 23d, at 12 o'clock M.

By leave, Mr. Mayhugh made a report, as follows:

Mr. Speaker :

Your Select Committee of three on Toll Roads and Bridges, to whom was referred Substitute Senate Bill No. 102, entitled "An Act to transfer certain Moneys in the State Treasury to the County School Funds," beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back, and recommend its passage without amendments.

JOHN S. MAYHUGH,
Chairman,
T. B. PRINCE,
G. W. WALTON.

Mr. Mitchell, by leave, introduced Assembly Bill No. 121, entitled "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments,' approved November 26, 1866 [1861]."

Read first time; rules suspended; read second time by title, and placed on file.

Mr. Cary introduced Assembly Bill No. 122, entitled "An Act authorizing the County Commissioners of the several Counties in this State to appoint additional Justices of the Peace."

Read first time; rules suspended; read second time by title, and placed on file.

Mr. Jones, by leave, introduced Assembly Bill No. 123, entitled "An Act to protect the Purity of the Ballot Box."

Read first time ; rules suspended ; read second time by title.

Mr. Tennant moved that the bill be indefinitely postponed.

Mr. Dorsey moved a substitute, that the bill be referred to a Select Committee of three.

Lost.

Mr. St. Clair demanded the previous question, which was sustained.

Ayes and noes were called by the requisite number, and the bill indefinitely postponed by the following vote :

YEAS—Messrs. Browne, Dana, Groves, Horton, Huse, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Swaney, Tennant, Wingate, Welch, and Mr. Speaker—23.

NAYS—Messrs. Bence, Cary, Dorsey, Folsom, Grimes, Julien, Jones, Lissak, Stampley, Strother, Walton, and Wheeler—12.

On motion of Mr. Julien, the House resolved itself into the Committee of the Whole, the Speaker in the chair, for the consideration of the General File.

In time the Committee rose, and reported that they had made some progress, and asked leave to sit again.

Report received, and leave granted.

On motion of Mr. Julien, at 1 o'clock and 25 minutes the House took a recess until 2 P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

REPORT OF COMMITTEE ON ENGROSSMENT.

Mr. Speaker :

Your Committee beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed, viz :

"An Act to amend an Act to provide for the Registration of the Names of Electors, and for the ascertainment, by proper proofs, of the Persons who shall be entitled to the Right of Suffrage."

Also, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada.'"

Also, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

T. V. JULIEN,

Chairman.

On motion of Mr. Julien, the House resolved itself into the Committee of the Whole, the Speaker in the chair, for the further consideration of the General File.

In time the Committee rose, and reported to the House that they had had under consideration the following bills, viz :

Assembly Bill No. 26, "An Act to provide for the carrying on the Financial Transactions of the State upon a Coin Basis," and reported the same back, without recommendation.

Also, Assembly Bill No. 70, "An Act to fix the Salary of the Governor's Private Secretary," amended, and report the same back, with the recommendation that it do not pass.

Also, Assembly Bill No. 98, "An Act to amend an Act entitled 'An Act relating to Elections, the manner of conducting and contesting the same, Election Returns, and canvassing the same, fraud upon the ballot box, destroying or attempting to destroy the ballot box, illegal or attempted illegal voting, and misconduct at Elections,' approved March 9, 1866," and report the same back, and its passage recommended.

Assembly Bill No. 96, "An Act for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations."

Amendment of Committee adopted, and report the same back, and its passage recommended.

Senate Bill No. 131, "An Act to prohibit the Carrying of Concealed Weapons," report the same back, and recommend that it do not pass.

Assembly Bill No. 101, "An Act entitled an Act in relation to Public Highways," with Substitute Bill.

Substitute adopted, and report the same back, and its passage recommended.

Assembly Bill No. 36, entitled "An Act to amend an Act entitled 'An Act in relation to Public Highways,' approved March 9, 1866," and report the same back, and its passage recommended.

Assembly Bill No. 112, "An Act to amend an Act entitled 'An Act in relation to Public Highways,' approved March 9, 1866," and report the same back, and its passage recommended.

Senate Bill No. 102, entitled "An Act to transfer certain Moneys in the State Treasury to the County School Funds," and report the same back, and recommend its passage.

Report of Committee adopted, and Committee discharged.

Mr. Julien moved that all bills the passage of which were recommended, be ordered engrossed.

Agreed to.

Mr. Wheeler asked for indefinite leave of absence.

Leave granted.

On motion of Mr. Speaker, a call of the House was made.

Roll called.

Absent—Messrs. Bence, Grimes, Huse, Lammon, Mitchell, Prince, Potter, St. Clair, and Tennant.

Messrs. Potter, Tennant, Prince, Grimes, Lammon, Huse, and Mitchell appeared at the bar of the House, and were excused.

Mr. Julien moved to suspend the further call of the House.

Lost.

Mr. Bence appeared, and was excused.

On motion of Mr. Julien, the further call of the House was dispensed with.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 21, 1867. }

To the Honorable the Assembly:

I am instructed to transmit for the consideration of your honorable body, the following Senate Bills and Concurrent Resolution which passed the Senate this day, viz:

No. 94, "An Act to compensate J. F. Hatch for Services in the State Library."

No. 140, "An Act to amend an Act to provide for Organizing and Disciplining the Militia of this State, approved March 4, 1865."

I am also directed to inform you that Messrs. Edwards, Mason, and Doron have this day been appointed a Committee of Free Conference on the part of the Senate on Assembly amendment to Senate Bill No. 31, "An Act concerning the Office of Public Administrator."

I am also directed to inform you that the Senate has this day passed Assembly Bill No. 5, "An Act to create three additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the year of our Lord 1867," notwithstanding the objections of the Governor. Yeas, 14; Nays, 4.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 94, as per Message; read first time; rules suspended; read second time by title, and referred to Committee on Claims.

Senate Bill No. 140, as per Message; read first time; rules suspended; read second time by title, and referred to Committee on Military and Indian Affairs.

Senate Concurrent Resolution No. 159, as per Message; read and concurred in.

On motion of Mr. Browne, a call of the House was made.

Roll called.

Absent—Messrs. Dana, Horton, Huse, Grimes, Mayhugh, Mitchell, and St. Clair.

Messrs. Dana and Huse appeared at the bar, and were excused.

Mr. Grimes appeared at the bar.

Mr. Julien moved that he be fined \$2.50.

Mr. Bence moved to amend by fining him \$1.00.

Amendment agreed to.

Mr. Horton appeared, and on motion of Mr. Julien, was fined one dollar.

On motion of Mr. Julien, the further call of the House was dispensed with.

Mr. Swaney moved to adjourn.

Lost.

Assembly Bill No. 73, entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the Names of Electors, and for the ascertainment, by proper proofs, of the Persons who shall be entitled to the Right of Suffrage,' approved February 24, 1866."

Read third time.

Mr. Dorsey moved that the bill be indefinitely postponed.

Lost.

Mr. Jones moved to strike out the enacting clause.

Lost.

Roll called, and the bill lost by the following vote:

YEAS—Messrs. Browne, Cary, Horton, Huse, Julien, Lammon, Mayhugh, Munckton, Poor, Parmater, Parker, Roney, Swaney, Strother, Wingate, and Mr. Speaker—16.

NAYS—Messrs. Bence, Dorsey, Dana, Folsom, Grimes, Groves, Jones, Jacobs,

Koneman, Lissak, Mallory, Mitchell, Prince, Potter, Stampley, Tennant, Walton, and Welch—18.

RESOLUTION.

By Mr. Mayhugh :

Resolved, That when this House [adjourns, it] adjourn over until Saturday, February 23d, in honor of the one hundred and thirty-fifth anniversary of the birthday (twenty-second day of February) of that good and great man, George Washington, "First in peace—first in war—first in the hearts of his countrymen."

Unanimously adopted.

Mr. Koneman gave notice that he would, on to-morrow, move to reconsider the vote by which Assembly Bill No. 73, was lost.

Assembly Bill No. 80, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—34.

NAYS—None.

Senate Bill No. 131, entitled "An Act to prohibit the Carrying of Concealed Weapons."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Cary, Dorsey, Dana, Folsom, Grimes, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Munckton, Poor, Parmater, Parker, Prince, Wingate, Welch, and Mr. Speaker—20.

NAYS—Messrs. Bence, Groves, Horton, Huse, Julien, Mayhugh, Potter, Roney, Stampley, Swaney, Strother, Tennant, and Wingate—13.

Substitute Senate Bill No. 102, entitled "An Act to transfer certain Moneys in the State Treasury to the County School Funds."

Bill read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—33.

NAYS—None.

On motion of Mr. Mayhugh, at 3 o'clock and 20 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—

Clerk.

FORTY-EIGHTH DAY.

SATURDAY, February 23d, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Bence, Caldwell, Lammon, and Potter.

Prayer by the Chaplain.

Journal of yesterday, February 21st, read and approved.

Mr. Folsom asked leave of absence for Mr. Caldwell for one day.

Leave granted.

Mr. Munckton asked leave of absence for Mr. Bence for one day.

Leave granted.

Mr. Huse asked leave of absence for Mr. Potter for one day.

Leave granted.

Mr. Welch asked leave of absence for Mr. Lammon for one day.

Leave granted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Judiciary have had under consideration the following bills, and beg leave to report as follows:

Senate Bill No. 35, "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments,'" recommend that it do not pass.

Also, Assembly Bill No. 92, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties,' approved March 8th, 1865;" its passage recommended.

Also, Assembly Bill No. 110, "An Act to amend an Act entitled 'An Act relating to Marriage and Divorce,'" its passage recommended with the following amendment:

In the sixth line of section one, after the word "than," strike out the word "first," and insert in lieu thereof the word "second."

Also, Assembly Bill No. 106, "An Act in relation to the Redemption of Property sold for Taxes;" recommended that it do not pass.

T. N. BROWNE,
Chairman.

Mr. Speaker:

Your Standing Committee on Elections, to whom was recommitted Assembly Bill No. 62, entitled "An Act to protect the Elections of Voluntary Political Associations, and punish Frauds therein," beg leave to report that they have considered the same, offer the following amendments, and recommend the passage of the bill as amended.

Amendments:

In section one, third line, printed bill, after the word "published," and before the word "notice," insert the words "or written." In section two, fifth line, after the word "and," and before the word "shall," insert the following words: "(if there be none) then written notices."

All of which is respectfully submitted.

THOMAS PARKER,
Chairman.

Mr. Speaker :

Your Select Committee, consisting of the Storey County delegation, to whom was referred Assembly Bill No. 78, entitled "An Act to amend an Act entitled 'An Act to incorporate the City of Virginia, provide for the Government thereof, and repeal all other Laws in relation thereto,' approved March 4th, 1865," beg leave to report that they have had the same under consideration, and report the bill back to the House, with the following amendments, and recommend its passage as amended :

Amendments :

Section nine, fifth line, after the word "taxes," and before the word "and," insert the words "for said City." Also, in same section, same line, after the word "and," and before the word "the," insert the word "all." Also, in same section, sixth line, after the word "proceedings," and before the word "for," insert the words "in suits commenced and conducted for the collection of taxes and."

Section fourteen, tenth line, after the word "Police," and before the word "City," insert the words "three hundred dollars per month." Also, in same section, eleventh line, after the word "Clerk," and before the word "hundred," strike out the word "fifteen," and insert the word "eighteen." Also, in same section, thirteenth line, after the word "Assessor," and before the word "City," insert the words "fifteen hundred dollars per annum." Also, in same section, line eighteen, after the word "department," and before the word "first," insert the words "one hundred per month." Also, in same section, line nineteen, after the word "department," and before the word "Secretary," insert the words "twenty-five dollars per month each." Also, in same section, twenty-first line, after the word "department," and before the word "regular," insert the words "fifty dollars per month; Captain of the Police, two hundred dollars per month."

All of which is respectfully submitted.

GEO. H. DANA,
Chairman.

Mr. Speaker :

Your Select Committee, consisting of the Lander County delegation, to whom was referred Senate Bill No. 119, "An Act amendatory of an Act to incorporate the City of Austin," have examined the same, and recommend its passage.

T. J. TENNANT,
J. M. DORSEY,
J. R. JACOBS.

Mr. Koneman, pursuant to notice, [moved] to reconsider the vote by which Assembly Bill No. 73, entitled "An Act to amend an Act entitled 'An Act to provide for the Registration of the Names of Electors, and for the ascertainment, by proper proofs, of the persons who shall be entitled to the Right of Suffrage,' " was lost.

House refused to reconsider the vote by which the bill was lost.

RESOLUTION.

By Mr. Jones :

Resolved, That Assembly Bill No. 123 be, and the same is hereby reinstated as at its first reading; and that all action had thereon by this House, subsequent thereto, is hereby declared null and void.

Special order for 12 M.

Assembly Bill No. 99.

Motion placed on File.

Mr. Tennant asked leave to withdraw the bill.

Leave granted.

Ayes and noes called by the requisite number on the passage of the resolution.
Roll called pending the announcement of the vote.

Mr. Mayhugh moved a call of the House.

Agreed to.

Roll called.

Absent—Messrs. Munckton and Walton.

Messrs. Munckton and Walton appearing at the bar of the House, were excused.

On motion of Mr. Julien, the further call of the House was suspended.

A recount was called for.

Roll called, and resolution lost. Yeas, 16; Nays, 16.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed, viz:

Substitute Assembly Bill No. 101, "An Act entitled 'An Act in relation to Public Highways.'"

Assembly Bill No. 96, "An Act for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations."

Assembly Bill No. 50, "An Act to restrict Gaming."

Assembly Bill No. 98, "An Act to amend an Act entitled 'An Act relating to Elections, the manner of conducting and contesting the same, Election Returns, and canvassing the same, fraud upon the ballot-box, destroying or attempting to destroy the ballot-box, illegal or attempted illegal voting and misconduct at Elections,' approved March 9th, 1866."

Assembly Bill No. 112, "An Act to amend an Act in relation to Public Highways, approved March 9th, 1866."

Also, Assembly Bill No. 86, "An Act to provide for the Payment of the Indebtedness of Esmeralda County."

T. V. JULIEN,
Chairman.

On motion of Mr. Mayhugh, Assembly Bill No. 107, entitled "An Act to enforce the Payment of two per cent. of the gross proceeds of all Toll Roads and Bridges, as provided by law, to the General School Fund of this State," was ordered printed.

Mr. Koneman, pursuant to notice, introduced Assembly Bill No. 126, entitled "An Act authorizing the County of Lyon to Fund the Outstanding Indebtedness against the General Fund of said County, to pay the Interest thereon, and for the gradual Liquidation of the same."

Read first time; rules suspended; read second time by title, and referred to the Lyon County delegation.

Mr. Tennant, by leave, introduced Assembly Bill No. 127, entitled "An Act to amend sections 72 and 74 of an Act entitled 'An Act relating to Officers, their qualifications, times of election, terms of office, official duties, resignations,

removals, vacancies in office and the mode of supplying the same, misconduct in office, and to enforce official duty.'"

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

On motion of Mr. St. Clair, Assembly Bill No. 36, entitled "An Act to provide for the Payment of the Indebtedness of Esmeralda County," was taken from the file out of order and placed upon its third reading and final passage, pending which—

On motion of Mr. Roney, at seven minutes to 1 o'clock P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

BUSINESS ON GENERAL FILE.

Assembly Bill No. 36; read third time.

The previous question was demanded and sustained, and the bill passed by the following vote:

YEAS—Messrs. Browne, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—29.

NAYS—Messrs. Jones and Lissak—2.

Substitute Assembly Bill No. 101, entitled "An Act in relation to Public Highways."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—30.

NAYS—0.

Assembly Bill No. 96, entitled "An Act for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Cary, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Welch, and Mr. Speaker—28.

NAYS—Mr. Walton—1.

Substitute Assembly Bill No. 50, entitled "An Act to restrict Gaming."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Dana, Grimes, Groves, Horton, Huse, Julien, Jacobs,

Koneman, Mayhugh, Munckton, Parmater, Parker, Prince, Roney, Stampley, Swaney, Tennant, Wingate, and Mr. Speaker—20.

NAYS—Messrs. Cary, Dorsey, Folsom, Jones, Lissak, Mallory, Mitchell, Poor, Strother, Walton, and Welch—11.

Assembly Bill No. 98, entitled "An Act to amend an Act entitled 'An Act relating to Elections, the manner of conducting and contesting the same, Election Returns, and canvassing the same, fraud upon the ballot box, destroying, or attempting to destroy, the ballot box, illegal, or attempted illegal voting and misconduct at Elections,' approved March 9th, 1866."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—31.

Assembly Bill No. 112, entitled "An Act to amend an Act in relation to Public Highways."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Parmater, Parker, Roney, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—26.

NAYS—Messrs. Folsom, Jones, and Poor—3.

On motion, the House considered itself in Committee of the Whole, for the consideration of the General File, Speaker in the chair.

In time the Committee rose, and reported to the House that they had had under consideration the following bills, viz :

Assembly Bill No. 121, "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments,' approved November 26th, 1861," and reported the same back, recommending its passage without amendment.

Assembly Bill No. 122, "An Act entitled an Act authorizing the County Commissioners of the several Counties in this State to appoint additional Justices of the Peace," and reported the same back, recommending its passage without amendment.

Senate Bill No. 35, "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments,'" and reported the same back, with the recommendation that the bill do not pass.

Assembly Bill No. 92, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties,'" approved March 8th, 1865, and reported the same back amended, and its passage recommended.

Assembly Bill No. 110, "An Act to amend an Act entitled 'An Act relating to Marriage and Divorce.'"

Amendments of Committee adopted, and reported the same back, and recommend its passage.

Assembly Bill No. 106, "An Act in relation to the Redemption of Property sold for Taxes," and reported the same back, and its passage recommended.

Report of Committee adopted, and Committee discharged.

On motion of Mr. Jones, all bills the passage of which were recommended, were ordered engrossed.

Senate Bill No. 35, entitled "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments.'"

Read third time, and *lost* by the following vote:

YEAS—Messrs. Cary, Dorsey, Folsom, Koneman, Mayhugh, Munckton, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, and Tennant—14.

NAYS—Messrs. Browne, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Lissak, Mallory, Mitchell, Strother, and Welch—13.

Mr. Mayhugh moved to adjourn.

Lost.

Assembly Bill No. 70, entitled "An Act to fix the Salary of the Governor's Private Secretary."

On motion, the House refused to engross.

On motion of Mr. Mayhugh, at 3 o'clock and 40 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FIFTIETH DAY.

MONDAY, February 25th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of Saturday, February 23d, read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed:

No. 122, "An Act entitled 'An Act to authorize the County Commissioners of the several Counties of the State of Nevada to appoint additional Justices of the Peace.'"

Also, No. 106, "An Act in relation to the Redemption of Property sold for Taxes."

Also, No. 121, "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments,' approved November 26, 1861."

Also, No. 92, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties in this State, and to define their Powers and Duties,' approved March 8, 1865."

Also, No. 110, "An Act to amend an Act entitled 'An Act in relation to Marriages and Divorces.'"

T. V. JULIEN.
Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copy, as passed by the two Houses, found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz :

Assembly Bill No. 20, "An Act to amend an Act entitled 'An Act in relation to the distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 14, 1866."

Also, Assembly Concurrent Resolution No. 39, relating to a Weekly Mail from Aurora to the Lower Crossing of the Truckee River.

D. A. HORTON,
Chairman.

Mr. Speaker :

Your Standing Committee on Contingent Expenses beg leave to report that they have had the following bills under consideration and find them correct, and recommend the payment of the same, as follows :

STATE OF NEVADA,

To D. W. WHIPLEY, Dr.

For clearing Snow from the Roof of Assembly Chamber.....\$8 00

Mr. Speaker :

Your Standing Committee on Federal Relations, to whom was referred Senate Joint Resolution No. 114, in relation to the annexation of Utah to the State of Nevada, for State Jurisdiction purposes, beg leave to report that they have had the same under consideration, and recommend that the same do not pass, for the following reasons :

First—It cannot be expected, with the knowledge before us, that the Mormons now inhabiting the Territory of Utah, who have so many times heretofore been driven from other sections of our Territories, on account of their faith, will now, without an effort, when they have attained power and wealth, quietly submit to change their mode of life, give up their faith, and become submissive to the Laws of the United States, the first enforcement of which would be the suppression of polygamy. It is argued that in the event of annexation, Government aid might reasonably be expected, and doubtless would be forthcoming, to protect and enforce the laws. Then, would it not be as well for Congress to enact and immediately enforce such laws as would crush out polygamy, and in the meantime, while polygamy is undergoing the change, allow our young and yet feeble State to foster its present interests?

Second—That the annexation of Utah to Nevada, after the suppression of polygamy and the full establishment of the laws, would greatly enhance our financial condition, is a question which in the minds of your Committee will admit of no argument. Her agricultural lands embrace the most productive; and her mineral wealth, although almost wholly undeveloped, has already been fully established; but until such time as laws are fully established and enforced, annexation could but embarrass our present almost helpless financial condition.

Third—Taking a political view of the future, it is possible that Brigham

Young, the leader of this anarchial Government of Mormonism, would, if forced, and saw no other remedy, submit to the laws and directions of the United States Government, in order to place himself in power, by means of his followers sustaining him at the ballot box, for any position he might in his cunning device aspire to.

These, together with various other reasons, compel us to believe that the time has not yet arrived for the annexation of Utah Territory to Nevada.

THOMAS J. TENNANT,
Chairman of Committee on Federal Relations.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
Carson City, Feb. 23, 1867.

To the Hon. the Assembly of Nevada :

I have this day approved the following Assembly Bills :

No. 43, "An Act for properly taking care of the Indigent Insane of the State of Nevada, and to create a Fund for that purpose."

No. 74, "An Act to provide for the Transfer of certain Money from the Indigent Sick Fund of Churchill County to the General Fund of said County."

No. 58, "An Act to amend section 24 of an Act to amend an Act entitled 'An Act to regulate Proceedings in the Courts of Justice in this Territory,' approved February 20, 1864."

No. 60, "An Act to amend an Act entitled 'An Act relating to Sheriffs,' approved November 28, 1861."

H. G. BLASDELL.

Mr. Jones introduced Joint Resolution No. 44, relating to mail facilities from White Rock House *via* Ellsworth, Cloverdale, Indian Springs, Belmont, and Hot Creek, to Pahranaagat, in Nye County.

Read and passed.

On motion of Mr. Julien a Conference Committee, consisting of three, were appointed on Assembly Bill No. 27, "An Act entitled 'An Act concerning District Attorneys,' approved March 11, 1865, approved February 26, 1866."

The Speaker announced as such Committee Messrs. Julien, Mayhugh, and Welch.

RESOLUTIONS.

By Mr. Munckton :

Resolved, That the Sergeant-at-Arms be, and is hereby authorized to draw his warrant on the Contingent Fund in favor of Geo. W. Green, for five dollars, in payment for repairing the clock in the Assembly Chamber.

Adopted.

By Mr. St. Clair :

Resolved, That the Sergeant-at-Arms is hereby authorized and required to draw his warrant on the Assembly Contingent Fund in favor of D. W. Whippley, for \$8 00.

Adopted.

Mr. Mayhugh, by leave, introduced Assembly Bill No. 128, entitled "An Act to repeal an Act entitled 'An Act to secure Persons and Animals from Danger arising from Mining and other Excavations,' approved February 8, 1866."

Read first time; rules suspended; read second time by title, and passed on file.

THIRD READING OF BILLS.

Assembly Bill No. 110, entitled "An Act to amend an Act entitled 'An Act relating to Marriages and Divorces.'"

Read a third time.

Mr. St. Clair moved to make the bill the special order for 2 o'clock P.M.

Lost.

Roll called, and bill passed by the following vote:

YEAS—Messrs. Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Koneman, Lissak, Mallory, Munckton, Mitchell, Poor, Parker, Roney, Stampley, Swaney, Strother, and Mr. Speaker—22.

NAYS—Messrs. Jacobs, Mayhugh, Parmater, Prince, St. Clair, Tennant, Wingate, Walton, and Welch—9.

Assembly Bill No. 92, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties,' approved March 8, 1865."

Read third time, and passed by the following vote:

YEAS—Messrs. Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—32.

NAYS—0.

Assembly Bill No. 121, entitled "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments,' approved November 26, 1861."

Read third time, and passed by the following vote:

YEAS—Messrs. Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Prince, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Wheeler, and Mr. Speaker—29.

NAYS—Messrs. Julien, Roney, and Welch—3.

Assembly Bill No. 106, entitled "An Act in relation to the Redemption of Property sold for Taxes."

Read third time, and passed by the following vote:

YEAS—Messrs. Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Jones, Jacobs, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—27.

NAYS—Messrs. Huse, Julien, Lissak, and Strother—4.

Assembly Bill No. 122, entitled "An Act authorizing the County Commissioners of the several Counties in this State to appoint additional Justices of the Peace."

On motion, the bill was referred to a Special Committee of one, consisting of

Mr. Huse, with instructions to strike out the word "precinct" wherever it occurs in the bill, and insert the word "township."

Mr. Huse reported the bill back amended as per instructions.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Cary, Dana, Folsom, Groves, Horton, Huse, Julien, Jones, Koneman, Lissak, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampely, Strother, Walton, Welch, Wheeler, and Mr. Speaker—24.

NAYS—Messrs. Dorsey, Grimes, Jacobs, St. Clair, Swaney, Tennant, and Wingate—7.

The House considered itself in the Committee of the Whole, Speaker in the chair, for the consideration of the General File.

In time the Committee rose, and reported that they had had under consideration the following bills, viz :

Assembly Bill No. 62, entitled "An Act to protect the Elections of Voluntary Political Associations, and to punish Frauds therein."

Amendments of Committee adopted, and reported back with the recommendation that it do not pass.

Senate Bill No. 149, entitled "An Act amendatory of and supplementary to an Act entitled an Act to amend an Act entitled an Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada, entitled 'An Act to incorporate the City of Austin,' approved February 20, A.D. 1864, approved March 8, A.D. 1865, approved February 27, 1866."

Reported back, and its passage recommended.

Assembly Bill No. 78, entitled "An Act to amend an Act to incorporate the City of Virginia, provide for the Government thereof, and repeal all other laws in relation thereto, approved March 4, 1865."

Amendments of Committee adopted, and reported back to the House, with the recommendation that the bill do pass.

Report received, and Committee discharged.

On motion of Mr. Julien, all bills reported favorably from Committee were ordered engrossed.

Assembly Bill No. 62, entitled "An Act to protect the Elections of Voluntary Political Associations, and to punish Frauds therein."

Mr. Julien moved to order the bill engrossed, upon which the ayes and noes were called for by the requisite number, and bill ordered engrossed.

Yeas, 18 ; Nays, 14.

Senate Bill No. 149, as per report of Committee.

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Roney, Stampely, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—27.

NAYS—0.

On motion of Mr. Parmater, at 1 o'clock P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

On motion of Mr. Mayhugh a call of the House was ordered.

Roll called. Absent—Messrs. Browne, Caldwell, Dorsey, Julien, Prince, Parmater, Tennant, and St. Clair.

Messrs. Julien, Tennant, and Parmater appearing at the bar of the House, were excused.

Messrs. Dorsey, Prince, Browne, and St. Clair appeared at the bar of the House, and were each fined \$1.00.

Mr. Prince moved that the further call of the House be dispensed with.

Lost.

Mr. Julien moved that the further call of the House be dispensed with.

Lost.

Mr. Caldwell appearing at the bar of the House, was excused.

On motion of Mr. Mayhugh, the further call of the House was dispensed with.

MESSAGE FROM THE SENATE.

Message from the Senate taken up and read as follows :

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 23, 1867. }

To the Hon. the Assembly :

I am instructed to transmit for your further consideration, Senate Bill No. 150, "An Act to amend an Act entitled 'An Act authorizing a State Loan, and levying a Tax to provide means for the Payment thereof,' approved February 6th, 1867," the same having passed the Senate this day, notwithstanding the objections of the Governor. Yeas, 15 ; Nays, 3.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

The bill and Veto Message of the Governor, as per Senate Message, were read, and the question being : Shall the bill pass, notwithstanding the objections of the Governor ?

Roll called, and the bill passed by the following vote :

YEAS—Messrs. Browne, Caldwell, Dana, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—29.

NAYS—Messrs. Bence, Cary, Folsom, Jones, Lissak, Prince, and Strother—8 [7].

On motion of Mr. St. Clair, at 2 o'clock and thirty-five minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FIFTY-FIRST DAY.

TUESDAY, February 26th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called—all present.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Military and Indian Affairs, to whom was referred Senate Bill No. 140, "An Act to amend an Act to provide for Organizing and Disciplining the Militia of this State, approved March 4th, 1865," beg leave to report that they have had the same under consideration, and report it back with recommendation that it do pass, with the following amendments :

At the end of section two, add "and shall be allowed as so much money paid to the State Treasurer in such settlement."

Also, at the end of section three add, "but any Company so preuniformed shall, when they effect a change therein, conform to the requirements of this section."

W. T. JONES,
Chairman.

Mr. Speaker :

Your Standing Committee on Claims, to whom was referred Senate Bill No. 143, "An Act for the Relief of John S. Childs," beg leave to report that they have had the same under consideration, and report the same back without recommendation.

GEORGE I. LAMMON,
Chairman.

Mr. Speaker :

Your Select Committee, (consisting of the Lyon County delegation) to whom was referred Assembly Bill No. 126, entitled "An Act authorizing the County of Lyon to Fund the Outstanding Indebtedness against the General Fund of said County, to pay the Interest thereon, and for the gradual liquidation of the same," have had the same under consideration, offer some amendments thereto, and recommend its passage as amended.

Amendments: In section 2, line 22, after the word "Indebtedness," and before the word "shall," insert the following words: "If presented by the first Monday in May, 1867."

In same section, line twenty-five, after the word "time" and before the word "said," insert the words "but after the first Monday in May, it shall be funded in the order of its reception, and shall, in the order of its reception, be entitled to the shortest time."

Also, in section ten, line six, after the word "not" and before the word "to," in line seven, strike out the words "specially appropriated, shall be transferred," and insert the following words in lieu thereof, "necessarily required for the payment of the current expense of the county may be ordered transferred by the County Commissioners."

Also, the following additional section: "Section eleven. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed."

All of which is respectfully submitted.

A. KONEMAN,
J. F. RONEY,
G. W. WALTON.

Mr. Speaker:

Your Committee of Free Conference, to whom was referred Senate Bill No. 31, "An Act concerning the Office of Public Administrator," beg leave to report that they have met a like Committee on [of] the Senate, and have considered said bill conjointly, and herewith report that they agreed to recommend to their respective Houses that the Senate amendments to said bill be adhered to, and that the Assembly do recede from their amendments.

Respectfully submitted,

JAS. A. ST. CLAIR,
Chairman.

A. M. WINGATE,
THOS. J. TENNANT,
Assembly Committee.

T. D. EDWARDS,
Chairman.

B. S. MASON,
J. W. HAINES,
Senate Committee.

Report adopted.

Mr. Speaker:

Your Standing Committee on Corporations, to whom was referred Assembly Bill No. 116, entitled "An Act to amend an Act entitled 'An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of Independent Order of Odd Fellows, and their Subordinate Lodges in this State,'" beg leave to report that they have had [the same] under consideration, come to a favorable conclusion thereon, and recommend its passage.

W. CALDWELL,
Chairman.

Mr. Strother, pursuant to notice, introduced Assembly Bill No. 129, entitled "An Act authorizing the construction of a Railroad from Virginia City to the Truckee River."

Read first time; rules suspended; read second time by title, and referred to Committee on Corporations and Internal Improvements conjointly.

Mr. Speaker:

The undersigned, your Select Committee, consisting of one from each county, to whom was referred Substitute Senate Bill No. 50, "An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada," beg leave to report the same back to the House, and recommend the following amendments, viz:

In section one, line fifteen, strike out the word "four" and insert in lieu thereof the word "two."

In section three, strike out all after line fifteen, and insert the following: Said Board of Regents shall pay, or cause to be paid, out of the funds

accruing from the Sale of Lands under the provisions of this Act, to the Register and Receiver of the Local United States Land Office in the District of which such lands may be situated, the fees allowed by the laws of the United States, in accordance with such instructions as shall be given by the Commissioner of the General Land Office.

Section seven, line six, after the word "be" and after the word "for," in the seventh line, strike out the words "simultaneously made," and insert the words "made on the same day."

Section eight, add after the last word in the last line, the following:

Provided, That for all lands settled upon, and occupied before the passage of this Act, such settlers shall not be required to pay more than one dollar and twenty-five cents per acre therefor.

Strike out all of section fourteen, and insert the following:

Section fourteen. The selection of Lands herein referred to may be made by said Board of Regents, from lands which may be surveyed under the laws of the United States, within the State of Nevada, at the date of the passage of this Act. Said selections shall be made in the same manner, and the lands so selected shall be subject to sale upon the same terms and conditions as are hereinbefore provided.

The undersigned further recommend the rejection of the amendments offered by the Committee on Public Lands.

(Signed)

T. B. PRINCE,
H. H. BENCE,
J. R. JACOBS,
J. F. RONEY.

Mr. St. Clair, by leave, introduced the following resolution:

Resolved, That all bills introduced in this House, granting private franchises, shall be printed for the use of the Assembly in the usual form, at the expense of the corporators therein named.

Lost.

Mr. Bence, by leave, introduced Assembly Bill No. 130, entitled "An Act to define certain Duties of the State Treasurer."

Read first time; rules suspended; read second time by title, and referred to the Committee on Education.

Mr. Tennant, by leave, introduced Assembly Bill No. 131, entitled "An Act to amend an Act entitled 'An Act creating County Recorders, and defining their Duties.'"

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Cary, by leave, introduced Assembly Bill No. 132, entitled "An Act to amend section eighty-six of an Act to further amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada.'"

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Browne, by leave, introduced the following resolution:

Resolved, That the Governor be requested to return to this House, in which the same originated, Assembly Bill No. —, entitled "An Act to amend an Act entitled 'An Act in relation to the distribution of the Reports of the Supreme Court of the State of Nevada,'" for the purpose of correcting a clerical error therein.

Adopted.

Mr. Grimes, pursuant to notice, introduced Assembly Bill No. 113, entitled "An Act for the Relief of Wallace Goodell, late County Treasurer of Churchill County."

Read first time; rules suspended; read second time by title, and referred to Committee on Claims.

Mr. Speaker:

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copies as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz:

Assembly Bill No. 51, entitled "An Act for the Incorporation of Hospitals and Asylums in certain cases."

Also, Assembly Bill No. 49, entitled "An Act for the Protection of Proprietors of Hotels and Lodging Houses."

D. A. HORTON,
Chairman.

Assembly Bill No. 126, entitled "An Act authorizing the County of Lyon to Fund the outstanding Indebtedness against the General Fund of said County, to pay the Interest thereon, and for the gradual liquidation of the same."

Amendments of Committee adopted, and bill ordered engrossed.

House considered itself in Committee of the Whole for the consideration of General File, Mr. Speaker in the chair.

In time the Committee rose, and reported that they had had under consideration the following bills, viz:

Senate Bill No. 143, entitled "An Act for the Relief of John S. Childs," and reported the same back without recommendation.

Senate Bill No. 140, entitled "An Act to amend an Act entitled 'An Act to provide for Organizing and Disciplining the Militia of this State,' approved March 4, 1865."

Amendments of Committee adopted, amended, and reported the same back, and recommend that the same do not pass.

Assembly Bill No. 116, entitled "An Act to amend an Act entitled 'An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of Independent Order of Odd Fellows and their Subordinate Lodges in this State,' and reported the same back, and recommend that it be ordered engrossed.

Assembly Bill No. 128, entitled "An Act to repeal an Act entitled 'An Act to secure Persons and Animals from Dangers arising from Mining and other Excavations,' approved Feb'y 8, 1866," and reported the same back, with the recommendation that the same be referred to the Committee on Mines and Mining Interests.

Report received, and Committee discharged.

On motion of Mr. Julien, Assembly Bill No. 116, (as per report of Committee) was ordered engrossed.

Senate Bill No. 40, as per report of Committee.

Mr. St. Clair moved that the bill be indefinitely postponed.

Mr. Mayhugh moved as a substitute, that the bill be recommitted to the Committee on Military and Indian Affairs.

Agreed to, and referred.

Senate Bill No. 114, as per report of Committee.

On motion of Mr. Munckton, referred to a Select Committee of three, consisting of Messrs. Munckton, Cary, and Julien.

Senate Bill No. 128, as per report of Committee.

Referred to the Committee on Mines and Mining Interests.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, Feb'y 26, 1867. }

To the Honorable the Assembly:

I am instructed to return to your honorable body, Assembly Message of yesterday, as the same failed to inform the honorable Senate as to who have been appointed as a Conference Committee on the part of the Assembly, on Assembly Bill No. 27, "An Act to amend an Act, entitled 'An Act concerning District Attorneys,' approved March 11, 1865, approved Feb'y 26, 1866," and respectfully request of your honorable body the desired information.

Respectfully submitted,

JOHN R. EARDLEY,
Ass't Secretary.

The Clerk was directed to transmit the desired information to the Senate.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills and found the same correctly engrossed, viz:

No. 78, "An Act to amend an Act entitled 'An Act to incorporate the City of Virginia and provide for the Government thereof, and repeal all other laws in relation thereto,' approved March 4, 1865."

Also, No. 62, "An Act to protect the Elections of Voluntary Political Associations and to punish Frauds therein."

T. V. JULIEN,
Chairman.

On motion of Mr. Munckton, at 1 o'clock and 45 minutes P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Mayhugh moved a call of the House.

Agreed to.

Roll called.

Absent—Messrs. Dorsey, Julien, Mallory, Poor, St. Clair, and Walton.

On motion of Mr. Munckton, Mr. Mallory was excused for the day.

Messrs. Dorsey, Poor and Julien appearing at the bar of the House, were, on motion, excused.

On motion of Mr. Parmater, the further call of the House was dispensed with.

Assembly Bill No. 62, entitled "An Act to protect the Election, of Voluntary Political Associations, and to punish Frauds therein."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Parmater, Parker, Potter, Roney, Swaney, Strother, Wingate, Wheeler, and Mr. Speaker—22 [25].

NAYS—Messrs. Grimes, Groves, Jones, Mitchell, Poor, Prince, Stampely, Tennant, and Welch—9.

Mr. Mayhugh moved to adjourn.

Lost.

Mr. Dorsey gave notice that he would, on to-morrow, move to reconsider the vote by which the bill passed.

Assembly Bill No. 78, entitled "An Act to amend an Act entitled 'An Act to incorporate the City of Virginia, provide for the government thereof, and repeal all other Laws in relation thereto,' approved March 4th, 1865."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Caldwell, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Parmater, Parker, Prince, Potter, Roney, Stampely, Swaney, Strother, Wingate, Walton, Welch, Wheeler, and Mr. Speaker—31 [30].

NAYS—Messrs. Folsom, Jones, and Poor—3.

On motion of Mr. Huse, at 2 o'clock and 45 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—

Clerk.

FIFTY-SECOND DAY.

WEDNESDAY, February 27th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Mallory.

Prayer by the Chaplain.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Judiciary have had the following bills under consideration, and beg leave to report as follows:

Assembly Bill No. 111, entitled "An Act to amend an Act entitled 'An Act to redistrict the State of Nevada into Judicial Districts, and to fix the Salaries of Judges and the Terms of Court therein,' approved February 27th, 1866," its passage recommended with the following amendments, viz:

In section 3, line 13, after the word "in," and before the word "August,"

strike out the word "April," and insert in lieu thereof the word "March." Also, in line 14, same section, before the word "in," strike out the words "August and December," and insert the words "June, September and December."

Also, Assembly Bill No. 117, entitled "An Act amendatory to an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,'" which your Committee beg leave to return and offer the accompanying substitute bill, and recommend its passage.

Also, Assembly Bill No. 127, entitled "An Act to amend sections 72 and 74 of an Act entitled 'An Act relating to Officers, their qualifications, times of elections, terms of office, official duties, resignations, removals, vacancies in office, and the mode of supplying the same, misconduct in office, and to enforce official duty,' approved March 9th, 1866."

Your Committee recommend that the second section be stricken out entire, and with the above amendment its passage recommended.

Also, Assembly Bill No. 109, entitled "An Act to legalize the Publication of Summons in Suits for the Collection of Delinquent Taxes in the several Counties of this State."

Its passage recommended.

Also, Assembly Bill No. 132, "An Act to amend section 86 of an Act to further amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada.'"

Its passage recommended, with the following amendment: In section 1, line 13, before the word "dollars," strike out the word "ten," and insert the word "eight."

Also, Assembly Bill No. 29, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers,' approved March 8th, 1865," recommend that it do not pass, as a bill covering the same ground has already been passed.

Also, Assembly Bill No. 14, "An Act to provide for the Publication of all the General Laws of the late Territory and State of Nevada now in force, in one volume," inasmuch as the code of Civil Procedure will not be acted upon this session, the Committee deem it inexpedient to recommend its passage.

Also, Assembly Bill No. 59, "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29th, 1861," approved March 9th, 1865. Its passage recommended, with the following amendment to be added to section 2: "At the time of such service, if the defendant require a certified copy of the complaint, it shall be the duty of the officer or person making such service to indorse such request upon the summons, and on return thereof it shall be the duty of the Clerk, without delay, to transmit by mail, express, or other safe and expeditious mode, such certified copy to the defendant."

T. N. BROWNE,
Chairman.

Mr. Speaker :

Your Standing Committee on Claims, to whom was referred Senate Bill No. 94, entitled "An Act to compensate J. F. Hatch for Services in the State Library," have had the same under consideration, have made no amendments thereto, deem the claim right, just, and equitable, and recommend its passage.

Also, Assembly Bill No. 133, "An Act for the Relief of Wallace Goodell, late County Treasurer of Churchill County," beg leave to report that they have

had the same under consideration, have made no amendments thereto, and recommend its passage.

GEORGE I. LAMMON,
Chairman.

Mr. Speaker:

Your Standing Committee on Military and Indian Affairs, to whom was referred Senate Bill No. 140, "An Act to amend an Act to provide for Organizing and Disciplining the Militia of this State, approved March 4th, 1865," after consideration, beg leave to report the same back with the following amendments, and recommend its passage:

Strike out all of section 2 after the word "allowed," in line 1, second page, and insert the following: "for the care and custody thereof, and to defray the current expenses of military organizations therein, the sums, and in manner as hereinafter in this section specified. That is to say: In any County wherein there shall be three companies organized, there shall be allowed and paid two thousand dollars; in any County wherein there shall be two companies, fifteen hundred dollars; and in any County wherein there shall be one company organized, one thousand dollars annually, such sums so to be audited and allowed quarter-yearly, from the first day of January, A.D. 1867, on presentation of claims by the officers or finance committee of the several companies so organized; one-half of such allowance to be paid out of the funds in the County Treasury belonging to the State, and the other half out of the General Fund of the County, to be paid by the County Treasurer on presentation by the proper officer of the company or companies entitled thereto, of the Auditor's certificate of such allowance having been made by the Board of County Commissioners. In counties wherein there are two or more companies so organized, such allowance to be equally divided among them. And the County Treasurer shall require from the officer or committee to whom he shall pay the State's portion of such allowance, a receipt therefor, which shall be received by the State Treasurer as so much money, and be so allowed in the settlement by the County Treasurer with the Controller and Treasurer of State."

W. T. JONES,
Chairman.

Mr. Speaker:

The undersigned member of your Standing Committee on Federal Relations, to whom was referred Senate Joint Resolution No. 114, in relation to the annexation of Utah to the State of Nevada, differing with the views of and conclusions arrived at by a majority of the Committee, submit the following minority report:

In looking over the map of the Great American Basin, with her extensive desert lands and limited agricultural resources, the uniform character of the entire country from the Rocky Mountains to the Sierra Nevadas, and from the ranges of mountains on the north that separate the Basin from the waters of the Columbia River, south to the Colorado, it readily occurs to the observer that nature itself had marked out by boundaries a vast locality, uniform in climate, with like mineral resources, and similar agricultural products, that could well be moulded into a great and harmonious State, that at a very early period would stand on an equal eminence in point of wealth and influence with the most prominent of the sister States of the Republic. While on the western border our mineral resources are unbounded in wealth, yet our agricultural resources are but very limited, and in the annexation of the eastern portion of this great basin, that necessary want will be supplied, and greatly add to our present wealth and future prosperity.

The objections to the extent of such State government, like the fears our forefathers entertained in regard to extending our National domain, has effectually vanished before the facilities of intercommunication furnished by the enlightened and enterprising spirit of the age in which we live. And it is but reasonable to contemplate, that very few years will elapse before all sections of the Territory proposed to be incorporated into the State of Nevada will be bound together with the ligaments of iron, and in its result and effects by communities of a kindred interest, which, though seemingly contrary to each other, will be in a short time cemented together, inseparable and lasting as eternity.

The annexation is objected to on account of the character of the community inhabiting the territory proposed to be annexed, and their peculiar institutions. The majority of the Committee seem to fear that the Mormons, having attained power and wealth, would not quietly submit to change their mode of life, give up their faith, and become submissive to law; admit that annexation would enhance our financial condition if we were rid of Mormon institutions, and fear that our finances would be impaired by such a step under present circumstances, and also fear the results in a political point of view.

The undersigned feels impressed that a more careful examination of the subject will at once dispel all fears that seem to be entertained by the majority of the Committee.

The resolution does not annex the Territory, as the whole character of the report of the majority of the Committee would seem to imply, but simply paves the way for accomplishing such purpose; three or four years, at least, would be required to consummate such scheme. We say to the National Government, with their aid we feel able to manage Utah, and believe that great public benefits would grow out of giving it to us. I have no doubt but she would acquiesce in, or accede to our request. Several years, at least, would elapse before that territory could possibly be represented in our State Legislature, or the people take part in any general election of State officers. In the intermediate time, the completion of the great North American thoroughfare uniting the Pacific with the Atlantic, in connection with the mineral discoveries in all the surrounding States and Territories, will throw a population into Utah that will entirely overwhelm Mormonism. Those opposed to the Mormon faith now claim that they number more than two thousand in Salt Lake City alone; while Green River County, and in fact all the northern portion of the Territory, is known to have many resident "Gentiles," as they are termed by the Mormons. The Mormons, fanatical as they are, are not harmonious in their views; the various sects being kept down solely by the power of the Church leaders, and but little doubt can be entertained that if opportunity afforded, many would relinquish their polygamy and embrace the true Christian faith, and become good and law-abiding citizens.

I cite these facts to show that if proper protection is once secured to the Mormon population of Utah, Brigham Young would not be able to control them in a body. But it should not be lost sight of that Congress and our State Legislature would have the entire matter in their own hands, by legislation, to completely control the political power of the Mormons. By registration we could guard the ballot-box. By proper laws we could prevent improper persons from sitting upon grand or trial juries, and provide also as to who are, and who are not competent to hold office, making a polygamist incompetent. Congress can also provide a proper amendment to her homestead and pre-emption laws that would effectually prohibit polygamists from becoming owners in fee of real estate. Such legislation would, at an early day, demoralize Mormonism and its supporters, so that they could not be able to present any formidable opposition.

Should Congress entertain our Resolution favorably, and annex Utah to this State, I cannot believe that it would be the means of causing but a very limited portion of the Mormons to desert their homes and seek new places of habitation. Believing that Congress, acting in connection with our Legislature, would provide such wise and judicious measures that the ingress of population into Utah and our State would secure us beyond any possibility of being controlled by or through Mormon influences; and furthermore, being fully satisfied that the annexation would add to the prosperity of the entire country, and also be greatly beneficial to us financially, I therefore earnestly recommend that the Resolution favoring the annexation of all that part of Utah commencing at the southeast corner of the State of Nevada, and running easterly on the thirty-seventh degree of north latitude on the southern boundary of Utah to the intersection of the thirty-fourth degree of longitude west from Washington; thence north on said degree of longitude to the intersection of the forty-first degree of north latitude; thence easterly on said degree of latitude to the intersection of the thirty-third degree of longitude west from Washington; thence north to the intersection of the forty-second degree of north latitude; thence westerly on said degree of north latitude to the northeast boundary of the State of Nevada; thence south, along the eastern boundary of the State of Nevada to the place of beginning, be attached to the State of Nevada.

Respectfully submitted,

A. K. POTTER,

Member of Committee on Federal Relations.

Mr. Speaker:

Your Standing Committee on Mines and Mining Interests, to whom was referred Assembly Bill No. 30, entitled "An Act to regulate the Location and Abandonment of Mines and Mining Claims in the State of Nevada," beg leave to report that they have had the same under consideration, and have directed their chairman to report back a substitute, Bill No. 30, having the same title as the original bill, and recommend that said bill do pass.

JOHN S. MAYHUGH,

Chairman.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed:

No. 126, authorizing the County of Lyon to fund the outstanding indebtedness against the General Fund of said county, to pay interest thereon, and for the gradual liquidation of the same.

Mr. Speaker:

Your Select Committee, consisting of one member from each county, to whom was referred Substitute Senate Bill No. 50, entitled "An Act to provide for the Selection of Lands granted by the United States to the State of Nevada," beg leave to submit a report by a majority of the members of such Committee, that they have had the same under consideration, and deem it a measure contrary to the interest of the State, and therefore recommend that it do not pass.

W. C. GRIMES,

W. T. JONES,

W. M. CARY,

G. H. DANA,

T. N. BROWNE,

P. J. PARMATER.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 65, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865," beg leave to report that they considered the same, and recommend its indefinite postponement.

Also, that they have had under consideration Senate Bill No. 11, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada, and the Acts amendatory thereof,'" and have directed their chairman to report the same back without recommendation.

J. M. DORSEY,
Chairman.

Mr. Speaker :

Your Special Committee, to whom was referred Senate Bill No. 143, entitled "An Act for the Relief of J. S. Childs," report that the Committee have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage for the following reasons, viz :

The bill first introduced in the Senate was for services as Probate Judge, prior to the organization of Nevada Territory.

The bill as passed the Senate only allowed his salary for such time as he served as Judge, after the organization of the Territory of Nevada, to the time of a State organization, which allowed him one thousand dollars, which in our opinion is not too much.

GEORGE MUNCKTON,
Chairman.

Mr. Speaker :

Your Select Committee appointed to inquire into and report upon the amount of money received by the State Treasurer for School purposes, during the past year, from all toll road and bridge companies in this State, which are required to pay two per cent. of gross proceeds for School purposes, what companies have failed to comply with the provisions of the law, and also what further legislation is needed to enforce its being complied with, beg leave to report that they have used all diligence in obtaining information and proper proofs respecting the matter, and have received from the Controller of State various lists and statements, from which and other information, they respectfully submit the following :

Whole number of franchises granted for toll roads and bridges by former legislatures, 63—to wit :

In 1861, 7.

In 1862, 28.

In 1864, 28.

Total, 63.

Of which the following named toll roads and bridges have paid the two per cent. to the State, as required by law, and up to what date they have so paid :

Virginia, Reese River and Humboldt Toll Road, December 31, 1866.

Kingsbury & McDonald Toll Road Dec. 31, 1866.

Washoe & Eagle Valley " " "

Devil's Gate " " "

Walker River Toll Road, Dec. 31, 1866.
 Bryan & Co's " " "
 Dickson & Co's " " "
 Rissue & Co's " " "
 St. Clair & Co's Old River Toll Bridge, Dec. 31, 1866.
 E. Roberts & Co's Dayton " " "
 J. H. Stith & Co's " Toll Road, October 1, 1866.
 A. B. Waller & Co's Toll Road, October 1, 1866.
 A. W. Nightingill & Co's Toll Road, July 1, 1866.
 Warm Springs " " "
 American Flat " April 1, 1866.
 Carson Slough " " "
 Marble Cañon " " "
 O. A. Sanborn and others, or Washoe Turnpike Toll Road Co., Dec. 31, 1865.
 Rufus Walton's Toll Road, September 30, 1865.
 David Olds' Toll Bridge, Sept. 30, 1865.
 Henness Pass Toll Road, " "
 E. Dexter & Co's Toll Road, June 30, 1865.
 Ganing [Ganung] & Co's Toll Road, June 30, 1865.
 Hawinkins [Hawkins] & Co's Toll Road, " "
 Aurora and Big Meadows Toll Bridge, March 31, 1865.
 Tunnel Co's Toll Road, December 31, 1864.
 Virginia and Carson River Toll Bridge, Sept 30, 1864.
 Ophir Grade Toll Bridge [Road] " "
 Boyd's Toll Road, February 29, 1864.

Gross Receipts of the following Toll Roads and Bridges (at their places of business) during the year 1866 (as per statement of Controller of State):

Virginia, Reese River and Humboldt Toll Road.....	\$ 8,732 25
Kingsbury & McDonald Toll Road, for the 1st, 2d and 3d quarters	5,283 00
J. H. Stith & Co's Toll Bridges, for the 1st, 2d and 3d "	2,481 81
Washoe and Eagle Valley Toll Road, for the 1st, 2d and 3d "	710 14
Devil's Gate " for the 1st, 2d and 3d "	29,708 07
A. B. Waller's " for the 2d and 3d "	1,052 70
Walker River " for the 3d and 4th "	416 30
American Flat " for the 1st "	3,976 35
Old River Toll Bridge, for the 1st, 2d and 3d "	1,281 75
Dayton " for the 1st, 2d and 3d "	8,260 98
Bryan & Co's Toll Road, for the 1st, 2d and 3d "	1,219 75
Dickson & Co's " for the year.....	4,340 58
Slough Toll Bridge, for the 1st quarter.....	217 00
Spring Cañon Toll Road, for the 1st and 2d quarters.....	523 25
Rissue & Co's " for the 1st and 2d ".....	278 41
Warm Springs " for the 1st and 2d ".....	1,290 24
Marble Cañon " for the 2d quarter.....	530 14
Washoe and Truckee Turnpike Co., from March 17th to Nov. 1st	5,538 93
Washoe Turnpike Company, for the year.....	46,661 86
Truckee and Henness Pass Toll Road, amount received for the fiscal year commencing November 1, 1865, and ending October 31, 1866.....	17,148 00
El Dorado Cañon Toll Road, for the 1st and 2d quarters.....	860 00

*Gross amount paid into the State Treasury by the various owners of Toll Roads
and Bridges during the year 1866 :*

Virginia, Reese River and Humboldt Toll Road.....	\$280 07
Kingsbury & McDonald ".....	175 20
J. H. Stith & Co. ".....	95 51
Washoe and Eagle Valley ".....	14 20
Devil's Gate ".....	825 90
A. B. Waller's ".....	21 05
Walker River ".....	8 58
American Flat ".....	207 37
Old River Toll Bridge.....	42 00
Dayton ".....	236 06
Bryan & Co. Toll Road.....	33 53
Dickson & Co. ".....	86 80
Slough Toll Bridge.....	29 20
Spring Cañon Toll Road.....	14 13
Rissue & Co. ".....	12 07
Warm Spring ".....	51 60
Marble Cañon ".....	10 60
Washoe and Truckee Turnpike Co.....	110 12
Washoe Turnpike Co....	993 23
Truckee and Henness Pass Toll Road.....	342 31
El Dorado Cañon ".....	17 20
Total.....	\$3,606 73

Your Committee have received no statement respecting the payment (if any) of any moneys into the State Treasury by the following Companies, to whom franchises were granted by the Laws of 1861-2 and 4, to wit:

	<i>When Granted.</i>
Humboldt River Ferry Co.....	Nov. 29, 1861
G. W. Huffaker & Co., Virginia to Steamboat Valley.....	Nov. 29, 1861
Geiger & Co., Virginia to Truckee Meadows.....	Nov. 29, 1861
Nightingill & Co., Peavine to Humboldt.....	Dec. 2, 1862
Myson & Co., Junction House, boundary of Lake County.....	Dec. 17, 1862
Helm & Co., Carson and Lake Bigler.....	Dec. 17, 1862
Empire City to Clear Creek.....	Dec. 19, 1862
Job & Penrod, Sink of Carson to Reese River.....	Dec. 19, 1862
Walton & Co., Clear Creek to Lake Bigler.....	Dec. 19, 1862
Stewart [Stuart] & Co., Dayton to Desert Creek.....	Dec. 19, 1862
Naileigh & Co., Lathrop's Ranch to Hot Springs.....	Dec. 19, 1862
Comstock & Co., Toll Bridge, Humboldt River.....	Dec. 19, 1862
Forsyth & Co., Carson to Empire.....	Dec. 19, 1862
Armstrong & Co., Gold Hill to Empire.....	Dec. 19, 1862
Brown & Co., Washoe to Lake Bigler.....	Dec. 19, 1862
Brooks & White, Lake View House to Ophir Road.....	Dec. 19, 1862
A. H. Johnson, Washoe City to Lake Bigler.....	Dec. 19, 1862
W. H. Boyd, Genoa to Teasdale's Ranch.....	Dec. 19, 1862
H. Vansickle, from his House to Junction Esmeralda Road....	Dec. 19, 1862
Heavins [Evans] & Co., Stewart's [Stout's] Bridge to Sink of Humboldt.....	Dec. 19, 1862
Lyon & Co., Toll Bridge, East Walker River.....	Dec. 19, 1862
Van Sickle [Van Winkle] & Co., Como to Empire City.....	Dec. 19, 1862
G. W. Maish, [Marsh] Toll Bridge, East Walker River.....	Dec. 19, 1862

	<i>When Granted.</i>
Perkins & Co., Carson, Virginia, Washoe, and Reese River...	Dec. 19, 1862
Wells & Co., Castle Rock to Truckee Meadows	Feb. 19, 1864
E. J. Brickell, Desert Wells to Reese River Station.....	Feb. 9, 1864
Luther & Co., Upper Austin to <i>Genoa</i> [Geneva].....	Feb. 18, 1864
G. [J.] W. Haines, Genoa to Como.....	Feb. 18, 1864
Gardner & Co., Virginia City to Race Track.....	Feb. 19, 1864
Welty and others, Austin to Colorado River.....	Feb. 19, 1864
Haiman [Harmon] & Co., Madeline Plain to Puebla Valley...	Feb. 20, 1864
Ash & Co., Gregory's Cañon to Lake Bigler.....	Feb. 20, 1864
Moses [P.] Haynes and others, Cañon City to Austin.	Feb. 20, 1864
Latson & Brannan, Harris' Station to Austin.....	Feb. 16, 1864
Hunter & Co., Como to Empire City.....	Feb. 20, 1864
Martin [Morton] & Co., Big Creek to Smoky Valley.....	Feb. 18, 1864
Falkner [Faulkner] & Co., Peavine to San Antonio.....	Feb. 20, 1864
Powell & Co., Montrose to Santa Fé District.....	Feb. 19, 1864
Martin & Co., Silver City to American Flat.....	Feb. 20, 1864
Haynes & Co., Austin Grade to Amador City.....	Feb. 20, 1864
Martin [Martino] & Co., Oregon Hill [Mill] to Spring [Spring- er's] Cañon.....	Feb. 20, 1864
Pollock & Co., Dayton to Como.....	Feb. 20, 1864
L. B. Moor & Co., Sand Springs to Reese River.....	Feb. 19, 1864

Your Committee beg leave further to report that during the years 1861-2 and 4, under the then undue excitement incident to the rapid growth and development of the resources of our Territory, many were granted which proved valueless; asked for only in a spirit of speculation, (which at that time pervaded all kinds of business) and some of them were abandoned as worthless, without even a preliminary survey having been made. The decrease of population in some parts of the State caused the holders of charters to neglect keeping their roads in the condition required by law, in consequence of which they collected little or no toll, and therefore failed to pay anything to the State; from these and other causes, which will readily suggest themselves, is to be found the increase of non-paying roads. Your Committee cannot present as full a report on the matter as they might wish, for the reason that many companies have settled with the Treasurers of their respective counties, and the County Treasurers have failed to forward to the Controller of State a full statement of their quarterly receipts derived from the several Toll Roads and Bridges of their respective counties. A respectable number of such Treasurers have indeed forwarded their sworn statements to the Controller of State, and paid the amounts due quarterly into the Treasury; still, your Committee find it impossible to make as full and complete a statement as the resolution contemplated, under which your Committee was raised, and are of the opinion that the amounts paid by the several Toll Road and Bridge Companies are not as large as could be reasonably expected from the amount of travel and number of franchises granted; we have, however, no positive proof to the contrary. In view of the above, and foregoing information and belief, we most respectfully recommend to the favorable consideration of this House, Assembly Bill No. 107, entitled "An Act to enforce the Payment of two per cent. of the gross proceeds of all Toll Roads and Bridges as provided by law, to the General School Fund of this State," introduced February 18, 1867, by Mr. Parker.

We have examined said bill, and believe that it will be a remedy for the evils complained of by the friends of Education.

All of which is respectfully submitted.

JOHN S. MAYHUGH,
Chairman of Select Committee on
Toll Roads and Bridges.
G. W. WALTON,
T. B. PRINCE.

Mr. Munckton moved that five hundred copies of the report of the Select Committee on Toll Roads and Bridges be printed.

Unanimously agreed to.

Mr. Horton introduced Assembly Concurrent Resolution No. 45, instructing our Representatives to oppose the passage of a certain bill in Congress entitled "An Act to allow the Cutting of Timber in Alpine County, California."

Read and unanimously adopted.

Mr. Cary asked leave of absence for Mr. Mallory for one day.

Leave granted.

Mr. St. Clair asked leave to withdraw Assembly Bill No. 14.

Leave granted.

Mr. Ferguson offered the following

RESOLUTION.

That it is the deliberate sense of this House that Assembly Bill No. 78, entitled "An Act to amend an Act entitled 'An Act to incorporate the City of Virginia, to provide for the Government thereof, and to repeal all other laws in relation thereto,' approved March 4th, 1865," which passed this House on yesterday, should have been so amended that the Chief Engineer of the Fire Department should receive a salary not to exceed one hundred and fifty dollars per month, instead of one hundred dollars as now provided in the bill, and also that the Secretary of the Fire Department should receive seventy-five dollars instead of fifty dollars per month as now therein provided; and we most respectfully recommend to the honorable Senate that they adopt the amendments herein suggested and recommended, and the Clerk is hereby instructed to forthwith transmit this resolution to the Senate.

Adopted.

Mr. Tennant asked leave to withdraw Assembly Bill No. 114.

Leave granted.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 27th, 1867. }

To the Hon. the Assembly:

I am instructed to transmit, for the consideration of your honorable body, the following Senate Bills, which passed the Senate this day, viz:

No. 122, "An Act to further prescribe Rules and Regulations for the Execution of the Trust arising under the Act of Congress, approved May 23d, 1844, entitled 'An Act for the relief of Citizens of Towns upon Lands of the United States, under certain circumstances.'"

Also, No. 142, "An Act amendatory of an Act to provide for the Maintenance and Supervision of Public Schools, approved March 20th, 1865."

I am also directed to return to your honorable body the following Assembly Bills :

No. 112, "An Act to amend an Act in relation to Public Highways, approved March 9th, 1866," which passed the Senate this day.

No. 84, "An Act providing for the Removal of County Seats, and the Permanent Location of the same," which also passed the Senate this day.

No. 28, "An Act to amend an Act entitled 'An Act to revise an Act entitled an Act to amend section 219 of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 6th, 1865, and to amend section 243 of an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29, 1861, approved March 3d, 1866," the same having been indefinitely postponed.

No. 38, "An Act authorizing the Issuance, Sale, and Exchange of certain State Bonds, levying a Tax to provide Means for their Payment, and providing for the Surrender of Bonds now Outstanding, and to repeal all Laws in conflict therewith," the same having been indefinitely postponed.

Also, Assembly Joint Resolution No. 22, appointing a Commission to negotiate for the Extension of Time for the payment of certain Bonds therein named, which has also been indefinitely postponed.

All of which is respectfully submitted.

JOHN R. EARDLEY,
Assistant Secretary.

Substitute Senate Bill No. 122 (as per Message).

Read first time ; rules suspended ; read second time by title, and referred to Committee on Public Lands.

Senate Bill No. 142 (as per Message).

Rules suspended ; read first and second time by title, and referred to Committee on Education.

NOTICE.

Mr. Koneman gave notice that he would, at some future day, ask leave to introduce a bill for an Act entitled "An Act to amend an Act entitled 'An Act concerning the Office of Surveyor General,' approved March 20th, 1866."

Mr. Tennant, by leave, introduced Assembly Bill No. 136, entitled "An Act to create a Board of Commissioners to examine and report upon the amount of just Claims existing for property destroyed and losses sustained by Indian Depredations in Lander County, in this State, in the years 1864-5 and 6."

Rules suspended ; bill read first time by title ; rules further suspended ; read second time by title, and referred to the Committee on Military and Indian Affairs.

Mr. Browne, by leave, introduced Assembly Bill No. 137, to provide Revenue for the Government of the State of Nevada.

Read first time ; rules suspended ; read second time by title, and referred to a Select Committee, consisting of Messrs. Browne, Caldwell, Horton, Mitchell, Grimes, Cary, Groves, Koneman, Parmater, and Tennant.

On motion, Mr. Munckton was appointed a Special Committee of one to ascertain whether the bill can be printed immediately.

Mr. Folsom, by leave, introduced Assembly Bill No. 138, entitled "An Act to provide for Payment of the Salaries of State Officers and Judges, in conformity with the requirements of section nine of article fifteen of the Constitution of the State of Nevada."

Read first time ; rules suspended ; read second time by title.

Mr. St. Clair moved that the bill be rejected.

Ayes and noes called for by the requisite number, and the bill was rejected by the following vote :

Yeas, 17 ; Nays, 13.

Mr. Munckton reported that Assembly Bill No. 137, could be printed by to-morrow morning, and on motion, the bill was ordered printed.

Mr. Tennant, by leave, introduced Assembly Bill 139, entitled "An Act to appoint a Commissioner to make a Digest of the Laws of the State of Nevada, and supervise the printing of the same."

Read first time, and, on motion of Mr. Jones, the bill was rejected.

Mr. Bence, by leave, introduced Assembly Bill No. 140, entitled "An Act to amend an Act entitled 'An Act in relation to Common Jails and Prisoners thereof,' approved November 25th, 1861, and to repeal an Act amendatory thereof, approved March 3d, 1861."

Read first time ; rules suspended ; read second time by title, and referred to Committee on Counties and County Boundaries.

On motion of Mr. Lammon, at 1 o'clock P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M., Speaker *pro tem.* in the chair.

Roll called.

Quorum present.

The House considered itself in Committee of the Whole, for the consideration of the General File, Speaker *pro tem.* in the chair.

In time the Committee rose, and reported that they had under consideration the following bills, viz :

Substitute Senate Bill No. 50, entitled "An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada," and reported it back without recommendation.

Report received, and Committee discharged.

On motion of Mr. Bence, the amendments of the Majority Committee were adopted, and

On motion of Mr. Munckton, the bill was made the special order for to-morrow at 12 M.

THIRD READING OF BILLS.

Assembly Bill No. 126, entitled "An Act authorizing the County of Lyon to Fund the Outstanding Indebtedness against the General Fund of said County, to pay the Interest thereon, and for the gradual liquidation of the same."

Read third time, and passed by the following vote :

YEAS—MESSRS. Bence, Cary, Dana, Folsom, Grimes, Groves, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, Welch, Wheeler, and Mr. Speaker—28.

NAYS—Mr. Jones.

RESOLUTIONS.

By Mr. Mayhugh, by leave :

Resolved, That on and after the first day of March, A.D. 1867, that this House

do hold evening sessions, and that the hour for such meetings shall be at 7 o'clock p.m. in each evening thereof until the final adjournment of the Legislature.

Unanimously adopted.

By Mr. Munckton:

Resolved, That no introduction of bills will be received after Saturday, the 2d day of March.

Lost.

Mr. Koneman, by leave, introduced Assembly Bill No. 141, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

Also, to amend an Act entitled "An Act to provide Revenue for the Support of the Government of the State of Nevada, approved March 9th, 1865, approved February 24th, 1866."

Rules suspended; read first and second times by title, and referred to the Committee of one from each county, as already appointed.

Mr. Tennant gave notice that, on to-morrow, he would move to reconsider the vote by which Assembly Bill No. 138 was rejected.

Mr. Mitchell, by leave, introduced Assembly Bill No. 142, entitled "An Act to create the Office of State Inspector of Boilers and Engines."

Rules suspended; read first and second times by title, and referred to Committee on Trade and Manufactures.

Mr. Bence, by leave, introduced Assembly Bill No. 143, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865, and to repeal certain sections of an Act amendatory thereof, approved March 1st, 1866."

Read first time; rules suspended; read second time by title, and referred to the Committee of one from each county already appointed.

Senate Joint Resolution No. 114, in relation to the annexation of Utah to the State of Nevada for State Jurisdiction purposes.

Made special order for Saturday evening, at 7 o'clock p.m.

Assembly Bill No. 111, entitled "An Act to redistrict the State of Nevada into Judicial Districts, and to fix the Salaries of Judges and the Terms of Court therein, approved February 27, 1866."

Amendments of Committee adopted, and bill ordered engrossed.

Assembly Bill No. 117, "An Act amendatory to an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons.'"

Substitute, as reported by Committee, adopted; amended, and referred to Judiciary Committee.

House resolved itself into Committee of the Whole, for the consideration of General File.

In time the Committee rose, and reported that they had had the following bill under consideration, viz:

Assembly Bill No. 127, entitled "An Act to amend sections 72 and 74 of an Act entitled 'An Act relating to Officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office and the mode of supplying the same, misconduct in office, and to enforce official duty,' approved March 9th, 1866"

Amended, and reported back, and its passage recommended.

Report adopted, and bill ordered engrossed.

On motion of Mr. Huse, at 4 o'clock and 15 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FIFTY-THIRD DAY.

THURSDAY, February 28th, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Mallory and Wheeler.

The Journal of yesterday was read and approved.

Mr. Lammon presented a petition from the citizens of Virginia City in favor of the passage of an Act to amend an Act of 1861, relating to the administration of deceased persons dying intestate, was read and placed on General File.

On motion of Mr. Mayhugh, Mr. Mallory was granted indefinite leave of absence.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Senate Bill No. 97, "An Act defining the Duties of the Attorney General of the State of Nevada," have considered the same, offer the following amendments, and recommend its passage as amended.

Strike out all of section 8, and insert this: "Section 8. The Attorney General shall receive as salary, the sum of twenty-five hundred dollars per annum, payable quarterly, and he shall receive in the performance of his duty as Attorney General no other compensation whatever, and except the necessary contingent expenses of the office, no claim against the State created in the office of the Attorney General, or in the performance of any duty by the Attorney General, shall be paid or allowed, unless the same be first approved by the Board of Examiners, and afterward presented to the Legislature, and a law enacted for the payment of the same."

T. N. BROWNE,
Chairman.

Mr. Speaker :

Your Standing Committee on Education, to whom was referred Senate Bill No. 142, entitled "An Act amendatory of an Act to provide for the Maintenance and Supervision of Public Schools, approved March 20, 1865," report that they have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

M. N. MITCHELL,
Chairman.

Mr. Speaker :

Your Standing Committee on Military and Indian Affairs, to whom was referred Assembly Bill No. 136, entitled "An Act to create a Board of Examiners, and report upon the amount of just Claims for Indian Depredations in Lander County for the years 1864, 5, and 6," report that they have had the same

under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

W. T. JONES,
Chairman.

Mr. Speaker:

Your Select Committee, to whom was referred Assembly Joint Resolution No. 37, after due consideration, report the same back to the House, and unanimously recommend its passage, believing the mode of warfare proposed the only practicable way to thwart the hellish designs of the innumerable bands of hostile Indians who, disregarding their treaties, have for years been murdering and butchering our frontier settlers in a manner known only to the savage. The massacre of nearly an entire company of United States troops, near Fort Phil Kearny, a few months ago, was but another proof of the inability of our soldiers to chastise or punish these merciless redskins for such barbarities, and but another failure recorded against the policy of the General Government in her futile efforts to protect the citizens against the savage by "waste paper treaties," neither feared nor respected by them, affording another opportunity for the "plumed riders of the desert" to possess themselves with arms and ammunition by which to carry into effect another of their cherished amusements, that of butchering the white man wherever and whenever an opportunity offers; to exult over and convey to other tribes their growing strength, their victory over our troops, and the coming day when they will again be in undisputed possession of the vast domain over which they ruled, before the advance of civilization and the attending fruits of industry.

The experience of over two centuries on this continent has conclusively proven that the aboriginal races, except when improved by a healthful admixture of Saxon blood, are incapable of becoming civilized; but, on the contrary, cling unswervingly to all the vices and inhumanities of savage life.

The fanciful pen of a Fennimore Cooper may portray, in vivid colors, the manifold virtues of the "red-man," and sentimental school girls may give trusting credence to the fiction, but none of your Committee have ever been fortunate enough to fall upon a single specimen who would justify the praise so bestowed upon the race. If it be the fact, which it must be excused from believing, that Indians of such exalted character ever existed in the East, we can unhesitatingly assert, from personal knowledge, that none such have ever been found west of the Missouri River. In the parlance of this coast, your Committee "can't see it," and can only regret that Congress, a majority of whose members come from districts far removed from the haunts of savages, have not the same practical, and in some instances sorrowful, acquaintance as the citizens of this State, with the murderous tribes of the Great Basin. Respecting the treaties, and simply subscribing to them in order to raise supplies for their next campaign against the unprotected settlers, the only policy which can secure safety to our inhabitants, and enable the speedy development of the great resources of the country west of the Rocky Mountains, is that of relentless extermination.

(Signed)

T. V. JULIEN,
Chairman,
J. S. MAYHUGH,
GEO. I. LAMMON,
D. A. HORTON,
W. C. GRIMES,
W. T. JONES,
T. B. PRINCE.

Mr. Speaker :

Your Select Committee, consisting of the Storey County delegation, to whom was recommitted Assembly Bill No. 77, entitled "An Act providing for the Payment of certain Indebtedness due Geo. F. Jones & Co., from the City of Virginia," beg leave to report the same back to the House, without amendment, and recommend its passage.

GEO. DANA,
Chairman.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
Carson City, February 27th, 1867. }

To the Hon. the Assembly of Nevada :

GENTLEMEN—I have the honor to transmit herewith, for your consideration, the claims of Hon. John Cradlebaugh, for rent of Adjutant General's Office, as follows: Due in the sum of \$60, for rent of Office from January 1st to March 1st, 1866; the other in the sum of \$180, for rent from July 1st, 1866, to January 1st, 1867, the same having been examined and approved by the Board of Examiners, but for the payment of which there is no existing appropriation.

Very respectfully,

C. N. NOTEWARE,
Secretary of the Board of Examiners.

The above claims reported by the Secretary of State, referred to the Committee on Claims, with instructions to report a bill.

RESOLUTIONS.

By Mr. Lammon :

Resolved, That Assembly Bill No. 75, entitled "An Act to amend section fifty-two of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29th, 1861, be, and the same is hereby taken from the table, and placed first on the General File.

Adopted.

By Mr. Mayhugh :

Resolved, That on and after the first day of March, A.D. 1867, no member of this House shall be permitted to speak more than once during the same day, upon the same subject, and no longer than five minutes at any one time, except by unanimous consent of the House.

This rule shall not apply or be in force during evening sessions of the Assembly.

Adopted.

Mr. Speaker :

Your Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed:

No. 127, "An Act to amend sections 72 and 74 of an Act entitled 'An Act in relation to Officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office and the mode of supplying the same, misconduct in office, and to enforce official duty,' approved March 9th, 1866."

Also, No. 111, "An Act to amend an Act to redistrict the State of Nevada

into Judicial Districts, and to fix the Salaries of Judges, and the Terms of Court therein, approved February 27, 1866."

Also, No. 116, "An Act to amend an Act entitled 'An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of the Independent Order of Odd Fellows, and their Subordinate Lodges in this State.'"

T. V. JULIEN,
Chairman.

RESOLUTION.

By Mr. Tennant:

Resolved, That the Clerk of the Committee on Federal Relations, Corporations and Claims be allowed the same compensation as other Committee Clerks, during the session.

Adopted.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
Carson City, February 28th, 1867. }

To the Honorable the Assembly:

I am instructed to transmit for the consideration of your honorable body, Senate Substitute Bill No. 45, "An Act to provide for the fostering and supporting the Nevada Orphan Asylum, a duly incorporated benevolent institution located at Virginia City," the same having passed the Senate this day.

I am also instructed to return to you Assembly Joint Resolution No. 44, relating to Mail Facilities from White Rock *via* Ellsworth, Cloverdale, Indian Springs, Belmont, and Hot Creek to Pahrangat, Nye County, the same having been amended by the Senate as follows:

In line 16, after the letter "A" and before the word "weekly," insert the word "tri."

The resolution passed as amended.

Also, Assembly Bill No. 50, "An Act to restrict Gaming," the same having passed the Senate this day with the following amendments:

In section 1, lines 12 and 13, strike out the words "three thousand" and insert the words "fifteen hundred." Also, in line 13, strike out the word "five" and insert the word "three." Also, in line 14, after the word "and," strike out the remainder of the section, and insert the following, to wit: "be confined in the County Jail until such fine is paid."

In section 2, line 6, strike out the word "one" and insert the word "three." Also, in line 10, strike out the words "three months," and insert the words "one year." Also, in line 15, strike out the word "quarterly," and insert the word "yearly." Also, in same line, strike out the word "one," and insert the word "three."

Strike out the whole of section 3, and insert in lieu thereof the following new section:

"Section 3. All moneys received for licenses under the provisions of this Act shall be paid one-half into the State Treasury and one-half into the County Treasury, for general State and County purposes."

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Substitute Bill No. 45 (as per Message).

Read first time; rules suspended; read second time by title.

Mr. Julien moved that the bill be referred to a Committee of two from Storey County, and one from each of the other counties.

Mr. Mayhugh moved, as a substitute, that it be placed at the top of the General File.

Ayes and noes were called for by the requisite number, and agreed to by the following vote :

YEAS—Messrs. Browne, Bence, Dorsey, Grimes, Groves, Jacobs, Koneman, Lammon, Mayhugh, Mitchell, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Welch, and Mr. Speaker—19.

NAYS—Messrs. Cary, Dana, Folsom, Horton, Huse, Julien, Jones, Lissak, Munckton, Poor, Parmater, Parker, Prince, Wingate, and Walton—15.

Assembly Joint Resolution No. 44 (as per Message).

Amendment of the Senate concurred in.

Assembly Bill No. 50 (as per Message).

Amendments of Senate concurred in by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, Welch, and Mr. Speaker—29.

NAYS—Folsom, Jones, Poor, Strother, and Walton—5.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, February 28, 1867. }

To the Hon. the Assembly :

I am directed to return to your honorable body, the following Assembly Bills, which passed the Senate this day without amendments.

Assembly Bill No. 97, "An Act to amend an Act entitled 'An Act for the Relief of Insolvent Debtors and Protection of Creditors,' approved March 10, 1865."

Assembly Bill No. 89, "An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road, approved December 19, 1862."

Assembly Bill No. 88, "An Act to amend Chapter 113, of the Statutes of 1866, entitled 'An Act to consolidate and pay certain Indebtedness of the County of Ormsby,' approved March 12, 1866."

Assembly Bill No. 80, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865."

Assembly Bill No. 96, "An Act for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations."

Assembly Bill No. 36, "An Act to provide for the Payment of the Indebtedness of Esmeralda County," and

Substitute Assembly Bill No. 101, "An Act in relation to Public Highways."

I am also instructed to transmit for the consideration of your honorable body, Senate Bill No. 151, "An Act to amend an Act entitled 'An Act to regulate Proceedings in Criminal Cases in the Courts of Justice in the (Territory) State of Nevada, and provisions relating thereto, which passed the Senate this day.

JOHN R. EARDLEY,

Ass't Secretary.

Senate Bill No. 151 (as per Message).

Read first time; rules suspended; read second time by title, and referred to Committee on Judiciary.

Mr. Speaker:

The undersigned members, from the minority of your Standing Committee on Education, beg leave to report that they have had under consideration, Senate Bill No. 142, "An Act amendatory of an Act to provide for the Maintenance and Supervision of Public Schools, approved March 20, 1865," and recommend to amend the same in section twenty-one by striking out all the section, and inserting in lieu thereof, "Section 21. In the admission of pupils into the Public Schools of this State, no distinction shall be made by reason of race or color."

Respectfully yours,

W. T. JONES, and
GEO. H. DANA.

Mr. Speaker:

Your Special Committee, to whom was referred Assembly Bill No. 93, entitled "An Act for the Protection of Wild Game," have had the same under consideration, and recommend the following bill as a substitute: "An Act to amend an Act entitled 'An Act to amend an Act relating to an Act relating to Wild Game and Fish,' approved February 20, 1864, approved March 1, 1866," and its passage recommended.

W. CALDWELL,
Chairman.

Mr. Welch, by leave, introduced Assembly Bill No. 145, entitled "An Act for the Relief of Wm. M. Gillespie, late City Clerk of Virginia City."

Read first time; rules suspended; read second time by title, and referred to the Storey County delegation.

Mr. Dana, by leave, introduced Assembly Bill No. 146, entitled "An Act to amend section fifty-eight of an Act to provide Revenue for the Support of the Government of the State of Nevada, approved March 9, 1865."

Read first time; rules suspended; read second time, and referred to the Committee on Ways and Means.

Mr. Prince, by leave, introduced Assembly Bill No. 147, entitled "An Act relating to the Fees of Jurors."

Read first time; rules suspended; read second time by title, and referred to the Judiciary Committee.

Mr. Koneman, pursuant to notice, introduced Assembly Bill No. 148, entitled "An Act to amend an Act entitled 'An Act concerning the Office of Surveyor General,' approved March 20th, 1865."

Read first time; rules suspended; read second time by title, and referred to the Committee on Internal Improvements.

Mr. Parker, by leave, introduced Assembly Bill No. 149, entitled "An Act to amend an Act entitled 'An Act to provide for the construction and maintenance of Toll Roads and Bridges in the State of Nevada,' approved March 8th, 1865."

Read first time; rules suspended; read second time by title, and referred to the Special Committee on Toll Roads and Bridges.

On motion of Mr. Welch, at 12 o'clock and 53 minutes P.M. the House took a recess until 2 P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

On motion of Mr. Welch, a call of the House was made.

Roll called.

Absent—Messrs. Caldwell, Dorsey, Dana, Groves, Munckton, Prince, St. Clair, and Wheeler.

On motion of Mr. Huse, Mr. Wheeler was granted indefinite leave of absence.

Messrs. Prince, Dana, Dorsey, and Munckton, appearing at the bar of the House, were excused.

Mr. Huse moved that the further call of the House be dispensed with.

Lost.

Messrs. Groves, Caldwell, and St. Clair, appearing at the bar of the House, were excused.

On motion of Mr. Munckton, the further call of the House was dispensed with.

SPECIAL ORDER.

Substitute Senate Bill No. 50, entitled "An Act in relation to the Selection and Sale of Lands donated by the United States to the State of Nevada."

Mr. Jones moved that the bill be made the special order for to-morrow evening, at 7 o'clock.

Agreed to.

House considered itself in Committee of the Whole for the consideration of the General File.

In time the Committee rose, reported that they had had under consideration the following bill, viz:

Substitute Senate Bill No. 45, and reported the same back without recommendation.

Report received, and Committee discharged.

Mr. Bence moved that the rules be suspended; bill read third time, and placed upon its general passage.

Ayes and noes called for by the requisite number, and lost.

Yeas, 18; Nays, 17.

Mr. Speaker:

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bill with the engrossed copy, as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz: "An Act to restrict Gaming."

D. A. HORTON,
Chairman.

Assembly Bill No. 127, entitled "An Act to amend sections 72 and 74 of an Act entitled 'An Act relating to Officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office and the mode of supplying the same, misconduct in office, and to enforce official duty,' approved March 9th, 1866."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Welch, and Mr. Speaker—30.

NAYS—Messrs. St. Clair and Walton—2.

Assembly Bill No. 10, entitled "An Act to amend an Act to redistrict the State of Nevada into Judicial Districts, and to fix the Salaries of Judges and the Terms of Court therein, approved February 27th, 1866."

Mr. Koneman moved that the bill be referred to a Special Committee of one, with instructions to strike out "Washoe and Roop," and insert "Lyon."

Lost.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—31.

NAYS—None.

Mr. St. Clair moved to take a recess until 7 o'clock P.M.

Lost.

Assembly Bill No. 116, entitled "An Act to amend an Act entitled 'An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of the Independent Order of Odd Fellows, and their Subordinate Lodges in this State.'"

Read a third time, and passed by the following vote:

YEAS—Messrs. Browne, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—31.

NAYS—None.

Mr. St. Clair moved to take a recess until 7 o'clock P.M.

Lost.

House considered itself in Committee of the Whole, Mr. Speaker in the chair, for the consideration of the General File.

In time, the Committee rose, and reported that they had had under consideration the following bills, viz:

Assembly Bill No. 75, entitled "An Act to amend section 52 of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,'" and reported the same back, and recommended its passage.

Senate Bill No. 94, entitled "An Act to compensate J. F. Hatch for Services in the State Library," and reported the same back, recommending its passage.

Assembly Bill No. 109, entitled "An Act to legalize the Publication of Summons in Suits for the Collection of Delinquent Taxes in the several Counties in this State," and reported the same back with the recommendation that it be ordered engrossed.

Assembly Bill No. 132, "An Act to amend section 86 of an Act to further amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada.'"

Amendments of Committee adopted, and reported back with the recommendation that the same do pass.

Assembly Bill No. 29, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and define their Powers and Duties,' approved March 8th, 1865," and reported the same back, recommending its indefinite postponement.

Assembly Bill No. 59, entitled "An Act to amend an Act entitled an Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 9th, 1865."

Amendments of Committee adopted, and reported back with the recommendation that it be engrossed.

Assembly Bill No. 133, entitled "An Act for the Relief of Wallace Goodell, late County Treasurer of Churchill County," and reported back, and its engrossment recommended.

Mr. Tennant moved that a Committee of two from Storey, and one from each of the other counties, be appointed to consider the Orphan Asylum Bill.

Agreed to.

On motion of Mr. Julien, all bills which were reported from Committee of the Whole favorably, were ordered engrossed.

Assembly Bill No. 29, (as per report of Committee) was indefinitely postponed.

Assembly Bill No. 94 (as per report of Committee).

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—34.

NAYS—Mr. Julien—1.

RESOLUTION.

By Mr. Munckton:

Resolved, That the Sergeant-at-Arms be requested to repair the roof over the Assembly Rooms as soon as possible.

Adopted.

Mr. Tennant, pursuant to notice, moved that the vote, by which Assembly Bill No. 138 was rejected, be reconsidered.

On motion of Mr. Julien, the reconsideration of the vote was made the special order for to-morrow at 12 o'clock M.

The Speaker announced the following Select Committee on Substitute Senate Bill No. 45:

Messrs. Welch and Potter, of Storey County;

Mr. Mayhugh, of Esmeralda County;

" St. Clair, of Churchill County;

" Tennant, of Lander County;

" Groves, of Nye County;

" Stampley, of Humboldt County;

" Roney, of Lyon County;

" Caldwell, of Washoe County;

" Carey, of Douglas County; and

" Bence, of Ormsby County.

Mr. Julien moved that Mr. Horton be added to the Committee.
Agreed to.

On motion of Mr. Parmater, at 4 o'clock and 35 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FIFTY-FOURTH DAY.

FRIDAY, March 1st, 1867.

House met pursuant to adjournment, at 11 o'clock A.M.

Mr. Speaker in the chair.

Roll called—all present.

Prayer by the Chaplain.

The Journal of yesterday was read and approved.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your Select Committee on Toll Roads and Bridges, to whom was referred Assembly Bill No. 149, entitled "An Act to amend an Act entitled 'An Act to provide for the Construction and Maintenance of Toll Roads and Bridges in the State of Nevada,' approved March 8th, 1865," beg leave to report that they have had the same under consideration; have directed their chairman to report the same back, with the recommendation that it do pass without amendments.

JOHN S. MAYHUGH,
Chairman.

Mr. Speaker :

Your Committee on Internal Improvements and Corporations, to whom was referred Assembly Bill No. 129, "An Act to authorize the Construction of a Railroad from Virginia City to the Truckee River," have had the same under consideration; have come to a favorable conclusion thereon, and recommend its passage.

W. CALDWELL,
THOS. PARKER,
W. M. CARY,
B. V. POOR,
P. J. PARMATER,
T. V. JULIEN,
J. L. SWANEY,
A. KONEMAN.

Mr. Speaker :

Your Special Committee of three, from Gold Hill, Storey County, have had under consideration Senate Bill No. 156, "An Act to amend an Act to incorporate the Town of Gold Hill," and the majority of said Committee report back a substitute to said bill, and recommend its passage.

A. K. POTTER,
S. E. HUSE.

Mr. Speaker :

The undersigned member, from the Gold Hill delegation, to whom was referred Senate Bill No. 156, entitled "An Act to amend an Act entitled 'An Act to incorporate the Town of Gold Hill,' approved March 1, 1865," beg leave to report that the same has been considered by the said delegation, and they could not come to a mutual agreement as to its merits; therefore the undersigned recommends its passage, with the following amendments, viz :

In section 7, line 3, after the word "attorney" and before the word "and," strike out the words "a Marshal."

In section 8, second subdivision, line 5 of the subdivision, after the word "exceed," and before the word "one," insert the words "one-half of."

In same section, line 8, after the word "of," and before the word "one," strike out the words "one-half of."

In same section, line thirteen, after the word "not," and before the word "to," insert the following: "to exceed one-fourth of one per cent. annually thereafter."

In section 12, line 1, after the word "town," and before the word "shall," insert the following: "shall be elected at the same time and manner as provided for the election of the Board of Trustees, and for just and sufficient cause may be removed by a four-fifths vote of said Board of Trustees, who shall have power to fill such vacancy."

Also, at the end of same section, add the following: "not to exceed one hundred and sixty dollars."

Respectfully submitted,

J. L. SWANEY.

Mr. Swaney presented a petition from the citizens of Gold Hill in favor of the passage of Senate Bill No. 156.

Read and filed.

RESOLUTION.

Resolved, That the Sergeant-at-Arms be, and he is hereby directed to draw his warrant in favor of the Clerk of the Committee on Mines and Mining Interests, from January 10, 1867, to January 23d, inclusive.

Mr. Speaker :

Your Standing Committee on Federal Relations, to whom was referred Assembly Concurrent Resolution No. 40, in relation to the Claim of John M. Dorsey, John McPike, and Wm. Shepherd, against the Government of the United States, beg leave to report that they have had the same under consideration; have come to a favorable conclusion, and its passage recommended.

THOS. J. TENNANT,
Chairman.

Mr. Speaker :

The majority of your Committee on Counties and County Boundaries, to

whom was referred Assembly Bill No. 140, entitled "An Act to amend an Act in relation to County Jails and the Prisoners thereof, approved November 25, 1861, and to repeal an Act amendatory thereof, approved March 3, 1866," beg leave to report an additional section, being section 4, as follows:

"Section 4. The provisions of this Act shall be applicable to all the counties in this State, excepting in those counties in which the vote cast at the last general election in 1866 exceeded two thousand votes."

(Signed)

J. M. GROVES,
Chairman,
G. W. WALTON,
T. J. TENNANT.

Mr. Speaker :

The undersigned, a minority of your Standing Committee on Counties and County Boundaries, to whom was referred Assembly Bill No. 140, for "An Act to amend an Act entitled 'An Act in relation to Common Jails and the Prisoners thereof,' approved March 3, 1866," beg leave to make the following report:

In the opinion of the undersigned, the enactment of a provision of law authorizing the appointment of a Jailor at a specific salary—one hundred and twenty-five dollars per month—would operate as a hardship upon most of the interior Counties of this State, as in them the necessity of such services is not but occasional only, and in other Counties the compensation may not be sufficient. In view of these considerations, the undersigned are of the opinion the compensation of Jailors should be fixed by the Board of County Commissioners as under the present law, and entertaining these views, would recommend that the bill do not pass.

(Signed)

W. C. GRIMES, and
A. M. WINGATE.

Mr. Mayhugh (by leave) introduced Assembly Bill No. 150, entitled "An Act to amend an Act defining the duties of the State Treasurer, approved February 2, 1866."

Read first time; rules suspended; read second time by title, and referred to Committee on Ways and Means.

Mr. Dorsey (by leave) introduced Assembly Bill No. 151, entitled "An Act to create a Contingent Fund for extraordinary Service rendered to the State or in behalf thereof."

Read first time; rules suspended; read second time by title, and referred to Committee on Ways and Means.

Mr. Horton (by leave) introduced Assembly Bill No. 152, entitled "An Act to establish and maintain a State Orphan Asylum."

Read first time; rules suspended; read second time by title.

Mr. Julien moved that the bill be placed on file, and come up with the Orphan Asylum Bill.

Mr. Mayhugh moved as a substitute that the bill be laid on the table.

Mr. Julien moved to amend that the bill be referred to the Select Committee already appointed on the Orphan Asylum Bill, and that the Committee report at 2 o'clock to-day, upon which the ayes and noes were called for by the requisite number, pending the vote.

On motion of Mr. Julien, a call of the House was made.

Roll called.

Absent—Messrs. Cary, Horton, Munckton, and Mitchell.

On motion, Mr. Cary was excused for the day.

Messrs. Munckton, Horton, and Mitchell appearing at the bar of the House, were excused.

On motion of Mr. Tennant, the further call of the House was dispensed with.

Roll called, and motion to lay on the table.

Lost by the following vote:

YEAS—Messrs. Bence, Caldwell, Dorsey, Dana, Grimes, Groves, Jacobs, Koneman, Lammon, Mayhugh, Mitchell, Roney, St. Clair, Stampely, and Welch—15.

NAYS—Messrs. Folsom, Horton, Huse, Julien, Jones, Lissak, Munckton, Poor, Parmater, Parker, Prince, Potter, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—18.

And amendment to substitute adopted.

On motion of Mr. Mayhugh, the time for the Select Committee to report on the Orphan Asylum Bill was postponed until 2 o'clock P.M. to-day.

On motion, the Special Order for 12 M. was postponed five minutes.

Mr. Julien (by leave) introduced Assembly Bill No. 153, entitled "An Act supplemental to an Act entitled an Act to amend an Act entitled 'An Act to redistrict the State of Nevada into Judicial Districts, and to fix the Salaries of Judges and the Terms of Court therein,' approved February 27, 1866."

Read first time; rules suspended; read second time by title, and placed on General File.

Mr. Bence (by leave) introduced Assembly Bill No. 154, entitled "An Act concerning Fences, and Animals trespassing on Premises lawfully inclosed."

Read first time; rules suspended; read second time by title.

Mr. Julien moved that the bill be rejected.

Lost.

Mr. Folsom moved that the bill be ordered printed.

Lost; and bill referred to the Committee on Agriculture.

Mr. Speaker:

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copies, as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz:

Assembly Bill No. 8, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865."

Also, Assembly Bill No. 89, entitled "An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road, approved December 19th, 1862."

Also, Substitute Assembly Bill No. 101, "An Act entitled 'An Act in relation to Public Highways.'"

Also, Assembly Bill No. 97, entitled "An Act to amend an Act entitled 'An Act for the Relief of Insolvent Debtors and Protection of Creditors,' approved March 10th, 1865."

Also, Assembly Bill No. 96, entitled "An Act for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations."

Also, Assembly Bill No. 88, entitled "An Act to amend Chapter 113 of the Statutes of 1866, entitled 'An Act to consolidate and pay certain Indebtedness of the County of Ormsby,' approved March 12th, 1866."

Also, Assembly Bill No. 36, entitled "An Act to provide for the Payment of the Indebtedness of Esmeralda County."

Also, Assembly Joint Resolution No. 44, relating to Mail Facilities from White Rock House *via* Ellsworth, Cloverdale, Indian Springs, Belmont, and Hot Creek, to Pahrnagat, Nye County.

Also, Assembly Bill No. 84, entitled "An Act providing for the Removal of County Seats, and the Permanent Location of the same."

Also, Assembly Bill No. 112, entitled "An Act to amend an Act in relation to Public Highways, approved March 9th, 1866."

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed :

No. 133, "An Act for the Relief of Wallace Goodell, late County Treasurer of Churchill County."

No. 109, "An Act to legalize the Publication of Summons in Suits for the Collection of Delinquent Taxes in the several Counties in this State."

No. 75, "An Act to amend section 52 of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29th, 1861."

T. V. JULIEN,
Chairman.

Mr. Speaker :

Your Standing Committee on Public Lands, to whom was referred Substitute Senate Bill No. 122, entitled "An Act to further prescribe Rules and Regulations for the Execution of the Trust arising under the Act of Congress, approved May 23d, 1864, [1844] entitled 'An Act for the Relief of Citizens of Towns upon Lands of the United States, under certain circumstances,'" beg leave to report that they have had the same under consideration, and recommend its passage with the following amendments, viz :

Section 1, line 3, after the word "of" and before the word "Act," strike out the word "this," and insert in lieu thereof the word "the."

Strike out all of section 7, and substitute the following section 7 :

"By consent of the parties to such contested case, the Court may appoint one or more referee, as the parties may agree, to take the testimony in said case and report a judgment thereon ; provided, that no fees shall be allowed to such referees that will exceed in the aggregate the sum of fifteen dollars for such case."

H. H. BENCE,
Chairman.

Special order for 12 o'clock and 5 minutes P.M.

Reconsideration of the vote by which Assembly Bill No. 138 was rejected. Ayes and noes were called for by the requisite number :

Roll called, and vote reconsidered. Yeas, 17 ; Nays, 15 ; and referred to the Committee on Claims.

Mr. Mayhugh, by leave, introduced Assembly Concurrent Resolution No. 46, authorizing the Governor to submit the question of calling a Constitutional Convention to the People of this State at the next General Election.

Read and referred to the Committee on Federal Relations.

Mr. Dorsey introduced a Resolution relating to the claim of H. P. Burnham, Sergeant-at-Arms of the Second Session of the Legislature.

Read and referred to the Committee on Claims.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 1st, 1867. }

To the Hon. the Assembly:

I am instructed to transmit, for the consideration of your honorable body, the following Senate Bills which passed the Senate:

No. 168, "An Act relating to transcribing and indexing certain Records in Humboldt County."

No. 96, "An Act to make Compensation to the Hon. John Cradlebaugh, late United States District Judge, the same as that of the late United States District Judges of the Territory of Nevada."

No. 160, "An Act to provide for the Payment of the Contingent Expenses of the Surveyor General's Office from December, 1864, to December, 1866, inclusive."

I am also directed to return to you the following Assembly Bills, viz:

No. 126, "An Act authorizing the County of Lyons to Fund the outstanding Indebtedness against the General Fund of said County, to pay the Interest thereon, and for the gradual liquidation of the same."

Also, No. 122, "An Act entitled 'An Act authorizing the County Commissioners of the several Counties in this State to appoint additional Justices of the Peace.'"

Also, Assembly Concurrent Resolution No. 45, instructing our Representatives to oppose the passage of a certain bill in Congress entitled "An Act to allow the cutting of Timber in Alpine County, California."

All of which passed the Senate without amendments.

Also, No. 110, "An Act to amend an Act entitled 'An Act relating to Marriages and Divorces,' the same having failed to pass the Senate.

Also, No. 13, "An Act amendatory of and supplemental to an Act to create the County of Lincoln and to provide for its Organization, approved February 26th, 1866."

And No. 47, "An Act to prescribe the Number of Hours which shall constitute a Legal Day's Labor in certain [cases]."

Both of which have been indefinitely postponed.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 168, as per Message.

Read first time; rules suspended; read second time by title, and placed on General File.

Substitute Senate Bill No. 96, as per Message.

Read first time; rules suspended; read second time by title, and referred to the Committee on Ways and Means.

Senate Bill No. 160, as per Message.

Read first time; rules suspended; read second time by title, and referred to the Committee on Contingent Expenses and Accounts.

On motion of Mr. Welch, at 12 o'clock and 55 minutes P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Select Committee of one from each county, to whom was referred the Orphan Asylum Bill, were on motion granted 20 minutes' further time in which to report.

Leave granted.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed :

No. 132, "An Act to amend section 86 of an Act to further amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada.'"

No. 53, "An Act to amend an Act entitled 'An Act to amend an Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 9, 1865."

T. V. JULIEN,

Chairman.

Mr. Jones moved to take up Senate Bill No. 142, entitled "An Act amendatory of an Act to provide for the Maintenance and Supervision of Public Schools, approved March 20th, 1865."

Agreed to.

Pending which, on motion, the special order was postponed 15 minutes.

Amendments of Committee lost by the following vote :

YEAS—Messrs. Dana, Folsom, Jones, Lissak, Poor, Swaney, and Walton—7.

NAYS—Messrs. Browne, Bence, Caldwell, Dorsey, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—27 [28].

On motion, Mr. Julien was appointed a Special Committee of one with instructions to strike out in section 21, all after the word "same," (the following words) "Provided, that the Board shall establish such separate schools, when instructed so to do, by or in behalf of ten pupils in any district of the races above named," who reported the bill back amended as per instructions, and bill read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Caldwell, Dana, Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Parker, Prince, Potter, Roney, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—27.

NAYS—Messrs. Dorsey, Grimes, Poor, Parmater, St. Clair, and Stampley—6.

Mr. Speaker :

The undersigned, a minority of your Special Committee consisting of one

from each county, to whom was referred Substitute Senate Bill No. 45, entitled "An Act to provide for the fostering and supporting the 'Nevada Orphan Asylum,' a duly incorporated benevolent institution, located at Virginia City," beg leave to report the following amendment, in section 3, line 4, after the word "any," and before the word "orphan," strike out the word "white." In recommending the amendment, we are influenced by no political tenets, but believe charity to our orphans, and justice to our tax payers, demands the amendment. We therefore earnestly ask this House to adopt the amendment.

Respectfully submitted,

THOS. J. TENNANT,
J. F. RONEY.

Mr. Speaker:

Your Select Committee of two from Storey, and one from each of the other counties, to whom was referred Substitute Senate Bill No. 45, entitled "An Act to provide for the fostering and supporting the Nevada Orphan Asylum, a duly incorporated and benevolent institution located at Virginia City," respectfully beg leave to report that they have had the same under consideration, and submit the following majority report:

After careful consideration, have come to the conclusion that the appropriation asked for in this bill, and the purposes indicated for the same, are in themselves eminently just and proper, inasmuch as it specifically provides for the support and maintenance of the destitute Orphan children of the State, who by death are left parentless on the charity of the people of the State; the amount asked for in this bill is very moderate—five thousand dollars, or twenty-five hundred yearly for two years—a sum hardly sufficient, in the opinion of the undersigned, to carry out the humane intentions as expressed in the provisions of the bill, namely: the actual feeding and clothing expenses of the full orphans who may be hereafter admitted into the Asylum. As the State has not, and is not likely in the near future, to provide a separate institution; and as, in fact, it is entirely impossible to do so under the Constitution for the care of its orphans, the undersigned are of the opinion that the State should avail itself of the generous proposition of the managers of said Asylum by the conditions named in the said bill. The amount asked for will not meet the expenses of the institution, within one-fifth of that required for the actual feeding and clothing of the number of full orphans, who will be in the Asylum during the next two years, and Storey County will be obliged to raise, by voluntary contribution, at least twenty thousand dollars additional to the sum proposed to be appropriated. The good sisters under whose control the said Asylum is, under the provisions of this bill, impliedly gratuitously tender their services toward the education and care of the orphans, without pay or reward, and the undersigned, in the face of such self-sacrifice and disinterestedness, would be less than men entirely bereft of those humane feelings which distinguish man from the brute, should we do otherwise than report favorably on the appropriation asked for in this bill.

We therefore earnestly recommend that the bill do pass.

JOHN WELCH,
H. H. BENCE,
JAS. A. ST. CLAIR,
O. K. STAMPLEY,
JOHN S. MAYHUGH,
J. M. GROVES,
W. CALDWELL,
A. K. POTTER,
W. M. CARY.

Mr. Speaker :

Your Special Committee, to whom was referred Assembly Bill No. 152, "An Act to establish and maintain a State Orphan Asylum," respectfully beg leave to report the same back, and recommend its indefinite postponement for the following reasons:

First—The State is in no condition to establish a State institution of the character, provide for, and adequately conduct the same.

Second—The sum of ten thousand dollars would be swallowed up in defraying the rent of a proper building, if one could be found, and the salaries of the necessary officers, and nothing would be left to meet the pecuniary object of the bill: the feeding and clothing of the Orphan children of the State.

Third—No building affording suitable accommodations for the Orphan children can be procured in Carson, and the State is forbidden by the Constitution, even if pecuniarily able to construct one.

Fourth—There is now an institution at Virginia, constructed especially for the purpose contemplated, in which the orphan children of Nevada can be cared for in a manner not to be surpassed by the attention bestowed in any other similar institution in the country, at an annual expense not exceeding twenty-five hundred dollars.

J. M. GROVES,
A. K. POTTER,
JAS. A. ST. CLAIR,
THOS. J. TENNANT,
JOHN WELCH,
W. M. CARY,
JOHN S. MAYHUGH,
O. K. STAMPLEY,
W. CALDWELL,
H. H. BENCE.

On motion of Mr. Julien, the fifth subdivision of the majority report of the Committee on Orphan Asylum Bill was stricken out.

Mr. Mayhugh moved that Assembly Bill No. 152 be indefinitely postponed.

Mr. Julien moved to amend, that the whole subject matter be indefinitely postponed.

Lost.

Mr. Dorsey moved the previous question.

Lost.

Mr. Mayhugh moved that Substitute Senate Bill No. 45 be read a third time and placed upon its final passage.

Upon which the previous question was called for, which the House refused to sustain, and original motion carried, and bill placed upon its third reading.

Mr. Julien moved that the bill be referred to a Special Committee of one, with instructions to strike out in section 3 the word "white," upon which the yeas and nays were called for by the requisite number, and motion agreed to by the following vote :

YEAS—Messrs. Browne, Caldwell, Dana, Folsom, Horton, Huse, Julien, Jones, Lissak, Poor, Parmater, Prince, Potter, Roney, Swaney, Tennant, Wingate, and Walton—18.

NAYS—Messrs. Bence, Dorsey, Grimes, Groves, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Parker, St. Clair, Stampley, Strother, Welch, and Mr. Speaker—16.

The Chair appointed Mr. Julien as such Committee, who reported the bill back amended as per instructions.

Mr. Welch moved that the bill be recommitted to a Special Committee of one with instructions to insert in section 3, after the word "any," and before the word "orphan," the word "white."

Mr. Julien moved a point of order that such a motion should not be entertained.

The Chair decided the point of order not well taken.

Mr. Julien appealed from the decision of the Chair, upon which the yeas and nays were called for by the requisite number, and the House refused to sustain the Chair by the following vote: Yeas, 16; Nays, 17.

Mr. Bence moved that the bill be recommitted to a Special Committee of one, with instructions to insert the word "Caucasian."

Mr. Julien raised the point of order, that the motion was not in order.

The Chair decided that it was in the province of the House to entertain the motion.

Mr. Julien appealed from the decision of the Chair, and the House refused to sustain the Chair.

Mr. Mayhugh moved the bill be recommitted to a Committee of one, with instructions to amend section 3, line 6, by inserting after the word "children," the words "of white parentage."

Lost.

Mr. Julien moved to adjourn.

Lost.

Mr. Walton moved to adjourn, upon which the yeas and nays were called for by the requisite number, and lost. Yeas, 15; Nays, 19.

Mr. Welch rose to question of privilege.

On motion of Mr. St. Clair, at 5 o'clock and fifty-four minutes P.M. the House took a recess until 7 o'clock P.M.

EVENING SESSION.

House reassembled at 7 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Special order for 7 o'clock P.M. Substitute Senate Bill No. 50.

Mr. Dorsey moved to postpone the special order for one hour, upon which the yeas and nays were called for by the requisite number, and the motion was agreed to by the following vote: Yeas, 18; nays, 16.

Mr. Potter moved that the vote by which the word "white" was stricken from the Orphan Asylum Bill be reconsidered, upon which the previous question was called for by the requisite number, and sustained by the following vote: Yeas, 18; nays, 18.

And original motion agreed to by the following vote:

YEAS—Messrs. Bence, Dorsey, Grimes, Groves, Huse, Julien, Jacobs, Kone-man, Lammon, Mayhugh, Munckton, Mitchell, Parker, Potter, Roney, St. Clair, Stampley, Strother, Welch, and Mr. Speaker—20.

NAYS—Messrs. Browne, Caldwell, Dana, Folsom, Horton, Jones, Lissak, Poor, Parmater, Prince, Swaney, Tennant, Wingate, and Walton—16 [14].

Roll called, and bill passed by the following vote :

YEAS—Messrs. Browne, Bence, Caldwell, Dorsey, Dana, Grimes, Groves, Julien, Jacobs, Koneman, Lammon, Mayhugh, Munchton, Mitchell, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Welch, and Mr. Speaker—24.

NAYS—Messrs. Folsom, Horton, Huse, Jones, Lissak, Poor, Parmater, Prince, and Walton—9.

Mr. Mayhugh moved to adjourn, upon which the ayes and noes were called for by the requisite number, and motion lost by the following vote: Yeas, 17; Nays, 17.

Mr. Julien gave notice that he would, on to-morrow, move to reconsider the vote by which Substitute Senate Bill No. 45 was passed.

On motion of Mr. Welch, a call of the House was ordered.

Roll called.

Absent—Mr. Wingate.

On motion of Mr. Huse, the further call of the House was dispensed with.

Special order, Substitute Bill No. 50.

Mr. Tennant moved that the bill be indefinitely postponed.

Mr. Browne moved to amend, that the further reading of the bill be dispensed with, and asked leave to introduce a substitute bill, upon which the ayes and noes were called for by the requisite number, and motion lost by the following vote: Yeas, 16; Nays, 16.

Question recurring upon the original motion, the ayes and noes were called for by the requisite number, and lost. Yeas, 12; Nays, 20.

Mr. Browne, by leave, introduced Assembly Substitute to Substitute Senate Bill No. 50, entitled "An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada."

Mr. Jones moved to adjourn.

Lost.

Bill read.

Mr. Poor moved to adjourn.

Lost.

Mr. Munchton moved that the bill be ordered printed.

Agreed to.

Mr. St. Clair moved that the Senate Bill and Substitute Assembly Bill be referred to the Committee on Public Lands, with instructions to report them back to-morrow at 2 o'clock P.M.

Agreed to, and bill so referred.

On motion of Mr. Caldwell, Assembly Bill No. 93, with substitute, was taken up, and substitute adopted.

Mr. Julien moved that the bill be considered engrossed, and placed upon its third reading and final passage.

Agreed to.

On motion, Mr. Caldwell was appointed a Special Committee of one, with instructions to amend the bill by adding to section 2 the following words, to wit:

"*Provided*, That Grouse, Prairie Chickens, and Sage Hens may be killed after the 14th day of August of each year;" who reported the bill back, amended as per instructions.

Report received, and Committee discharged.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Bence, Caldwell, Dorsey, Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Mayhugh, Munckton, Mitchell, Poor, Parker, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—26 [25].

NAYS—Messrs. Grimes, Lammon, and St. Clair—3.

Mr. Mayhugh moved to adjourn.

Lost.

Mr. Mitchell, by leave, introduced Assembly Bill No. 158, entitled "An Act for the Relief of Storey County."

Bill read first time; rules suspended; read second time by title, and referred to Committee on Claims.

Mr. Tennant, by leave, introduced Assembly Bill No. 159, entitled "An Act to pay the Lander Guard."

Read first time; rules suspended; read second time by title, and referred to the Committee on Claims.

On motion of Mr. Mayhugh, at 9 o'clock and 10 minutes P.M. the House adjourned until to-morrow at 10 o'clock A.M.

Approved,

R. D. FERGUSON,
Speaker.

Attest—

Clerk.

FIFTY-FIFTH DAY.

SATURDAY, March 2d, 1867.

House met pursuant to adjournment, at 10 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Journal of yesterday read and approved.

Mr. Speaker presented a petition from the citizens of Virginia City, Nevada, against the passage of Senate bill No. 130.

Read and placed on General File.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 151, entitled "An Act to create a Contingent Fund for extraordinary Services rendered to the State, or in behalf thereof," beg leave to report that they have considered the same, and recommend its passage, with the following amendments, viz:

In section 1, line 1, after the word "of," and before the word "thousand," strike out the word "ten," and insert in lieu thereof the word "five."

Also, add in last line of section 1, after the figures "1868," the following:

"*Provided*, that all or any part of such moneys, as appropriated, shall not be drawn without the approval or consent of the State Board of Examiners."

J. M. DORSEY,
Chairman.

Mr. Speaker :

Your Standing Committee, to whom was referred Assembly Bill No. 158, entitled "An Act for the Relief of Storey County," beg leave to report that they have had the same under consideration, and consider it an equitable claim; made no amendments thereto, and its passage recommended.

Senate Bill No. 123, entitled "An Act amendatory of an Act entitled 'An Act relating to the Support of the Poor,' approved November 29, 1861," beg leave to report that they have had the same under consideration, made no amendments thereto, and recommend its passage.

GEO. I. LAMMON,
Chairman.

Mr. Speaker :

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copies, as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz :

Assembly Bill No. 126, "An Act authorizing the County of Lyon to Fund the Outstanding Indebtedness against the General Fund of said County, to pay the Interest thereon, and for the gradual Liquidation of the same."

Also, Assembly Concurrent Resolution instructing our Representatives to oppose the passage of a certain bill in Congress entitled "An Act to allow the Cutting of Timber in Alpine County, California."

D. A. HORTON,
Chairman.

Mr. Speaker :

Your Committee on Trade and Manufactures, to whom was referred the bill entitled "An Act to create the Office of State Inspector of Boilers and Engines," beg leave to report that they have had the same under consideration, and report the same back without recommendation.

T. B. PRINCE,
Chairman.

Messrs. Julien and Mayhugh asked leave of absence for one hour.
Leave granted.

Mr. Speaker :

Your Committee on Contingent Expenses, to whom was referred Senate Bill No. 160, entitled "An Act to provide for the Payment of Contingent Expenses of the Surveyor General's Office from December, 1864, to December, 1866, inclusive," beg leave to report that they have had the same under consideration, and report the same back, and recommend that it be referred to the Committee on Claims.

JAS. A. ST. CLAIR.

Mr. Speaker :

Your Select Committee, composed of the Storey County delegation, to whom

was referred Assembly Bill No. 145, entitled "An Act for the Relief of W. M. Gillespie, late City Clerk of Virginia City," beg leave to report the same back to the House without recommendation.

GEO. H. DANA,
Chairman.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
Carson City, March 2, 1867.

To the Legislature of Nevada, Assembly Chamber, Carson City:

GENTLEMEN—I have the honor to report that, under the provisions of an Act concerning the office of Secretary of State, I have contracted for the use of your branch of the Legislature, for the following, as per inclosed vouchers:

No. 1. E. B. Rail, \$82.44— $\frac{2}{3}$ Sundries.....	\$54 96
No. 2. Cowing & Co., Painting.....	65 00
No. 3. Amiraux & Bowie, Carpets, etc.....	588 39
No. 4. John A. Lovejoy, Wood.....	80 00
No. 5. John A. Fisk, Whitening.....	7 50
No. 6. M. D. Junkins, Repairs.....	117 75
No. 7. W. A. Hawthorne, Wood.....	60 00
No. 8. John Painter, Portorage.....	16 00

Total amount..... \$989 60

Which bills are made out and contracted for in legal tender currency.

Very respectfully,

C. N. NOTEWARE,
Secretary of State.

Referred to Committee on Claims.

RESOLUTIONS.

By Mr. Munckton:

Resolved, That Rule No. 1 be so changed that on and after the 3d of March, 1867, the House shall meet each day at 10 o'clock A.M., unless the same shall adjourn to some other time.

Laid over under the rule.

By Mr. Mitchell:

Resolved, That the Sergeant-at-Arms be, and is hereby directed, to draw his warrant in favor of the Clerks of the Committees on Education, and Counties and County Boundaries, conjointly, from January 10th, 1867, to January 23d, 1867, inclusive.

Adopted.

By Mr. Browne:

Resolved, That the Sergeant-at-Arms be, and he is hereby instructed, to draw his warrant in favor of the Clerk of the Judiciary Committee, from the 10th day of January, A.D. 1867, to the 20th day of January, 1867, inclusive.

Adopted.

Mr. Browne (by leave) introduced a resolution relating to amending an enrolled bill.

Unanimously adopted.

By Mr. Tennant:

Resolved, That the Sergeant-at-Arms be, and he is hereby directed, to draw his warrant in favor of the Clerk of the Committees on Federal Relations, Corporations and Claims, from January 10th to January 23d inclusive.

Adopted.

The Committee on Claims reported Assembly Bill No. 160, making appropriation for payment of Adjutant General's office for the year 1866.

RESOLUTION.

By Mr. Horton:

Resolved, That hereafter, whenever Committees having Clerks report a bill back to the House with amendments, they shall be required to furnish a copy of the amendments embodied in their report, with the bill.

Adopted.

THIRD READING OF BILLS.

Assembly Bill No. 132, entitled "An Act to amend section 86 of an Act to further amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada.'"

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Cary, Folsom, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Munckton, Poor, Parmater, Parker, Potter, Roney, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—22.

NAYS—Messrs. Dorsey, Grimes, Lammon, Mitchell, St. Clair, and Stampley—6.

Assembly Bill No. 59, entitled "An Act to amend an Act entitled an Act to amend 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29, 1861, approved March 9, 1865."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—31.

NAYS—None.

Assembly Bill No. 133, entitled "An Act for the Relief of Wallace Goodell."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—31.

NAYS—None.

Assembly Bill No. 75, entitled "An Act to amend section 52 of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29, 1861."

Read third time, and passed by the following vote:

YEAS—Browne, Bence, Cary, Dorsey, Dana, Grimes, Groves, Huse, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parker, Potter, Roney, Stampley, Swaney, Tennant, Walton, Welch, and Mr. Speaker—23.

NAYS—Messrs. Folsom, Horton, Jones, Lissak, Parmater, Prince, St. Clair, Strother, and Wingate—9.

Assembly Bill No. 109, entitled "An Act to legalize the Publication of Summons in Suits for the Collection of Delinquent Taxes in the several Counties of this State."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Monckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Tennant, Wingate, Walton, and Mr. Speaker—27.

NAYS—Messrs. Dana, Lammon, Potter, St. Clair, Strother, and Welch—6.

House considered itself in the Committee of the Whole, Mr. Speaker in the chair, for the consideration of the General File.

In time the Committee rose, and reported that they had had under consideration the following bills, viz:

Assembly Bill No. 30, entitled "An Act to regulate the Location and Abandonment of Mines and Mining Claims in the State of Nevada," with substitute.

Substitute adopted, and reported the same back, and recommend its engrossment.

Senate Bill No. 140, entitled "An Act to amend an Act to provide for Organizing and Disciplining the Militia of this State, approved March 4th, 1865."

Amendment of Committee adopted, reported back, and recommend its passage.

Senate Bill No. 11, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada, and Acts amendatory thereof,'" and reported the same back without recommendation.

Assembly Bill No. 65, entitled "An Act to amend an Act to provide Revenue for the Support of the Government of the State of Nevada, approved March 9th, 1865," and reported the same back, and its indefinite postponement recommended.

Bill No. 143, entitled "An Act for the Relief of John S. Childs," and reported the same back, and its passage recommended.

Assembly Bill No. 107, entitled "An Act to enforce the Payment of two per cent. of the gross proceeds of all Toll Roads and Bridges, as provided by law, to the General School Fund of this State."

Reported the same back, and recommend its engrossment.

Senate Bill No. 97, entitled "An Act defining the Duties of the Attorney General of the State of Nevada."

Amendments of Committee adopted, and reported the same back, and its passage recommended.

Assembly Bill No. 136, entitled "An Act to create a Board of Commissioners to examine and report upon the amount of just claims existing for Property destroyed and Losses sustained by Indian Depredations in Lander County, in the State of Nevada, in the years 1864, 5, and 6."

Reported the same back, and its engrossment recommended.

Assembly Memorial and Joint Resolution, relating to hostile Indians within this State and adjoining Territories.

Reported the same back without recommendation.

Assembly Bill No. 77, entitled "An Act providing for the Payment of certain Indebtedness due Geo. F. Jones & Co., from the City of Virginia."

Reported the same back, and its engrossment recommended.

Assembly Bill No. 149, entitled "An Act to amend an Act entitled "An Act to provide for the Construction and Maintenance of Toll Roads and Bridges in the State of Nevada, approved March 8th, 1865."

Reported the same back, and its engrossment recommended.

Assembly Bill No. 129, entitled "An Act authorizing the Construction of a Railroad from Virginia City to the Truckee River."

Reported the same back, and its passage recommended.

Report adopted, and Committee discharged.

On motion of Mr. Huse, at 1 o'clock and 25 minutes P.M. the House took a recess until 2 o'clock and 30 minutes P.M.

AFTERNOON SESSION.

House reassembled at 2½ o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Roney moved that the Committee on Public Lands have 20 minutes' further time to report.

Leave granted.

Assembly Bill No. 149 (as per report of Committee.)

On motion of Mr. Potter, the bill was considered engrossed, and placed upon its third reading and final passage.

Read a third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Mitchell, Poor, Parmater, Parker, Prince, Potter, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—32.

NAYS—Mr. Jones—1.

Mr. Julien, pursuant to notice, moved that the vote by which Senate Bill No. 45 [passed] be reconsidered, and that it be made the special order for 7½ o'clock P.M., upon which the ayes and noes were called by the requisite number.

Pending the vote, Mr. Mayhugh moved a call of the House.

Agreed to.

Roll called.

Absent—Mr. Munckton.

Mr. Munckton appearing at the bar of the House, was excused, and further call of the House was, on motion, dispensed with.

Previous question called for and sustained.

Ayes and noes were called for by the requisite number, and the motion to reconsider lost by the following vote :

YEAS—Messrs. Browne, Cary, Caldwell, Dana, Folsom, Horton, Huse, Julien, Jones, Lissak, Poor, Parmater, Prince, Wingate, and Walton—15.

NAYS—Messrs. Bence, Dorsey, Grimes, Groves, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Welch, and Mr. Speaker—20.

Mr. Julien gave notice that he would, on to-morrow or some future day, enter his protest against the proceedings by which the Orphan Asylum Bill was passed.

Mr. Mayhugh, by leave, introduced Assembly Bill No. 161, entitled "An Act in relation to Injunctions within this State."

Read first time; rules suspended; read second time by title, and placed on file.

Mr. Tennant, by leave, introduced Assembly Bill No. 162, entitled "An Act to amend 'An Act to provide for the Registration of the Names of Electors, and for the ascertainment, by the proper proofs, of persons who shall be entitled to the Right of Suffrage,' approved February 24th, 1856."

Read first time; rules suspended; read second time by title, and referred to the Committee on Education.

Mr. Caldwell, by leave, introduced Assembly Bill No. 163, entitled "An Act concerning the Fees of Justices of the Peace."

Read first time; rules suspended; read second time by title, and referred to Committee on Judiciary.

Mr. Speaker:

Your Committee on Public Lands, to whom was referred substitute for Substitute Senate Bill No. 50, entitled "An Act to provide for Selection and Sale of Lands granted by the United States to the State of Nevada," beg leave to report the same back to the House, and its passage recommended, with the following amendment:

After the word "subject" in section 9, page 11, insert the following:

"Section 10. The Surveyor General, as *ex officio* Register, shall compile from the plats obtained from the officers of the United States Register, Receiver and Surveyor General, and from maps in the office of the Secretary of State, which the Secretary of State is hereby instructed to allow to be copied for that purpose, and from such maps as are now, or hereafter may be placed on file in the Surveyor General's and Register's Office, and from such other data as he may deem reliable, a map of the State of Nevada, which shall, as far as may be practicable, exhibit the topography and geography of said State.

"We shall also compile a general map, exhibiting the position of all lands belonging to the State, or applied for under the various grants. The lands of the different grants to be designated by different colors, and shall, as far as practicable, designate the character and equality of such lands; which map shall be open to inspection during office hours, without charge, and a copy of which shall accompany *this* [his] report to the Governor, who shall transmit the same to the next Legislature."

Also, in same section, line 1, page 11, strike out the figures "10" and insert the figures "11."

Also, in line 1, page 13, section 11, strike out the figures "11," and insert the figures "12."

Respectfully submitted,

H. H. BENCE,
Chairman.

Mr. Dorsey introduced a memorial to Congress relating to the claims of Wm. H. Brumfield and others, incident to depredations committed by Indians during the year A.D. 1860.

Read and passed unanimously.

Mr. Speaker :

Your Committee on Engrossment beg leave to report that they have examined the following bill, and found the same correctly engrossed, viz :

No. 77, "An Act to provide for the Payment of certain Indebtedness due Geo. F. Jones and Co., of Virginia City, Nevada."

T. V. JULIEN,
Chairman.

On motion of Mr. Browne, the Assembly Substitute Land Bill was made the special order for 7 o'clock P.M.

Mr. Dorsey moved that Assembly Bill No. 77 be taken up and placed upon its third reading and final passage.

Agreed to ; and bill read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Poor, Parker, Potter, Roney, St. Clair, Stampely, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—30.

NAYS—Messrs. Jones, Lissak, and Parmater—3.

Mr. Munckton moved to take up the Governor's Veto Message and accompanying bill.

Mr. St. Clair moved to make it the special order for next Tuesday, at 12 M.

Agreed to.

Mr. Welch moved that the House take a recess until 7 o'clock P.M.

Lost.

Mr. Mitchell, by leave, introduced Assembly Bill No. 164, entitled "An Act for the Organization of a Board of Education in Counties that polled 3000 votes or more at the last general election in the State of Nevada, in November, A.D. 1866, or that may hereafter, at any general election, cast that number of votes or more ; and amendatory of and supplementary to 'An Act to provide for the Maintenance and Support of Public Schools,' approved March 20, 1865."

Read first time ; rules suspended ; read second time by title, and referred to the Storey County delegation, and Committee on Education.

Assembly Bill No. 65, (as per Report of Committee of the Whole) indefinitely postponed.

Senate Bill No. 140 (as per Report of Committee of the Whole).

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Cary, Caldwell, Dorsey, Dana, Groves, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Parmater, Roney, Stampely, Swaney, Tennant, Wingate, Walton, Welch, and Mr. Speaker—24.

NAYS—Messrs. Bence, Folsom, Grimes, Huse, Poor, Parker, Prince, Potter, St. Clair, and Strother—10.

Senate Bill No. 11 (as per Report of Committee).

Mr. Koneman moved that the bill be recommitted to the Special Committee of one from each county (already appointed).

Agreed to.

Mr. St. Clair moved to take a recess until 7 o'clock P.M.

Lost.

Messrs. Mayhugh and Huse asked leave of absence for one hour.

Leave granted.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 2, 1867.

To the Hon. the Assembly:

I am instructed to request of your honorable body the return to the Senate of Assembly Bill No. 110, "An Act in relation to Marriages and Divorces," for the further consideration of the Senate.

I am also directed to return to your honorable body Assembly Message, and to request that an interpretation thereof be indorsed on the back, in order that the Senate may take action thereon understandingly.

I am also directed to transmit for the consideration of your honorable body, the following Senate Concurrent Resolution and Senate Bills, which passed the Senate this day:

Senate Concurrent Resolution No. 203, relative to certain claims for Mail Service between Genoa, Carson County, Utah Territory, and Monoville and Aurora in the county of Mono, State of California.

Senate Bill No. 172, "An Act supplementary to an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865, and other Acts amendatory and supplementary thereto."

Senate Bill No. 170, "An Act to amend an Act entitled 'An Act concerning the Office of Secretary of State,' approved February 14, 1865."

I am also instructed to return to you the following Assembly Bills, which have passed the Senate without amendments, to wit:

No. 110, "An Act to amend an Act entitled 'An Act relating to Marriages and Divorces.'"

No. 15, "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved Nov. 29, 1861."

Also, No. 44, "An Act amendatory of and supplementary to an Act entitled 'An Act defining the time of commencing Civil Actions,' approved Nov. 21, 1861, and to repeal Acts amendatory of said Acts," which passed the Senate with the following amendments:

In section 8, lines 1 and 2, strike out where it occurs, the word "one," and insert in lieu thereof the word "two." In section 9, lines 1 and 2, strike out where it occurs, the word "two," and insert the word "three."

Also, Assembly Bill No. 92, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties,' approved March 8th, 1865," the same having been indefinitely postponed.

Also, No. 121, "An Act to amend an Act entitled 'An Act concerning Crimes and Punishments,' approved Nov. 26, 1861," the same having been indefinitely postponed.

Also, No. 111, "An Act to amend an Act entitled 'An Act to redistrict the State of Nevada into Judicial Districts, and to fix the Salaries of Judges and

the Terms of Court therein,' approved February 27, 1866," the same having been indefinitely postponed.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Concurrent Resolution No. 203 (as per Senate Message).

Read and concurred in unanimously.

Senate Bill No. 172 (as per Message).

Read first time; rules suspended; read second time by title, and rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Caldwell, Dana, Folsom, Grimes, Groves, Jones, Koneman, Lissak, Munckton, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—24.
NAYS—Messrs. Julien, Lammon, and Welch—3.

Senate Bill No. 170 (as per Message).

Read first time; rules suspended; read second time by title, and placed on file.

Assembly Bill No. 44 (as per Message).

Amendments of Senate concurred in by the following vote:

YEAS—Messrs. Bence, Cary, Caldwell, Dana, Folsom, Grimes, Groves, Jones, Koneman, Lissak, Poor, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—23.

NAYS—Messrs. Julien, Lammon, and Mitchell—3.

On motion of Mr. Koneman, at 4 o'clock and 40 minutes P.M. the House took a recess until 7 o'clock P.M.

EVENING SESSION.

House reassembled at 7 o'clock P.M.

Mr. St. Clair in the chair.

Roll called.

No quorum present.

Mr. Huse moved a call of the House.

Agreed to.

Roll called.

Absent—Messrs. Bence, Cary, Horton, Koneman, Lammon, Mayhugh, Munckton, Mitchell, Prince, Stampley, Strother, Wingate, and Mr. Speaker.

Mr. Speaker appearing at the bar of the House, on motion of Mr. Dorsey, was fined \$1 00.

Messrs. Wingate, Horton, Munckton, Julien, Parmater, and Prince appearing at the bar of the House, were, on motion, excused.

On motion of Mr. Dorsey, the further call of the House was dispensed with.

Mr. Julien moved that the Joint Memorial and Resolutions, relating to the proposed annexation of Utah, be placed upon its third reading and final passage.

Agreed to.

Mr. Potter moved to amend by inserting in first resolution, after the word "said" in third line, the words "portion of the;" also, by inserting after the word "Utah," in same line, the words "commencing at the 37th degree of

longitude west from Washington, at the southeast corner of the State of Nevada, and running easterly on the 37th degree of latitude on the southern boundary of Utah, to the intersection of the 34th degree of longitude west from Washington; thence north on said degree of longitude to the intersection of the 41st degree of north latitude; thence easterly on said degree of latitude to the intersection of the 33d degree of longitude west from Washington; thence north to the intersection of the 42d degree of north latitude; thence westerly on said degree of north latitude to the northeast boundary of the State of Nevada; thence south along the eastern line of the State of Nevada to the place of beginning."

Amendments adopted.

Resolutions read, and lost by the following vote:

YEAS—Messrs. Dorsey, Dana, Groves, Huse, Koneman, Lammon, Mayhugh, Roney, St. Clair, Stampley, Strother, and Welch—12.

YEAS—Messrs. Browne, Bence, Cary, Folsom, Grimes, Julien, Jones, Jacobs, Lissak, Munckton, Poor, Parmater, Parker, Prince, Potter, Tennant, Wingate, and Mr. Speaker—18.

Mr. Potter gave notice that he would, on Monday, move to reconsider the vote by which the resolutions were lost.

The House considered itself in the Committee of the Whole, Mr. Speaker in the chair, for the consideration of the special order: Substitute for Senate Bill No. 50.

In time the Committee rose, and reported that they had had under consideration Substitute for Substitute Senate Bill No. 50, entitled "An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada," have amended the same, and reported the bill back, recommending its engrossment.

Report received, and Committee discharged, and bill ordered engrossed for a third reading.

On motion of Mr. St. Clair, at 9 o'clock and 35 minutes P.M. the House adjourned until Monday, March 4th, at 10 o'clock A.M.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk of the Assembly.

FIFTY-SEVENTH DAY.

MONDAY, March 4th, 1867.

House met pursuant to adjournment, at 10 o'clock A.M.

Mr. Speaker in the chair.

Roll called.

All present.

Prayer by the Chaplain.

Journal of Saturday, March 2d, read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Joint Committee, composed of the Storey County delegation and Committee on Education, to whom was referred Assembly Bill No. 164, entitled "An Act for the Organization of a Board of Education in Counties that polled 3,000 votes or more at the General Election in the State of Nevada, in November, A.D. 1866, or that may hereafter, at any General Election, cast that number of votes or more, and amendatory of and supplemental to 'An Act to provide for the Maintenance and Support of Public Schools,' approved March 20th, 1865," report that they have had the same under consideration, and report the same back with a substitute, and recommend [the] passage of the substitute.

M. N. MITCHELL,
Chairman.

Mr. Speaker :

Your Standing Committee on Agriculture, to whom was referred Assembly Bill No. 154, entitled "An Act concerning Fences, and Animals trespassing on Premises lawfully inclosed," beg to report that they had under consideration, and report the same back without recommendation.

J. R. JACOBS,
Chairman.

Mr. Speaker :

Your Standing Committee on Claims, to whom was referred Assembly Bill No. 189, entitled "An Act to pay the Lander Guard," beg leave to report that they have had the same under consideration, and report the same back without recommendation.

GEO. I. LAMMON,
Chairman,
JOHN WELCH,
THOS. PARKER,
J. F. RONEY.

Mr. Speaker :

The undersigned, a minority of your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 147, entitled "An Act in relation to Fees of Jurors," beg leave to report that they have considered the same, and recommend its indefinite postponement.

Also, that they have had under consideration Assembly Bill No. 163, entitled "An Act concerning the Fees of Justices of the Peace," and recommend the adoption of the accompanying Substitute Bill.

Respectfully submitted,

E. STROTHER,
A. KONEMAN.

Mr. Speaker :

Your Committee, to whom was referred a bill to amend an Act entitled "An Act to provide Revenue for the Support of the Government of the State of Nevada, approved March 9th, 1865," beg leave to report the same back with supplements, and recommend its passage. The objects to be attained by these amendments are two-fold: First, to equalize the taxes on the products of mines

with the other property tax. Second, to provide for collecting all taxes in gold, and placing the finances on a specie basis. The necessity of the first amendment is obvious. The tenth Article of the Constitution is in these words: "The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal, or possessory, except mines and mining claims, the proceeds of which alone shall be taxed."

In commenting on this Article of the Constitution, the Supreme Court, in a unanimous opinion in the case of "The Mayor and Board of Aldermen of the City of Virginia against the Chollar-Potosi Company," used the following language: "The leading feature of this section is that the taxation shall be equal and uniform, and that the proceeds of the mines only shall be taxed. In other words, whilst the body of the mine remains untaxed, the ore taken out (for that is the primary proceeds of the mine) shall be subject to the same *ad valorem* taxation as other property. The mode of assessment prescribed by the Legislature, and followed by the city ordinance, was doubtless intended to arrive at the true value of the ore, and tax it at that value. It is evident when the ore is taken out of the mine it is not worth what it will yield: for if ore be taken out which, by working process, will only yield \$20 per ton, and it cost \$20 to haul it to a mill and have it worked, it is really worth nothing; hence it was very properly provided that in assessing ores, twenty dollars per ton should be taken from the actual yield of such ore, that being generally considered about the cost in the principal mining districts of hauling ores to the mill, and working them, at the time the law was passed. In addition to the deduction of \$20 per ton, there is a deduction of twenty-five per cent from the remainder. Why this latter deduction was made, it would be hard to say; but this is not injurious to those who pay taxes on the proceeds of mines, and they have no right to complain. There ought to be some settled mode of ascertaining the value of ores or the proceeds of mines. The Legislature is the body to prescribe that method. If there is nothing in the manner prescribed grossly unjust and in violation of that principle of equality prescribed in the Constitution, this Court would not interfere with their action."

It is indiscreet then, in the opinion of that Court, that whilst the Legislature has a discretion in determining the manner of making the assessment or ascertaining the value of the ores, after they are taken from the mine, in other words after they become products of the mine, that when the value of such products is well ascertained, they must be taxed at the same rate as other property. If not so taxed, it is a palpable violation of the tenth Article of the Constitution. The law, as it now stands, only taxes the products of mines one-half per cent. for State purposes, whilst other property is taxed one and one-quarter per cent. for State purposes. The very serious question then arises whether, if the Legislature makes this unconstitutional distinction against land, houses and personal property, other than the proceeds of mines, the person owning such property might not successfully resist the payment of the one and one-quarter per cent. tax. If so, there would be no means of paying the interest on the \$500,000 we have recently borrowed. The credit of the State would be ruined, and all its financial affairs placed in a ruinous condition.

The bill has been so framed as to deduct from the gross yield of the ores the cost of reduction, but nothing for the cost of excavating and hoisting the ores. That is a cost incurred before they really become *products* of the mines, and has nothing to do with their value as products.

The Legislature might, in its discretion, tax the bullion instead of the ores, for bullion is undoubtedly a product of the mines. But we think that the tax on the ores at their true value immediately after being raised from the mine, is the

more equitable and reasonable mode of taxation. This mode of taxation will probably yield a net annual revenue to the State of some \$60,000. With regard to the other branch of amendments we think it advisable to return to a specie basis for the finances of the State, for the simple reason that the people universally adhere to the specie basis in their ordinary transactions. We think there is no Constitutional or legal objection to this course. It is true, that one of the Judges of the Supreme Court, in the case of "Rhoads vs. O'Farrell," held that a tax, after it became fixed in amount and absolute liability on the tax payer, was a debt, and as such, might be paid in paper. But even this Judge holds that all taxes paid in advance, or, as it were, before any positive obligation to pay arose, might be collected in gold. Licenses might be sold for gold, and stamps might be sold for gold: in such case, there being a simultaneous change of one for the other, there was no debt. But in the same case referred to, one of the Justices held that a tax was not a debt; that it could not become a debt until reduced to a personal judgment. In another case, the Chief Justice held that any debt might be collected in gold. So we may presume two of the Judges hold taxes can be collected in gold if we avoid taking personal judgment for the tax. This bill provides for enforcing the taxes in gold, not by judgment, (in ordinary cases) but by distress. If any one obstinately holds out and refuses to pay after distress levied, the State is not without its remedy. Judgment may be obtained for the amount of taxes and one hundred per cent. damages. This judgment, under the ruling of the Supreme Court, could, of course, be paid in currency, but fifty per cent. of the damages would well pay the State for the difference in value of gold and currency. The fifty per cent. given to the District Attorneys will induce delinquent prosecution of the claims on their part. It was thought best to allow them a large per centage, because the amendments of this bill deprive them of almost all the fees they would receive under the old law. Probably the only suits they will have to bring under this law, will be a few cases against non-residents who have no personal property in the State, and a few parties who may propose to contest the validity of this law. If any such test cases are made, we desire that District Attorneys may have an inducement to prosecute them diligently, and get a speedy decision, even if the Court should hold that the payment of taxes in gold cannot be enforced. Still, the provisions of this Act will induce all parties owing taxes to tender the legal tender notes promptly to avoid loss and trouble.

T. N. BROWNE,
Chairman.

Mr. Mayhugh moved that the majority report of Select Committee on Revenue Bills be printed, upon which the ayes and noes were called for by the requisite number, and motion agreed to by the following vote: Yeas, 19; Nays, 12.

Mr. Browne tendered his resignation as Chairman of the Judiciary Committee.

The House refused to accept his resignation.

Mr. Speaker:

Your Committee on Judiciary beg leave to report that they have had under consideration the following bills, viz:

Senate Bill No. 151, "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the (Territory) State of Nevada, and making further provisions relating thereto.' Its passage recommended, with the following amendment:

In section 3, after the word "Magistrate," add, "and such testimony so re-

duced to writing, and authenticated according to the provisions of this section, shall be filed by the examining Magistrate with the Clerk of the District Court of his county, and in case such prisoner be subsequently examined upon a writ of *habeas corpus*, such testimony shall be considered as given before such Judge or Court."

Also, Assembly Bill No. 117, and substitute for the same, entitled "An Act amendatory to an Act entitled 'An Act regulating the Settlements of the Estates of Deceased Persons,'" are returned, without recommendation.

Also, Assembly Bill No. 147, entitled "An Act relative to Fees of Jurors." The same is returned, and the accompanying substitute recommended.

Also, Assembly Bill No. 163, entitled "An Act concerning the Fees of Justices of the Peace." The same is returned, and the accompanying substitute recommended.

T. N. BROWNE,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 150, entitled "An Act to amend an Act entitled 'An Act to define the Duties of State Treasurer,' approved February 2, 1866," beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back, and recommend its passage, without amendment.

J. M. DORSEY,
Chairman.

Mr. Speaker :

Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 146, entitled "An Act to amend section 58 of 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865," beg leave to report that they have considered the same, and have directed their chairman to report the bill back, with the following amendment, and recommend its passage:

In section 1, line 33, after the word "year," and before the word "hundred," strike out the word "one," and insert the word "four."

J. M. DORSEY,
Chairman.

STATE OF NEVADA.....	DR.
To rent of Room for Copying Clerk, 8 weeks, at \$10 per week.....	\$80 00

Mr. Speaker :

Your Joint Committee on Contingent Expenses have had under consideration the above account, and most respectfully recommend that the same be paid.

Your Committee would also report the following, and recommend its passage:

Resolved, That the Sergeant-at-Arms of the Assembly be, and is hereby authorized to issue scrip to the Copying Clerk for the sum of \$80 00, for rent of room.

JAS. A. ST. CLAIR,
Chairman [Committee on Claims.]

Resolution adopted.

Mr. Tennant introduced Assembly Memorial and Resolution to Congress,

relating to the enforcement of the Monroe Doctrine, and repeal of certain Neutrality Laws.

Read and referred to Committee on Federal Relations, to report to-morrow morning.

Mr. Munckton called up his resolution of Saturday relating to the time of meeting, which was adopted.

Mr. Tennant, by leave, reported back Assembly Bill No. 99, which was withdrawn, entitled "An Act to establish uniform Rates of Fare to be charged by Stage Companies and others carrying Passengers for hire in the State of Nevada."

Referred to Committee on Internal Improvements.

Mr. Jones, by leave, introduced Assembly Bill No. 168, entitled "An Act to amend an Act entitled an Act to amend section 1 of an Act to amend an Act passed by the Legislative Assembly of the Territory of Nevada, entitled 'An Act to provide for the appointment of Notaries, and defining their Duties,' approved February 9, 1864, approved March 20, 1865, approved February 9, 1866."

Read first time; rules suspended; read second time by title, and placed on file.

Mr. Speaker :

Your Committee beg leave to report that they have compared the following Assembly Bills with the engrossed copies, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz :

Assembly Bill No. 15, "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29, 1861."

Also, Assembly Bill No. 122, "An Act entitled 'An Act authorizing the County Commissioners of the several Counties in this State to appoint additional Justices of the Peace.'"

Also, Assembly Bill No. 110, "An Act to amend an Act entitled 'An Act relating to Marriages and Divorces.'"

Also, Assembly Bill No. 44, "An Act amendatory of and supplementary to an Act entitled 'An Act defining the Time of commencing Civil Actions,' approved November 21, 1861, and to repeal Acts amendatory of said Acts."

Also, Assembly Bill No. 79, "An Act for the Relief of A. Ranney, Sheriff of Nye County."

D. A. HORTON,
Chairman.

THIRD READING OF BILLS.

Senate Bill No. 143, entitled "An Act for the Relief of John S. Childs."

Read third time; roll called; and on motion of Mr. St. Clair, the announcement of the vote was postponed until 2 o'clock p.m.

Senate Bill No. 97, entitled "An Act defining the Duties of the Attorney General of the State of Nevada."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampely, Swaney, Strother, Tennant, Wingate, Walton, and Welch—31.

NAYS—None.

Mr. Speaker:

Your Standing Committee on Ways and Means, to whom was referred Substitute Senate Bill No. 96, entitled "An Act to make Compensation to the Hon. John Cradlebaugh, late United States District Judge, the same as that of the late United States District Judges of the Territory of Nevada," beg leave to report that they have had the same under consideration, and recommend its passage.

J. M. DORSEY,
Chairman.

Assembly Memorial and Joint Resolution No. 37, relating to hostile Indians within this State and adjoining Territories.

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Caldwell, Dorsey, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Lammon, Mayhugh, Prince, Potter, St. Clair, Stampley, Tennant, and Walton—19.

NAYS—Messrs. Cary, Dana, Jones, Koneman, Lissak, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Roney, Swaney, Strother, Wingate, and Welch—16.

Assembly Concurrent Resolution No. 40, relating to Claims.

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Huse, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Walton, and Welch—30.

NAYS—Mr. Parmater—1.

Assembly Bill No. 140, entitled "An Act to amend an Act entitled 'An Act in relation to Common Jails and the Prisoners thereof,' approved November 25, 1861, and to repeal an Act amendatory thereof, approved March 3, 1866," was, on motion, indefinitely postponed.

Assembly Substitute to Senate Bill No. 156, "An Act to incorporate the Town of Gold Hill, approved March 7, 1865."

Substitute lost, amendment of minority of Committee to Senate Bill adopted, and on motion of Mr. Mayhugh, recommitted to Gold Hill delegation.

Substitute Senate Bill No. 122, entitled "An Act to further prescribe Rules and Regulations for the execution of the Trust arising under the Act of Congress, approved May 23d, 1844, entitled 'An Act for the Relief of Citizens of Towns upon Lands of the United States under certain circumstances.'"

Amendments of Committee adopted.

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Horton, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, and Welch—30.

NAYS—None.

Assembly Bill No. 152, entitled "An Act to establish and maintain a State Orphan Asylum," was, on motion, indefinitely postponed.

Senate Bill No. 168, entitled "An Act relative to Transcribing and Indexing certain Records in Humboldt County."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Cary, Caldwell, Dorsey, Dana, Folsom, Huse, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, and Walton—27.

NAYS—Mr. Welch—1.

Assembly Bill No. 153, entitled "An Act supplemental to an Act entitled 'An Act to amend an Act to redistrict the State of Nevada into Judicial Districts, and to fix the Judges' Salaries and the Terms of Court therein,' approved February 27th, 1867."

Passed on file.

House considered itself in Committee of the Whole, Mr. St. Clair in the chair, for the consideration of Assembly Bill No. 160, entitled "An Act making appropriation to pay Rent of the Adjutant General's Office for the year 1866."

In time the Committee rose, reported the bill back to the House, recommending its engrossment.

Report received, and Committee discharged.

Assembly Bill No. 160 (as per report of Committee).

On motion of Mr. Koneman, was considered engrossed.

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Huse, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Welch—28.

NAYS—Mr. Prince—1.

House considered itself in Committee of the Whole for the consideration of appropriation bills, Mr. St. Clair in the chair.

In time the Committee rose, reported that they had had under consideration the following bill, viz :

Assembly Bill No. 158, entitled "An Act for the Relief of Storey County," have considered the same, and report it back without recommendation.

Report received, and Committee discharged.

On motion of Mr. Munckton, at 1 o'clock P.M. the House took a recess until 2 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

On motion of Mr. St. Clair, a call of the House was ordered.

Roll called.

Absent—Messrs. Browne, Bence, Cary, Caldwell, Folsom, Koneman, Munckton, Parmater, Stampley, Tennant, Wingate, and Walton.

Messrs. Stampley, Munckton, Prince, Walton, Koneman, Tennant, Bence,

Wingate, Parmater appearing at the bar of the House, were, on motion, excused.

On motion of Mr. Munckton, the further call of the House was dispensed with.

Assembly Bill No. 158, as per report of Committee.

Mr. Mitchell moved that the bill be considered engrossed, and placed upon its third reading and final passage.

Agreed to.

Mr. St. Clair moved that the bill be referred to a Special Committee of one, with instructions to strike out the words "twelve thousand" and insert "five thousand."

Mr. Stampley moved to amend by inserting the words "eight thousand," upon which the ayes and noes were called for by the requisite number, and motion lost. Yeas, 16; Nays, 17.

Mr. Koneman moved to amend the amendment by inserting "six thousand."

Lost, and original motion carried.

Mr. St. Clair was appointed the Special Committee of one, with instructions to strike out the words "twelve thousand," and insert "five thousand," and reported the bill back amended as per instructions, and read third time, and passed by the following vote:

YEAS—Messrs. Browne, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Mitchell, Poor, Parmater, Parker, Potter, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Welch, and Mr. Speaker—26.

NAYS—Messrs. Bence, Cary, Horton, Jones, Mallory, Munckton, Roney, and Walton—8.

Mr. Koneman gave notice that he would, on to-morrow, move to reconsider the vote by which the bill was passed.

Assembly Bill No. 151, entitled "An Act to create a Contingent Fund for extraordinary Services rendered to the State or in behalf thereof."

Ordered engrossed.

Senate Bill No. 123, entitled "An Act amendatory of an Act entitled 'An Act relating to the Support of the Poor,' approved November 29th, 1861."

Read a third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Strother, Wingate, Walton, Welch, and Mr. Speaker—31.

NAYS—0.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have examined the following bills, and found the same correctly engrossed:

No. 149, "An Act to amend an Act entitled 'An Act to provide for the Construction and Maintenance of Toll Roads and Bridges in the State of Nevada,' approved March 8th, 1865."

No. 136, "An Act to create a Board of Commissioners to examine and report upon the amount of just claims existing for Property destroyed and Losses sustained by Indian Depredations in Lander County, in this State, in the years 1864, 5, and 6."

No. 107, "An Act to enforce the Payment of two per cent. of the gross

proceeds of all Toll Roads and Bridges, as provided by law, to the General School Fund of this State."

No. 50, "An Act entitled 'An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada.'"

Also, Substitute Assembly Bill No. 30, "An Act to regulate the Possession and Abandonment of Mines and Mining Claims in the State of Nevada."

T. V. JULIEN,
Chairman.

House considered itself in Committee of the Whole, for consideration of the General File.

Mr. Speaker in the chair.

In time the Committee rose, and reported back to the House that they had had under consideration the following bills, viz :

Assembly Bill No. 142, entitled "An Act to create the Office of State Inspector of Boilers and Engines," and report the same back, and its passage recommended.

Assembly Bill No. 145, entitled "An Act for the Relief of W. M. Gillespie, late City Clerk of Virginia."

Reported the same back, and its engrossment recommended.

Senate Bill No. 170, entitled "An Act to amend an Act entitled 'An Act concerning the Office of Secretary of State,' approved February 14th, 1865."

Reported back, and its passage recommended.

Assembly Bill No. 161, entitled "An Act in relation to Injunctions within this State."

Reported the same back, and its engrossment recommended.

Assembly Bill No. 164, entitled "An Act for the Organization of a Board of Education in the counties that polled three thousand votes or more at the General Election in the State of Nevada in November, A.D., 1866, or that may hereafter at any general election cast that number of votes, or more; and amendatory of and supplemental to 'An Act to provide for the Maintenance and Support of Public Schools,' approved March 20, 1865."

Reported back, and its passage recommended.

Assembly Bill No. 154, entitled "An Act concerning Fences, and Animals trespassing on Premises lawfully inclosed."

Reported the same back without recommendation.

Assembly Bill No. 159, entitled "An Act to pay the Lander Guards."

Report the same back, and its engrossment recommended.

Substitute Assembly Bill No. 163, entitled "An Act concerning the Fees of the Justices of the Peace."

Reported the same back, and its passage recommended.

Senate Bill No. 11, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' and the Acts amendatory thereof."

Reported the same back, and its indefinite postponement recommended.

Assembly Bill No. 150, "An Act to amend an Act entitled 'An Act defining the Duties of State Treasurer,' approved February 2, 1866."

Reported the same back, and its engrossment recommended.

Assembly Bill No. 137, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865," pending which the Committee rose.

Report received, and Committee discharged.

All bills which the Committee ordered engrossed were so ordered.

Mr. Potter asked leave to make his motion to reconsider the vote by which the Utah Resolutions were lost, on to-morrow.

Leave granted.

Mr. Huse moved to adjourn.

Lost.

On motion of Mr. Munckton, at 5 o'clock and 10 minutes P.M. the House took a recess until 7 o'clock P.M.

EVENING SESSION.

House reassembled at 7 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Mayhugh moved that Assembly Bill No. 137 be made the special order for to-morrow at 12 o'clock M.

Special order, 7 o'clock P.M.

Announcement of the vote on Senate Bill No. 143, entitled "An Act for the Relief of John S. Childs."

A new roll-call was demanded.

Roll called, and bill passed by the following vote :

YEAS—Messrs. Browne, Cary, Caldwell, Dorsey, Grimes, Groves, Horton, Julien, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Poor, Roney, St. Clair, Stampely, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—23.

NAYS—Messrs. Dana, Huse, Koneman, Lissak, Mitchell, Parmater, Parker, and Welch—9.

On motion of Mr. Julien, at 7 o'clock and 10 minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—

Clerk.

FIFTY-EIGHTH DAY.

TUESDAY, March 5th, 1867.

House met pursuant to adjournment, at 10 o'clock A.M.

Mr. Speaker in the chair.

Roll called. All present.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee, to whom was referred Senate Bill No. 160, entitled "An Act to provide for the Payment of the Contingent Expenses of the

Surveyor General's Office, from December, 1864, to December, 1866, inclusive," beg leave to report that they have had the same under consideration, and have come to a favorable conclusion thereon, from the fact of there not being a dissenting vote recorded against it in the Senate, we imagine it ought to pass.

GEORGE I. LAMMON,
Chairman.

Mr. Speaker :

Your Standing Committee, to [whom] was referred Assembly Bill No. 138, entitled "An Act to provide for Payment of Salaries of State Officers and Judges, in conformity with the requirements of section 9, of Article 15, of the Constitution of the State of Nevada," beg leave to report that they have had under consideration, and without an amendment, allowing all County Auditors and all other county and township officers elected with the same understanding, to share in the benefits of this bill, could not, under any circumstances, recommend its passage. That, in our opinion, every officer who claims relief under this bill is not justly (although possibly may be in a legal point of view) entitled to such relief. It is contemplated by the friends of this measure that inasmuch as the said officers when elected on coin basis, they are legally entitled to recover; your committee think they have received a just equivalent for the amount of labor performed, and, under the present condition of our finances, in no event could recommend now. Our "Ship of State is a total wreck," financially speaking, and it behooves us to economize. We therefore recommend this bill, even with the amendments proposed, do not pass.

GEO. I. LAMMON,
Chairman,
JOHN WELCH.

Mr. Speaker :

The undersigned, a majority of your Committee on Claims, to whom was referred Assembly Bill No. 138, entitled "An Act for the Payment of Salaries of State Officers and Judges, in conformity with the requirements of section 9 of the Constitution of the State of Nevada," have had the same under consideration, have made no amendments thereto, and recommend its passage.

J. F. RONEY,
THOS. PARKER,
W. CALDWELL.

Mr. Speaker :

Your Standing Committee on Internal Improvements, to whom was referred Assembly Bill No. 99, entitled "An Act to establish Uniform Rates of Fare to be charged by Stage Companies and others carrying Passengers for hire in this State," beg leave to report that they have had the same under consideration, and have come to an unfavorable conclusion thereon, and recommend that it be indefinitely postponed.

GEO. MUNCKTON,
Chairman.

Mr. Speaker :

Your Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed: No. 150, "An Act to amend an Act entitled 'An Act defining the Duties of State Treasurer,' approved February 2, 1866."

T. V. JULIEN,
Chairman.

Mr. Munckton moved that the bill for the relief of John Cradlebaugh be placed at the top of the file.

Agreed to.

Mr. Speaker :

Your Standing Committee on Federal Relations, to whom was referred Assembly Resolutions and Memorial to Congress relating to the enforcement of the Monroe Doctrine and repeal of certain Neutrality Laws, report that they have had the same under consideration, have made no amendments thereto, have come to a favorable conclusion thereon, and recommend its passage.

THOS. TENNANT,
Chairman.

Mr. Speaker :

The undersigned, a minority of your Select Committee, (composed of one member from each county) to whom was referred Assembly Bill No. 137, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865," beg leave to report that they have carefully considered the same, but cannot favor the passage of the bill without the words "gold coin" are stricken out wherever the same may occur.

The evident intention of the framers of the bill is, that the State should be replaced upon a coin basis. A measure, which in view of its present indebtedness, and the decrease in value of property, should not for a moment be entertained. It proposes, indirectly, to raise the salaries of all officers of this State, which, at the present rates, would amount to in four years \$246,000 00
The cost of two Sessions of the Legislature, during the same time 120,000 00
The Poll Tax for four years would be 80,000 00
The Stamp Tax 80,000 00
In addition to the above are the Salaries of County Officers, amount
to 847,000 00

Total amount \$1,373,000 00

From the foregoing estimated statement, derived from the most authentic source, the aggregate of burdens upon the people during four years, upon the paper basis would be \$1,373,800 00

This burden will be increased by a resort to the coin basis 40
per cent., or 549,520 00
during the same time, thus making a total of 1,923,320 00
in currency.

For this increase, the people derive no benefit whatever; all the obligations of the State, save interest on bonded debt, are taxable in currency; and we see no valid reason for adding to this heavy burden merely to advance the interests of those who gain a livelihood by public employment.

As legislators, we deem it to be our sworn duty to protect, not only the honor and credit of the State, but also the best interest of the tax payer.

In conclusion, your Committee beg leave to express the hope that the foregoing bill do not pass without the amendment proposed.

All of which is respectfully submitted.

A. KONEMAN,
W. CALDWELL,
W. M. CARY.

RESOLUTION.

By Mr. Mayhugh :

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of the following named persons for the amounts annexed to their names :

T. G. Smith.....	\$60 00
A. S. Olin	30 00
D. St. Clair Stephens	75 00
W. E. Hale, Clerk of Committee.....	40 00
Chairman of Committee, for expenses to, from, and at Virginia.....	100 00
	<hr/>
	\$305 00

Referred to Committee on Contingent Expenses and Accounts.

Mr. Dana introduced Assembly Memorial and Concurrent Resolution No. 51, relating to the Indian reservation on Truckee River.

Read and unanimously adopted.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
Carson City, March 2, 1867.

To the Hon. Assembly of Nevada :

I have this day approved the following Assembly Bills :

No. 49, "An Act for the Protection of Proprietors of Hotels and Lodging Houses."

No. 84, "An Act providing for the Removal of County Seats, and the Permanent Location of the same."

No. 112, "An Act to amend an Act in relation to Public Highways, approved March 9, 1866."

No. 89, "An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a Toll Road."

No. 96, "An Act to provide for the Incorporation of Religious, Charitable, Literary, Scientific, and other Associations."

No. 100, (by substitute) "An Act entitled 'An Act in relation to Public Highways.'"

No. 36, "An Act to provide for the Payment of the Indebtedness of Esmeralda County."

No. 97, "An Act to amend an Act entitled 'An Act for the Relief of Insolvent Debtors and Protection of Creditors.'"

No. 80, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9, 1865."

No. 51, "An Act for the Incorporation of Hospitals or Asylums in certain cases."

Also, No. 88, "An Act to amend chapter one hundred and thirteen of the Statutes of 1866, entitled 'An Act to consolidate and pay certain Indebtedness of the County of Ormsby,' approved March 12, 1866."

H. G. BLASDEL,
Governor.

Mr. Speaker :

Your Standing Committee on Internal Improvements, to whom was referred

Assembly Bill No. 148, entitled "An Act to amend an Act concerning the Office of Surveyor General," beg leave to report that they have had the same under consideration, and have come to a favorable conclusion thereon, and recommend its passage.

GEORGE MUNCKTON,
Chairman.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 4, 1867. }

To the Hon. the Assembly :

I am directed to transmit to your honorable body for your consideration, Senate Bill No. 214, "An Act to establish the Financial Transactions of the State upon a Coin Basis," the same having passed the Senate this day.

I am also directed to transmit for your consideration Senate Bill No. 201, "An Act to provide for the Liquidation and Payment of certain Claims against the City of Virginia," the same having passed the Senate.

I am also directed to return to your honorable body Assembly Concurrent Resolution No. 47, relating to an enrolled bill, the same having passed the Senate.

I am also directed to inform your honorable body that the Senate has concurred in Assembly amendments to the following Senate Bills, viz :

Senate Bill No. 140, "An Act to amend an Act to provide for Organizing and Disciplining the Militia of this State, approved March 4, 1865."

Also, Senate Bill No. 142, "An Act amendatory of an Act entitled 'An Act to provide for the Maintenance and Supervision of Public Schools,' approved March 20, 1865."

I am also directed to inform you that Messrs. Meder, Geller, and Mason have been appointed to confer with a like Committee appointed by you, upon Assembly Bill No. 27, "An Act to amend an Act entitled 'An Act concerning District Attorneys,' approved March 11, 1865, approved February 26, 1866."

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 214 (as per Message).

Read first time; rules suspended; read second time by title.

On motion of Mr. St. Clair, the rules were further suspended.

Bill placed upon its third reading and final passage.

On motion of Mr. Mayhugh, a call of the House was ordered.

Roll called.

Absent—Messrs. Browne, Mallory, and Strother.

Mr. Mallory appearing at the bar of the House, was, on motion, excused.

On motion, the further call of the House was dispensed with, and motion to suspend the rules was lost.

Mr. Munckton moved that the bill be referred to the Committee on Ways and Means, with instructions to report at 7 o'clock P.M.

Mr. St. Clair moved as a substitute, that the bill be referred to a Select Committee of one from each county.

Substitute agreed to.

Senate Bill No. 201 (as per Message).

Rules suspended; read first and second times by title, and placed on file.

Mr. Speaker :

Your Committee on Federal Relations, to whom was referred Assembly Concurrent Resolution No. —, authorizing the Governor to submit the question of calling a Constitutional Convention to the people of this State at the next general election, beg leave to report that they have had the same under consideration, have come to a favorable conclusion thereon, and its passage recommended.

(Signed)

T. J. TENNANT, Chairman,
D. A. HORTON,
B. V. POOR,
M. N. MITCHELL, and
A. K. POTTER.

Substitute to Assembly Bill No. 164 considered engrossed.

Read third time, and passed by the following vote :

YEAS—Messrs. Cary, Caldwell, Dorsey, Dana, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Mitchell, Parker, Potter, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—25.

NAYS—Messrs. Bence, Folsom, Huse, Lissak, Munckton, Poor, Parmater, Prince, Roney, and Swaney—10.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully examined the following Assembly Bill, and found the same correctly engrossed, viz :

No. 145, "An Act for the Relief of W. M. Gillespie, late City Clerk of Virginia."

T. V. JULIEN,
Chairman.

Mr. Julien moved that Assembly Bill No. 146, entitled "An Act for the Relief of W. M. Gillespie," be read a third time, and placed upon its final passage.

Agreed to.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Cary, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Munckton, Poor, Parmater, Parker, Roney, Stampley, Swaney, Tennant, Wingate, Walton, Welch, and Mr. Speaker—26.

NAYS—None.

Senate Bill No. 11, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada, and the Acts amendatory thereof.'"

Indefinitely postponed.

Senate Bill No. 190, entitled "An Act to amend an Act entitled 'An Act concerning the Office of Secretary of State,' approved February 14, 1865."

Read third time, and passed by the following vote :

YEAS—Messrs. Cary, Caldwell, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Munckton, Mitchell, Parmater,

Parker, Roney, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—25.

YEAS—Messrs. Browne and Lammon—2.

Substitute Assembly Bill No. 163, entitled "An Act concerning the Fees of Justices of the Peace."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Grimes, Groves, Huse, Julien, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—33.

YEAS—Mr. Horton—1.

Special order for 12 o'clock M.

Assembly Bill No. 50, "An Act to restrict Gaming," and the Governor's Veto Message.

On motion of Mr. Julien, made the special order for to-morrow at 12 M.

On motion, Assembly Bill No. 137 was made the special order for 7 o'clock P.M.

Mr. St. Clair, by leave, introduced Assembly Bill No. 171, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Powers and Duties,' approved March 8, 1865."

Rules suspended; read first and second times by title, and placed on file.

Assembly Bill No. 142, entitled "An Act to create the Office of State Inspector of Boilers and Engines."

Mr. Jones moved to indefinitely postpone the bill.

Lost by the following vote: Yeas, 17; Nays, 18.

Mr. Mayhugh moved that the bill be ordered engrossed, upon which the ayes and noes were called for by the requisite number, and agreed to by the following vote: Yeas, 17; Nays, 15.

Assembly Bill No. 154, entitled "An Act concerning Fences and Animals trespassing on Premises lawfully inclosed."

Indefinitely postponed by the following vote:

YEAS—Messrs. Cary, Dana, Grimes, Groves, Julien, Jones, Jacobs, Koneman, Mitchell, Parmater, Prince, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, and Walton—18.

YEAS—Messrs. Bence, Dorsey, Folsom, Horton, Huse, Mallory, Mayhugh, Poor, Parker, Potter, Strother, Welch, and Mr. Speaker—13.

Mr. Mayhugh moved that the vote by which the Governor's Veto Message and Bill to restrict Gaming was made the special order for to-morrow at 12 M., be reconsidered, upon which the ayes and noes were called for by the requisite number, and the motion lost by the following vote: Yeas, 13; Nays, 22.

The Chair announced the following Special Committee of one from each county on Senate Bill No. 214:

Mr. St. Clair, from Churchill County.

" Mitchell, from Storey County.

" Browne, from Esmeralda County.

Mr. Bence, from Ormsby County.

“ Julien, from Humboldt County.

“ Prince, from Washoe County.

“ Mallory, from Douglas County.

“ Tennant, from Lander County.

“ Groves, from Nye County.

Assembly Bill No. 150, entitled “An Act to amend an Act entitled ‘An Act defining the Duties of State Treasurer,’ approved February 2, 1866.”

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—32.

NAYS—None.

House resolved itself into the Committee of the Whole, for the consideration of Senate Bill No. 96, “An Act to make Compensation to the Hon. John Cradlebaugh, late United States District Judge, the same as that of the late United States District Judges of the Territory of Nevada.”

In time the Committee rose, and reported the bill back to the House, recommending its passage.

Report of Committee received, and Committee discharged.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Grimes, Groves, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Walton, and Mr. Speaker—25.

NAYS—Messrs. Caldwell, Folsom, Horton, Huse, Julien, Parmater, Prince, and Welch—8.

Assembly Bill No. 107, entitled “An Act to enforce the Payment of two per cent. of the gross proceeds of all Toll Roads and Bridges to the General School Fund of this State.”

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Caldwell, Dorsey, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—31.

NAYS—Mr. St. Clair—1.

Assembly Bill No. 149, entitled “An Act to amend an Act entitled ‘An Act to provide for the construction and maintenance of Toll Roads and Bridges in the State of Nevada,’ approved March 8th, 1866.”

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Caldwell, Dorsey, Folsom, Grimes, Groves, Horton, Huse, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Poor, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—29.

NAYS—Messrs. Julien and Parmater—2.

Assembly Bill No. 136, entitled "An Act to create a Board of Commissioners to examine and report upon the amount of just claims existing for property destroyed or for losses sustained by Indian Depredations in Lander County in this State in the years 1864, 5 and 6."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, and Mr. Speaker—31.

NAYS—Messrs. Julien, St. Clair, and Welch—3.

Substitute Assembly Bill No. 130, entitled "An Act to regulate the Location and Abandonment of Mines and Mining Claims."

On motion, the bill was referred to a Select Committee of three, consisting of Messrs. Julien, Mayhugh, and Jones, with instructions to report it back at 7 o'clock P.M.

On motion of Mr. St. Clair, at 1 o'clock P.M. the House took a recess until 2 P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Huse moved a call of the House.

Lost.

On motion of Mr. Parmater, Senate Messages were taken up.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
Carson City, February 4th, 1867. }

To the Honorable the Assembly:

I am instructed to return to your honorable body, Assembly Bill No. 127, "An Act to amend sections 72 and 74 of an Act entitled 'An Act relating to Officers, their qualifications, times of election, removals, vacancies in office and the mode of supplying the same, misconduct in office, and to enforce official duty,' approved March 9th, 1866," the same having been indefinitely postponed.

Also, Assembly Bill No. 109, "An Act to legalize the Publication of Summons in Suits for the collection of Delinquent Taxes in the several Counties in this State."

Also, Assembly Bill No. 133, "An Act for the Relief of Wallace Goodell, late County Treasurer of Churchill County," both of which passed the Senate without amendment.

Also, Memorial to Congress No. 48, which has also passed the Senate without amendment.

Also, Assembly Bill No. 57, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865," which passed the Senate with the following amendments, to wit:

In section 1, line 4, after the word "salaries," strike out all up to and including the word "use" in the 7th line.

In same section, after "Ormsby County," strike out "two thousand" and insert "fifteen hundred;" after "Douglas County" strike out "one thousand" and insert "five hundred;" after "Esmeralda County" strike out "fifteen hundred" and insert "one thousand;" after "Lyon County" strike out "two thousand" and insert "eighteen hundred;" after "Humboldt County" strike out "one thousand" and insert "eight hundred."

Also, Assembly Bill No. 116, entitled "An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of Independent Order of Odd Fellows, and their subordinate Lodges in this State," which passed the Senate with the following amendment, to wit:

In section 1, line 4, after the word "lodges," and before the word "shall," insert "and the Grand Lodge of the Independent Order of Odd Fellows, and its subordinate Lodges."

I am also instructed to return to you the following Senate Bills, which have passed the Senate:

No. 133, "An Act to repeal an Act entitled 'An Act to provide for establishing and maintaining a Mining School, and create the office of State Mineralogist,' approved March 9, 1866."

Also, No. 175, "An Act concerning the Location and Possession of Wood Lands and Mill Sites."

No. 189, "An Act to provide for the Payment to Kinkead and Harrington for Goods furnished the late Supreme Court of the Territory of Nevada."

No. 167, "An Act to amend an Act of the Legislature of the Territory of Nevada, entitled 'An Act concerning Conveyances,' approved November 5, 1861."

No. 196, "An Act to regulate the Sale of Lands selected by the State of Nevada, in lieu of the sixteenth and thirty-sixth sections."

No. 202, "An Act to provide Stationery for the use of the Senate and Assembly of the State of Nevada."

No. 194, "An Act to provide for certain Public Printing for the State of Nevada."

No. 169, "An Act to provide for the Publication of the Decisions of the Supreme Court of the State of Nevada."

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Assembly Bill No. 57 (as per Message).

Amendments of Senate concurred in by the following vote:

YEAS—Messrs. Browne, Bence, Folsom, Julien, Jones, Koneman, Lammon, Mallory, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—22.

NAYS—Messrs. Cary, Horton, Huse, Lissak, Mayhugh, Munckton, and St. Clair—7.

Assembly Bill No. 116 (as per Message).

Amendments of Senate concurred in by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Folsom, Grimes, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mayhugh, Munckton, Mitchell, Poor, Par-

mater, Parker, Prince, Potter, Roney, Stampely, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—28.

NAYS—None.

Senate Bill No. 175 (as per Message).

Rules suspended; read first and second times by title, and placed on file.

Senate Bill No. 189 (as per Message).

Rules suspended; read first and second times by title, and placed on file.

Senate Bill No. 167 (as per Message).

Rules suspended: read first and second times by title, and placed on file.

Senate Bill No. 196 (as per Message).

Rules suspended; read first and second times by title, and placed on file.

Senate Bill No. 202 (as per Message).

Rules suspended; read first and second times by title, and placed on file.

Senate Bill No. 133 (as per Message).

Rules suspended; read first and second times by title, and placed on file.

Senate Bill No. 194 (as per Message).

Rules suspended; read first and second times by title, and placed on file.

Senate Bill No. 169 (as per Message).

Rules suspended; read first and second times by title, and placed on file.

RESOLUTION.

By Mr. Tennant:

Resolved, That the Sergeant-at-Arms of the Assembly be instructed to furnish members of this body with their stationery accounts itemized whenever demanded by any member.

Adopted.

Mr. St. Clair moved that Substitute Assembly Bill No. 50 and Senate Bill No. 196 be recommitted to Committee on Public Lands, with instructions to report to-morrow morning.

Lost.

And Assembly Substitute to Senate Substitute Bill No. 50, entitled "An Act authorizing the Selection and Sale of Lands granted by the United States to this State."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Dana, Folsom, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Strother, Wingate, and Mr. Speaker—22.

NAYS—Messrs. Bence, Cary, Dorsey, Groves, Swaney, and Walton—7 [6].

Mr. St. Clair gave notice that he would, on to-morrow, move to reconsider the vote by which the bill passed.

House considered itself in the Committee of the Whole, Speaker in the chair, for the consideration of the General File.

In time the Committee rose, and reported that they had had under consideration the following bills:

Senate Bill No. 151, entitled "An Act to amend an Act entitled 'An Act to regulate Proceedings in Criminal Cases in the Courts of Justice in the (Terri-

tory) State of Nevada, and making further provisions relating thereto," and reported the same back, recommending its passage.

Substitute Assembly Bill No. 117, entitled "An Act amendatory of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons.'"

Reported the same back, recommending its engrossment.

Assembly Bill No. 147, entitled "An Act in relation to Fees of Jurors, and to repeal an Act entitled 'An Act concerning the Compensation of Jurors in the District Courts.'"

Substitute adopted and reported back, and its engrossment recommended.

Assembly Bill No. 163, entitled "Concerning the Fees of Justice of the Peace," together with substitute.

Reported the same back, recommending its indefinite postponement.

Assembly Bill No. 146, entitled "An Act to amend section 58 of an Act to provide Revenue for the Support of the Government of the State of Nevada."

Amendments of Committee adopted, and reported the same back, with the recommendation that it be placed at the bottom of the file.

Assembly Bill No. 168, entitled "An Act to amend an Act entitled 'An Act to amend Sec. 1 of an Act to amend an Act passed by the Legislative Assembly of the Territory of Nevada, entitled an Act to provide for the appointment of Notaries, and defining their Duties,' approved Feb. 9, 1864, approved March 20, 1865, approved February 9, 1866."

Reported the same back, and its engrossment recommended.

Assembly Bill No. 153, entitled "An Act supplemental to an Act entitled 'An Act to amend an Act entitled an Act to redistrict the State of Nevada into Judicial Districts, and to fix the Judges' Salaries and Terms of Court therein,' approved February 27, 1866."

Reported the same back, recommending its indefinite postponement.

Assembly Bill No. 99, entitled "An Act to establish Uniform Rates of Fare, to be charged by Stage Companies and others carrying Passengers for hire in the State of Nevada."

Reported the same back, and its indefinite postponement recommended.

Assembly Bill No. 148, entitled "An Act to amend an Act entitled 'An Act concerning the Office of Surveyor General,' approved March 20, 1865."

Reported the same back, and its engrossment recommended.

Assembly Bill No. 138, entitled "An Act to provide for Payment of Salaries of State Officers and Judges in conformity with the requirements of Section 9 of Article 15 of the Constitution of the State of Nevada."

Reported the same back, and its indefinite postponement recommended.

Senate Bill No. 160, entitled "An Act to provide for the Payment of the Contingent Expenses of the Surveyor General's Office from December, 1864, to December, 1866, inclusive."

Reported the same back, and its passage recommended.

Assembly Memorial and Resolution No. 50, relating to the enforcement of the Monroe Doctrine and repeal of certain Neutrality Laws.

Reported the same back, and its passage recommended.

Concurrent Assembly Resolution No. 46, authorizing the Governor to submit the question of calling a Constitutional Convention to the people of this State, at the next General Election.

Reported the same back, and its passage recommended.

Report received, and Committee discharged.

All bills recommended to be engrossed, were ordered engrossed.

Mr. St. Clair moved to take up Senate Message.

Agreed to.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, March 5th, 1867. }

To the Hon. the Assembly:

I have the honor to transmit to you Senate Bill No. 218, "An Act to transfer certain Moneys from the Legislative Fund to the Contingent Fund of the Senate," which passed the House this day.

Respectfully,

B. C. BROWN,
 Secretary of the Senate.

Senate Bill No. 218 (as per Message).

Read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Caldwell, Dana, Folsom, Grimes, Groves, Horton, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—31.

NAYS—Mr. Huse—1.

Assembly Concurrent Resolution No. 46 (as per report of Committee of the Whole).

Read and passed.

Senate Bill No. 160 (as per report of Committee).

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Caldwell, Dana, Folsom, Groves, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—28.

NAYS—Messrs. Grimes, Horton, and Mayhugh—3.

Mr. Mayhugh, by leave, introduced a conjoint string of resolutions in relation to Ireland, which were read and passed.

Mr. St. Clair, by leave, introduced a Concurrent Resolution authorizing the Secretary of State to correct clerical errors in Enrolled Bills.

Read and adopted unanimously.

Assembly Memorial and Resolution No. 50, as per report of Committee of the Whole, amended, and passed unanimously.

Assembly Bill No. 151 (as per report of Committee of the Whole).

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Caldwell, Dana, Folsom, Groves, Horton, Huse, Julien, Jones, Jacobs, Mallory, Mayhugh, Munckton, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Walton, and Welch—25.

NAYS—Messrs. Lammon and St. Clair—2.

Assembly Bill No. 138 (as per report of Committee of the Whole).

On motion of Mr. Mayhugh, made the special order for 7 o'clock P.M.

Assembly Bill No. 99 (as per report of Committee of the Whole).

Indefinitely postponed.

Substitute Assembly Bill No. 153 (as per report of Committee).

On motion of Mr. St. Clair, indefinitely postponed.

Assembly Bill No. 163, together with substitute (as per report of Committee of the Whole).

Indefinitely postponed.

Mr. St. Clair (by leave) introduced a Concurrent Resolution relating to the State Controller.

Read and unanimously adopted.

On motion of Mr. St. Clair, at 4 o'clock and 40 minutes P.M. the House took a recess until 7 o'clock P.M.

EVENING SESSION.

House reassembled at 7 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Mayhugh gave notice that he would, on to-morrow, move to reconsider the vote by which Senate Bill No. 11 was indefinitely postponed.

Special order for 7 o'clock P.M.

Assembly Bill No. 137, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

Mr. Jones moved that the House resolve itself into a Committee of the Whole.

Lost.

On motion of Mr. Munckton, the House resolved itself into a Committee of the Whole, Mr. Speaker in the chair, for the consideration of the bill.

In time the committee rose and reported that they had made some progress and asked leave to sit again.

Mr. Browne in the chair.

Mr. St. Clair moved that the report be received and Committee be discharged.

Agreed to.

Mr. Potter, pursuant to notice, moved to reconsider the vote by which the Utah Resolutions were lost.

Roll called.

Mr. St. Clair moved to postpone the announcement of the vote until to-morrow at 12 o'clock M.

Agreed to.

Mr. Munckton moved to reconsider the vote by which the Report of Committee of the Whole was received and Committee discharged.

Lost.

Mr. Dorsey moved that Assembly Bill No. 137 be referred to a Select Committee of three.

Agreed to.

On motion of Mr. Bence, Mr. Browne was appointed one of the Committee, and the Chair appointed Messrs. Dorsey and Jones to fill such Committee.

On motion of Mr. Tennant, Mr. Mitchell was added to the Committee.

Mr. Koneman, pursuant to notice, moved to reconsider the vote by which Assembly Bill No. 158, entitled "An Act for the Relief of Storey County," was passed.

On motion of Mr. St. Clair, the motion to reconsider was indefinitely postponed by the following vote: Yeas, 20; Nays, 10.

Mr. Speaker:

Your Select Committee, one from each county, appointed to consider Senate Bill No. 214, entitled "An Act to establish the Financial Transactions of the State upon a Coin Basis," beg leave to report the same back to the House, and recommend its passage without amendment.

(Signed)

JAS. A. ST. CLAIR,
Chairman,
M. N. MITCHELL.
THOS. J. TENNANT,
T. V. JULIEN,
J. M. GROVES,
T. N. BROWNE,
H. H. BENCE.

Mr. Munckton moved to reconsider the vote by which the Committee of the Whole was discharged.

Agreed to.

The question being: Shall the Committee be discharged? the motion was lost.

On motion of Mr. St. Clair, at 10 o'clock and fifteen minutes P.M. the House adjourned.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

FIFTY-NINTH DAY.

WEDNESDAY, March 6th, 1867.

House met pursuant to adjournment, at 10 o'clock A.M.

Mr. Speaker in the chair.

Roll called—all present.

Prayer by the Chaplain.

Mr. Julien asked leave of absence for the Committee on Contingent Expenses for half an hour.

Leave granted.

The Journal of yesterday was read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Claims, to whom was referred certain claims, have had

the same under consideration, have found them correct, and beg leave to report a bill providing for the payment thereof, and recommend its passage.

GEORGE I. LAMMON,
Chairman.

On motion of Mr. Jones, a call of the House was ordered.

Roll called.

Absent—Messrs. Dorsey, Mayhugh, Lissak, and Wingate.

Messrs. Lissak and Mayhugh appearing at the bar of the [House], were excused.

On motion of Mr. Parmater, the further call of the House was dispensed with.

Assembly Bill No. —, as per Message, entitled “An Act for the Relief of certain parties.”

Read first time; rules suspended; read second time by title; rules further suspended; bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Grimes, Groves, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—32.

NAYS—0.

RESOLUTIONS.

By Mr. Mayhugh:

Resolved, That the Senate be requested to return to the Assembly Senate Bill No. 11, entitled “An Act to amend an Act entitled ‘An Act to provide Revenue for the Support of the Government of the State of Nevada,’ and the Acts amendatory thereof,” for further action of the Assembly.

Adopted.

Mr. Speaker:

Your Standing Committee on Expenses and Accounts beg leave to report that they have had under consideration the following accounts, and recommend their payment out of the Contingent Fund of the Assembly, and the adoption of the accompanying resolution for that purpose.

Accounts, to wit:

E. D. Swaney, water for 60 days.....	\$120 00
R. L. Thomas, rent for Engrossing Clerk's office.....	80 00
Drayage (by James Lawton).....	8 00
J. Allenback, eight weeks' rent of office for Enrolling Clerk.....	80 00
Samuel Hyatt, for room rent of Copying Clerk.....	80 00
John H. Painter, cutting and splitting wood.....	59 50
Miss C. Whitcomb, repairing flag.....	3 50
Mason, Huff & Co., oil and candles.....	96 00
Amiriaux & Bowie, sundries.....	10 40
M. D. Junkins, repairs of locks, tables, windows, etc., etc., and furnishing various articles, as per bill (allowed).....	100 00
E. B. Rail, for sundries, (bill, \$190.14) allowed.....	167 64
Post Office, for stamps.....	116 00
Committee to Virginia:	
T. G. Smith.....	60 00

A. S. Olin.....	30 00
D. St. Clair Stephens.....	75 00
W. E. Hale, Clerk of Committee.....	40 00
Expense of Committee to Virginia.....	110 00
John G. Fox, stationery furnished (for attachés).....	72 75
John G. Fox, stationery furnished the Assembly.....	984 63
E. B. Rail, for sundries.....	108 00

Respectfully submitted,

JAMES A. ST. CLAIR,
Chairman,
T. V. JULIEN,
S. E. HUSE,
E. W. MALLORY,
B. V. POOR.

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant in favor of each and every person's account mentioned in Report of Committee on Contingent Expenses and Accounts, this 6th day of March, 1867.
Adopted.

Mr. Speaker :

Your Select Committee, to whom was referred Assembly Bill No. 137, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865," beg leave to report that they have had the same under consideration, and report the same back to the House, and recommend as a substitute therefor a substitute bill, herewith submitted.

J. M. DORSEY,
Chairman.

Mr. Speaker :

Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 131, entitled "An Act to amend an Act entitled 'An Act creating County Recorders, and defining their Duties,'" beg leave to report the same back without recommendation.

T. N. BROWNE,
Chairman.

Mr. Speaker :

The undersigned, a member from the Gold Hill delegation, to whom was referred Senate Bill No. 156, "An Act entitled an Act to amend an Act entitled 'An Act to incorporate the Town of Gold Hill,' approved March 7, 1865," begs leave to return the same, and recommend its passage, with the following amendment, to be added as a new section :

Sec. 15. Section one of an Act entitled "An Act to provide for the Payment of the Outstanding Indebtedness of the Town of Gold Hill," approved March 3, 1866, is hereby repealed.

Respectfully submitted,

J. L. SWANEY,
Of the Gold Hill Delegation.

Mr. Speaker :

Your Committee of Conference on the part of the House, to whom was referred the subject matter of difference between the two Houses in relation to As-

sembly Bill No. 27, "An Act concerning District Attorneys," beg leave to report that they have met with a like Committee of the Senate, and have after consideration agreed to recommend that the Assembly concur in Senate amendments to said bill.

T. V. JULIEN,	} On the part of the House.
JOHN S. MAYHUGH,	
JOHN WELCH,	} Senate.
B. H. MEDER,	
SOLOMON GELLER,	
B. S. MASON,	

Report adopted.

Mr. St. Clair moved that the House vote on the amendments as a body.

Agreed to.

Roll called, and on motion of Mr. St. Clair the announcement of the vote was postponed until 2 o'clock p.m.

Mr. Speaker :

Your Select Committee of three, to whom was referred Substitute Assembly Bill No. 30, "An Act to regulate the Location and Abandonment of Mines and Mining Claims in this State," beg leave to report that they have had the same under consideration, and have directed their chairman to report the same back with the accompanying amendments, and recommend that it pass as amended :

Sec. 1, line 5, after the word "feet," and before the word "on," insert "by location, and two hundred feet by virtue of discovery."

Sec. 3, line 6, after the word "situated," and before the word "said," insert : "and also transmit a like copy to the Register of the United States Land Office in the Land District where such mining district is located. The fees for the first named transcript shall be fixed by the Board of County Commissioners of the proper county, and shall be audited and paid as other county expenses, but no fees shall be allowed or paid for the last named transcript."

Add to last section : "Provided that the provisions of this Act shall not prejudice the rights of minor heirs."

JOHN S. MAYHUGH,
Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
Carson City, March 5th, 1867.

To the Hon. the Assembly of Nevada :

I have this day approved the following Assembly Bills :

No. 15, "An Act to amend an Act entitled 'An Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29, 1861."

No. 44, "An Act amendatory of and supplementary to an Act entitled 'An Act defining the time of Commencing Civil Actions,' approved November 21, 1861,' and to repeal Acts amendatory of said Act."

No. 79, "An Act for the Relief of A. Ranney, Sheriff of Nye County."

No. 122, "An Act entitled an Act authorizing the County Commissioners of the several Counties in this State to appoint additional Justices of the Peace."

No. 110, "An Act to amend an Act entitled 'An Act relating to Marriage and Divorce,' approved November 28, 1861."

No. 20, "An Act to amend an Act entitled 'An Act in relation to the Distribution of the Reports of the Supreme Court of the State of Nevada,' approved March 1st, 1866."

H. G. BLASDEL,
Governor.

RESOLUTIONS.

By Mr. Dorsey :

Resolved, That the Clerk employed by the Select Committee on Toll Roads and Bridges be allowed pay for ten days, and the Sergeant-at-Arms is authorized to draw his warrant in favor of said clerk.

Adopted.

By Mr. St. Clair :

Resolved, That the sum of sixty dollars is hereby allowed in favor of R. P. Dayton, for extra night work, writing up the Journal, and that the Sergeant-at-Arms of the Assembly is hereby authorized to draw his warrant on the Contingent Fund of the Assembly for the above amount.

Adopted unanimously.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
Carson City, March 6th, 1867.

We hereby enter our solemn protest against the proceedings of the House on the passage of the Orphan Asylum Bill, which passed March 1st, 1867. We claim said bill to have passed with the word *white* stricken from section third, which word appears in the bill as it now stands.

The House decided to strike out by a vote of 18 to 16, and the records show that no action was ever taken to reinstate.

By this protest we aim not to redress any wrong personal to ourselves, but to vindicate the honor and dignity of this House, and to declare our unqualified disapprobation of that course of legislation which, by a disregard for the ordinary and recognized rules of proceedings, seeks to impose upon the country, measures which we believe to be distasteful to it.

T. V. JULIEN,
W. T. JONES.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 5, 1867.

To the Honorable the Assembly:

I am instructed to inform your honorable body, that the Senate has concurred in Assembly amendments to Senate Bill No. 97, "An Act defining the Duties of the Attorney General of the State of Nevada."

I am also instructed to transmit for your consideration, Senate Bill No. 217, "An Act amendatory of and supplementary to an Act entitled 'An Act to create the County of Lincoln and provide for its Organization,'" the same having passed the Senate this day.

I am also directed to return to you Assembly Bill No. 75, "An Act to amend section 52 of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved November 29, 1864," the same having passed without amendment.

Also, the following Assembly Bills, which have this day been indefinitely postponed, to wit:

Assembly Bill No. 98, "An Act to amend an Act entitled 'An Act relating to Elections, the manner of conducting and contesting the same, Election Returns, and canvassing the same, frauds upon the ballot box, illegal or attempted illegal voting, and misconduct at Elections,' approved March 9, 1866."

Assembly Bill No. 62, "An Act to protect the Elections of voluntary Political Associations, and to punish Frauds thereon."

I also return Assembly Bill No. 164, "An Act for the organization of a Board of Education in counties that polled 3,000 votes or more at the General Election in the State of Nevada, in November, A.D. 1866, or that may hereafter at any General Election cast that number of votes or more; and amendatory of and supplemental to an Act to provide for the Maintenance and Support of Public Schools, approved March 20th, 1865," the same having passed the Senate without amendment.

Respectfully submitted,

JOHN R. EARDLEY,
Assistant Secretary.

Also, the following :

To the Honorable the Assembly :

I am instructed to transmit for the consideration of your honorable body, the following Senate Bills, which have passed the Senate :

No. 138, "An Act authorizing the Secretary of State to employ a Clerk in the State Library and Adjutant General's Office."

No. 197, "An Act amendatory of an Act entitled 'An Act in relation to the Payment of Salaries and other Claims against the State,' approved February 27, 1866."

Also, Senate Concurrent Resolution No. 232, relating to Distribution of Reports, the same having passed the Senate.

I am also directed to return to you Assembly Bill No. 150, "An Act to amend an Act entitled 'An Act defining the Duties of State Treasurer,' approved February 2, 1866," the same having passed the Senate without amendments.

Also, Assembly Bill No. 78, 'An Act to amend an Act entitled 'An Act to incorporate the City of Virginia, provide for the Government thereof, and repeal all other laws in relation thereto,' approved March 4th, 1865," the same having been indefinitely postponed.

Also, Assembly Concurrent Resolution No. 52, relating to giving Mr. Parkinson, State Controller, six months' absence, the same having passed the Senate.

Also, Assembly Resolution No. 54, relating to Errors in Enrolling, which was indefinitely postponed.

I am also instructed to inform you that the Senate has concurred in Assembly amendments to Senate Bill No. 151, "An Act to amend an Act entitled 'An Act to regulate Proceedings in Criminal Cases in the Courts of Justice in the (Territory) State of Nevada, and making further provisions relating thereto,'" but that they refuse to concur in Assembly amendments to Senate Bill No. 160, "An Act to provide for the Payment of the Contingent Expenses of the Surveyor General's Office from December, 1864, to December, 1866, inclusive," and that Messrs. Haines, Monroe, and Welty have been appointed a Committee of Conference to confer with a like Committee to be appointed by your honorable body.

Respectfully,

JOHN R. EARDLEY,
Ass't Secretary Senate.

Senate Bill No. 217 (as per Message).

Read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Cary, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—29.

NAYS—Mr. Welch—1.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed, to wit:

No. 142, "An Act to create the Office of State Inspector for Boilers and Engines."

No. 159, "An Act to pay the Lander Guard."

No. 151, "An Act to create a Contingent Fund for extraordinary Services rendered to the State or in behalf thereof."

No. 161, "An Act in relation to Injunctions within this State."

JOHN S. MAYHUGH,

Chairman *pro tem*.

Senate Bill No. 138 (as per Message).

Read first time; rules suspended; read second time by title, and placed on file.

Senate Bill No. 197 (as per Message).

Read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Browne, Cary, Caldwell, Dorsey, Dana, Folsom, Groves, Horton, Julien, Jones, Jacobs, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, Walton, Welch, and Mr. Speaker—32.

NAYS—Messrs. Grimes, Huse, and Strother—3.

Mr. Tennant, by leave, introduced Assembly Bill No. 185, entitled "An Act to authorize the Board of County Commissioners of Lander County to audit certain Claims."

Read first time; rules suspended; read second time by title, and referred to Mr. Mayhugh.

Mr. Speaker:

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copies as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz:

No. 109, "An Act to legalize the Publication of Summons in Suits for the collection of Delinquent Taxes in the several Counties in this State."

Also, No. 133, "An Act for the Relief of Wallace Goodell, late County Treasurer of Churchill County."

Also, No. 57, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

Also, No. 116, "An Act to amend an Act entitled 'An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of Independent Order of Odd Fellows, and their Subordinate Lodges in this State.'"

Also, No. 75, "An Act to amend section fifty-two of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons,' approved Nov. 29th, 1861."

Also, Concurrent Resolution No. 47, relating to Enrolled Bills.

Also, Memorial to Congress No. 48, the latter having this day been delivered to the Secretary of State.

D. A. HORTON,
Chairman Enrolling Committee.

Mr. Koneman, by leave, introduced Assembly Bill No. 186, "An Act to create a certain Secret Service Fund."

Read first time; rules suspended; read second time by title.

Mr. Julien moved that the bill be indefinitely postponed.

Upon which the yeas and nays were called for by the requisite number.

Roll called, and House refused to indefinitely postpone.

Yeas, 10; Nays, 22.

Mr. Jones moved that the rules be further suspended; bill considered engrossed; read third time, and placed upon its final passage.

Roll called, and motion lost.

Yeas, 19; Nays, 13.

Mr. Dorsey moved that the bill be placed at the top of the file.

Agreed to.

SPECIAL ORDER FOR 12 M.

Assembly Bill No. 50, "An Act to restrict Gaming," together with the Governor's Veto Message thereon.

Message and bill were read; and the question being: Shall the bill pass, notwithstanding the objections of the Governor?

Roll called.

On motion of Mr. Julien, the announcement of the vote was postponed until 7 o'clock P. M.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bills, and found the same correctly engrossed:

No. 148, "An Act to amend an Act entitled 'An Act concerning the Office of Surveyor General.'"

No. 168, "An Act to amend an Act concerning Notaries Public."

Also, Substitute Assembly Bill No. 117, "An Act amendatory of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons.'"

On motion of Mr. Julien, at 12:30 P.M. the House took a recess until 1:30 o'clock P.M.

AFTERNOON SESSION.

House reassembled at 1:30 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Chair announced Messrs. St. Clair, Prince, and Huse as a Conference Committee on Senate Bill No. 160.

Mr. Mayhugh reported back to the House Assembly Bill No. 185, entitled "An Act to authorize the Board of County Commissioners of Lander County to audit certain Claims," and recommend its passage without amendment.

By Mr. Munckton :

Resolved, That the Secretary of State be, and is hereby authorized to correct any errors that have or may occur in spelling of Enrolled Assembly Bills.

Adopted.

Assembly Bill No. 146, "An Act to amend section 58 of an Act to provide Revenue for the Support of the Government of the State of Nevada."

On motion of Mr. Julien, the rules were suspended.

Bill considered engrossed, and placed upon its third reading and final passage.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Dana, Grimes, Groves, Julien, Jones, Koneman, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—28.

NAYS—None.

Mr. Browne moved to reconsider the vote by which Substitute Assembly Bill to Senate Bill No. 50, "An Act to provide for the Selection and Sale of Lands granted by the United States to this State," was passed.

Mr. Jones moved that the motion to reconsider be indefinitely postponed.

Agreed to.

Substitute Assembly Bill No. 117, "An Act amendatory of an Act entitled 'An Act to regulate the Settlement of the Estates of Deceased Persons.'"

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Dorsey, Dana, Groves, Huse, Julien, Jones, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Potter, Roney, Swaney, Strother, Tennant, Wingate, and Mr. Speaker—21.

NAYS—Messrs. Browne, Folsom, Grimes, Jacobs, Lissak, Parmater, Parker, Stampley, Walton, and Welch—10.

Assembly Bill No. 148, "An Act to amend an Act entitled 'An Act concerning the Office of Surveyor General.'"

Read third time, and lost by the following vote :

YEAS—Messrs. Browne, Bence, Dana, Folsom, Huse, Jones, Koneman, Lissak, Munckton, Mitchell, Parker, Prince, Potter, Roney, Swaney, Strother, Walton, and Mr. Speaker—18.

NAYS—Messrs. Dorsey, Groves, Jacobs, Lammon, Mallory, Mayhugh, Parmater, Stampley, Tennant, Wingate, and Welch—11.

Assembly Bill No. 168, "An Act to amend an Act entitled an Act to amend section one of an Act to amend an Act passed by the Legislative Assembly of the Territory of Nevada, entitled 'An Act to provide for the appointment of Notaries Public, and defining their Duties,' approved Feb. 9, 1864, approved March 20, 1865, approved Feb. 9, 1866."

Read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Jones, Jacobs, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—31.

NAYS—None.

Assembly Bill No. 185, "An Act to authorize the Board of County Commissioners of Lander County to audit certain Claims."

Considered engrossed, read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Dorsey, Folsom, Grimes, Groves, Huse, Jones, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Stampley, Swaney, Tennant, Wingate, Walton, and Mr. Speaker—24.

NAYS—Messrs. Browne, Potter, Roney, and Strother—4.

Assembly Bill No. 186, "An Act to create a Secret Service Fund."

Mr. Munckton moved that the rules be suspended, bill considered engrossed, and placed upon its third reading and final passage ; upon which the yeas and nays were called for by the requisite number, and agreed to. Yeas, 22 ; Nays, 9.

Bill read third time, and passed by the following vote :

YEAS—Messrs. Browne, Cary, Caldwell, Dorsey, Dana, Folsom, Groves, Jones, Koneman, Lissak, Mallory, Munckton, Mitchell, Poor, Parker, Prince, Roney, Stampley, Swaney, Strother, Tennant, Wingate, and Mr. Speaker—23.

NAYS—Messrs. Bence, Grimes, Huse, Jacobs, Lammon, Mayhugh, Parmater, Potter, and St. Clair—9.

Mr. Speaker :

Your Conference Committee on the part of the House, to whom was referred Senate Bill No. 160, "An Act to provide for the Payment of the Contingent Expenses of the Surveyor General's Office from December, 1864, to December, 1866, inclusive," beg leave to report that they have had the same under consideration, and recommend that the House recede from the amendment offered to strike out the words "gold coin." We believe the amount asked for to be very small, compared with the amounts allowed other State officers. We therefore recommend the passage of the bill.

JAS. A. ST. CLAIR,
Chairman,
T. B. PRINCE,
S. E. HUSE.

Report adopted.

Assembly Bill No. 142, "An Act to create the Office of State Inspector of Boilers and Engines."

Read third time.

Mr. Poor moved to recommit the bill to a Special Committee of one, with instructions to strike out all that portion relating to licensing engineers.

Lost.

Roll called, and bill passed by the following vote :

YEAS—Messrs. Browne, Bence, Dorsey, Dana, Groves, Jacobs, Koneman,

Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Potter, Stampley, Swaney, Strother, Wingate, Welch, and Mr. Speaker—20.

NAYS—Messrs. Cary, Caldwell, Folsom, Grimes, Huse, Julien, Jones, Poor, Parmater, Parker, Prince, Roney, St. Clair, Tennant, and Walton—15.

SPECIAL ORDER.

Announcement of the vote on Senate amendments to Assembly Bill No. 27, "An Act to amend an Act concerning District Attorneys, approved March 11, 1865, approved Feb. 26, 1866."

A recount was called for; roll called, and Senate amendments concurred in by the following vote:

YEAS—Messrs. Bence, Caldwell, Dorsey, Grimes, Groves, Julien, Jacobs, Koneman, Mayhugh, Mitchell, Poor, Parmater, Potter, Roney, St. Clair, Stampley, Strother, Tennant, Wingate, Walton, and Mr. Speaker—21.

NAYS—Messrs. Browne, Cary, Folsom, Huse, Jones, Lissak, Mallory, Munckton, Parker, Prince—10.

Mr. Dorsey moved that Assembly Bill No. 137 and substitute be now taken up.

Agreed to; and the House resolved itself into Committee of the Whole for the consideration of the Revenue Bill.

In time the Committee rose, and reported that they recommended that the Revenue Bill be recommitted to a Special Committee of one.

Report adopted.

The Chair announced Mr. Munckton as such Committee.

On motion of Mr. Jones, Senate Bill No. 201, "An Act to provide for the Liquidation and Payment of certain Claims against the City of Virginia," was taken up, read third time, and on motion referred to the Storey County delegation.

On motion of Mr. Parmater, Senate Messages were taken up.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 6th, 1867.

To the Hon. the Assembly:

I am directed to transmit for the consideration of your honorable body the following Senate Bills, which have passed this day:

No. 235, "An Act to amend an Act entitled 'An Act to provide for the Government of the State Prison of the State of Nevada.'"

No. 236, "An Act to amend an Act entitled an Act to supply the Town of Dayton, in Lyon County, with Water, and to protect the Town against Fire, and to define the Boundaries thereof."

I am also instructed to return, per request of your honorable body, for your further consideration, Senate Bill No. 11, "An Act to amend an Act entitled an Act to provide Revenue for the Support of the Government of the State of Nevada, and the Acts amendatory thereof."

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 235 (as per Message).

Read first time ; rules suspended ; read second time by title ; rules further suspended ; read third time, and passed by the following vote :

YEAS—Messrs. Browne, Cary, Dorsey, Grimes, Groves, Horton, Julien, Jones, Koneman, Lissak, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Strother, Tennant, and Walton—23.

NAYS—0.

Senate Bill No. 236 (as per Message).

Returned to Senate for correction.

Assembly Bill No. 151, "An Act to create a Contingent Fund for extraordinary Services rendered to the State, or in behalf thereof."

Read third time, and lost by the following vote :

YEAS—Messrs. Caldwell, Dorsey, Dana, Jones, Koneman, Poor, Prince, Roney, Swaney, Strother, and Walton—11.

NAYS—Messrs. Bence, Cary, Grimes, Groves, Horton, Julien, Lammon, Mallory, Mayhugh, Mitchell, Parmater, Parker, St. Clair, Stampley, Tennant, and Welch—17.

Assembly Bill No. 161.

Passed on file.

Assembly Bill No. 159, "An Act for the Relief of the Lander Guard."

Read third time.

Roll called ; and on motion of Mr. Tennant the announcement of the vote was postponed until 7 o'clock P.M.

Senate Bill No. 214.

On motion of Mr. Cary, a call of the House was ordered.

Roll called.

Absent—Messrs. Huse, Koneman, and Wingate.

Mr. Koneman appearing at the bar, was, on motion, excused.

Mr. St. Clair moved to suspend the call of the House.

Lost.

Mr. Wingate appearing at the bar of the House, was, on motion, excused.

On motion of Mr. Jones, the further call of the House was dispensed with.

Senate Bill No. 214, "An Act to establish the Financial Transactions of the State upon a Coin Basis."

Mr. St. Clair moved that the bill be indefinitely postponed.

Roll called, and bill indefinitely postponed by the following vote :

YEAS — Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Jones, Koneman, Lissak, Poor, Parker, Prince, Potter, Roney, Swaney, Strother, Walton, and Welch—18.

NAYS—Messrs. Dorsey, Grimes, Groves, Horton, Julien, Jacobs, Lammon, Mallory, Mayhugh, Mitchell, Parmater, Stampley, Tennant, and Wingate—14.

Senate Bill No. 175, "An Act concerning the Location and Possession of Wood Lands and Mill Sites."

Read third time.

Mr. Parmater moved that the bill be indefinitely postponed.

Roll called, and the bill indefinitely postponed by the following vote :

YEAS—Messrs. Browne, Cary, Caldwell, Dana, Folsom, Groves, Huse, Julien, Jones, Koneman, Lammon, Mallory, Mitchell, Poor, Parmater, Parker, Prince, Stampley, Tennant, Wingate, and Welch—21.

NAYS—Messrs. Bence, Dorsey, Grimes, Horton, Jacobs, Mayhugh, Potter, Roney, St. Clair, Swaney, Strother, and Walton—12.

By unanimous consent, Mr. St. Clair offered the following:

Resolved, That the State Controller be, and he is hereby authorized and required to draw his warrant in favor of Wm. Woodhurst, Sergeant-at-Arms of the House, for the amount in the Assembly Contingent Fund.

Resolved, That the said Sergeant-at-Arms is hereby directed to deposit the total amount of said warrant in the Banking House of Wells, Fargo & Co., in Carson, to be drawn out upon scrip issued, by resolutions of this House, on said Contingent Fund; and any moneys remaining after all of said scrip shall have been paid, shall, upon order of Controller, be returned to the Treasury to the credit of the General Fund.

Adopted unanimously.

Senate Bill No. 189, "An Act for the Payment of Kinhead and Harrington for Goods furnished the late Supreme Court of the Territory of Nevada."

Read third time, and, on motion of Mr. Parmater, indefinitely postponed.

Senate Bill No. 167, "An Act to amend an Act of the Legislature of Nevada entitled 'An Act concerning Conveyances,' approved November 5th, 1861."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Dana, Folsom, Groves, Jones, Lammon, Mallory, Mayhugh, Mitchell, Poor, Parmater, Prince, Potter, Roney, Swaney, Strother, Tennant, Wingate, Walton, and Welch—23.

NAYS—Messrs. Grimes, Horton, Huse, Julien, Jacobs, Koneman—6.

Mr. Tennant gave notice that he would, to-night, move to reconsider the vote by which Assembly Bill No. 189 was indefinitely postponed.

Mr. Speaker:

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copies, as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz:

Substitute Assembly Bill No. 164, "An Act for the organization of a Board of Education in Counties that polled 3,000 votes or more, at the General Election in the State of Nevada in November, A.D. 1866, or that may hereafter at any General Election cast that number of votes or more; and amendatory of and supplemental to an Act to provide for the Maintenance and Support of Public Schools, approved March 20th, 1865."

D. A. HORTON,
Chairman.

Senate Bill No. 236, "An Act to amend an Act entitled 'An Act to supply the Town of Dayton, in Lyon County, with Water, and to protect the Town against Fire, and to define the Boundaries thereof,' approved February 20th, 1864."

Read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Mitchell, Poor, Parmater, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, and Welch—30.

NAYS—0.

On motion of Mr. St. Clair, at 5:15 P.M. the House took a recess until 7 o'clock P.M.

EVENING SESSION.

House reassembled at 7 o'clock P.M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

On motion of Mr. St. Clair, a call of the House was ordered.

Roll called.

Absent—Messrs. Folsom, Grimes, Groves, Munckton, Prince, Stampley, Tennant, and Lammon.

Messrs. Tennant, Grimes, Prince, Groves, Folsom, and Lammon appeared at the bar of the House, and were excused.

Mr. Huse moved that the further call of the House be dispensed with.

Lost.

On motion of Mr. Tennant, a further call of the House was dispensed with.

On motion of Mr. Julien, the announcement of the vote on Assembly Bill No. 50, "To restrict Gaming," was postponed until 8 o'clock P.M.

A recount was called for on the vote upon Assembly Bill No. 159, "An Act to pay the Lander Guard."

Roll called, and bill passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Swaney, Strother, Tennant, Wingate, Walton, and Mr. Speaker—32.

NAY—Mr. St. Clair—1.

On motion of Mr. Julien, the House went into Committee of the Whole on consideration of Senate Bill No. 169, "An Act to provide for the Publication of the Decisions of the Supreme Court of the State of Nevada."

In time the Committee rose, and reported the bill back, with the recommendation that it pass without amendment.

Report adopted, and bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Folsom, Groves, Horton, Huse, Jones, Lissak, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Stampley, Strother, Tennant, Wingate, Walton, and Mr. Speaker—23.

NAYS—Messrs. Grimes, Julien, Jacobs, Koneman, Lammon, Mallory, Potter, Roney, and Swaney—9.

Mr. Tennant moved to reconsider the vote by which Senate Bill No. 189, "An Act to provide for the Payment of Kinkad and Harrington for Goods furnished the late Supreme Court of the Territory of Nevada," was lost.

Vote reconsidered; bill read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Folsom, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—32.

NAYS—0.

Mr. Dorsey, by leave, introduced Assembly Bill No. 189, "An Act to appoint a Commissioner in certain cases."

Read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dorsey, Folsom, Grimes, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lissak, Mallory, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Swaney, Strother, Wingate, Walton, and Welch—28.

NAYS—Messrs. Groves, Lammon, Mayhugh, and Tennant—4.

Mr. Speaker:

Your Special Committee of one, to whom was referred Assembly Bill No. 137, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865," beg leave to submit the following amendments, to wit:

Amend section 99 as follows: Strike out section 99, and insert the following:

Section 9. Section 99 is hereby amended so as to read as follows: "Section 99. An annual *ad valorem* tax of one dollar and twenty-five cents on each one hundred dollars in value of the proceeds of the mines in this State is hereby levied, assessed, and directed to be collected every three months on all ores, quartz, and combination of metals with other substances, from which gold and silver, or either gold or silver or other valuable metals are extracted, reduced, or produced; and all such ores, quartz, and combination of valuable metals with other substances taken or produced from any mine or mines in this State, are hereby assessed at the value they bear when they are taken from the mine and brought to the surface of the mine, or at the place they are deposited upon being first brought from the mine. In order to ascertain the number of tons of such ores, quartz, or minerals extracted from the mines in this State, it shall be the duty of the owner or owners of any mine, or their agents, to keep an account in a book or books of the number of tons of such ores or minerals, and of its estimated value taken from each mine. Such book or books shall be open to the inspection of the Assessor of the County in which such mines are situated, at any time upon his demand; and if any owner or owners of any mine, or his or their agents or superintendent, shall refuse to allow any Assessor of his or their County to inspect such book or books, then such Assessor shall make his own estimate of the number of tons of ore taken from such mine, and of its value per ton; and when such inspection has been refused, or such book or books have not been kept, no deduction shall be allowed of the number or value of tons thus assessed."

Strike out section 106, and insert the following:

Section 106 is so amended as to read as follows:

Section 106. It shall be the duty of the Treasurer to prepare and complete, quarterly, on or before the second Monday in February, May, August, and November, in each year, a tax list or assessment roll, which shall be known as the "Assessment Roll of the Proceeds of the Mines," arranged in a book or books for that purpose, in which book or books shall be listed or assessed the proceeds of

the mines in his county, as provided by the Act; and in said book or books he shall set down, in separate columns: first, the names of the owners, firms, incorporated companies or associations engaged in the business of extracting ores, quartz, or minerals bearing gold, silver, or other valuable metals; and if any owner, firm, incorporated company, association, superintendent, or agent thereof shall refuse to make the statement, or refuse to the Assessor or his deputy assessor [access] to their books, as provided in this Act, that fact shall be noted under or opposite the name of the owner, firm, incorporated company, or association so refusing. The Assessor shall, as definitely as possible, give the location and description of the mining claim from which the ores, quartz, or mineral assessed were taken or extracted.

Second: The number of tons of gold or silver-bearing ores, quartz, or minerals extracted by such owners, firms, incorporated companies, or associations, for the preceding quarter year.

Third: The assessed value per ton.

Fourth: The total assessed value.

Adopted.

Strike out section 119, and insert the following:

Section 119 is hereby amended so as to read as follows:

Section 119. The Assessors in the several Counties of this State shall be allowed to retain for their own use, for collecting the tax as provided in this Act on the proceeds of the mines, four per centum on the first ten thousand dollars, and but two per centum on all amounts above that sum collected and paid over to them during the year; the Assessor and his deputy shall keep a correct account of the number of days they have been actually employed in assessing the proceeds of the mines, as provided in this Act, and shall verify the same under oath before the Clerk of the Board of County Commissioners, or other person authorized to administer oaths, and then present said account to the Board of County Commissioners, who, if satisfied of the correctness of the same, shall allow it, and order payment to be made at the rate of ten dollars per day. The County Auditor shall receive, for extending the taxes on the quarterly assessment roll of the proceeds of the mines, an amount not to exceed fifteen cents per folio of one hundred words. No county treasurer shall be allowed to his own use any per centage or compensation from the moneys accruing from the tax on the proceeds of the mines; *provided*, that no Assessor shall charge or receive any per diem compensation for the days or time occupied by him or his deputy in collecting taxes upon the proceeds of the mines, as provided in this Act, but his per centage on the tax, and fees on levy and sale shall be his only compensation.

Adopted.

Your Committee would most respectfully recommend that sections Nos. 100 and 101, in the Act of which this is amendatory, very fully provide for coming at the value of the ore, which your Committee recommend to be read after reading section 99.

All of which is most respectfully submitted.

GEORGE MUNCKTON.

Special order postponed until 8½ o'clock.

Mr. Julien moved that the report of Special Committee be placed on file with the Revenue Bill.

Agreed to.

On motion of Mr. Koneman, the Revenue Bill and proposed amendments were taken up.

Mr. Bence moved that the House resolve itself into Committee of the Whole for their consideration.

Lost.

Mr. Munckton moved that the amendments of the Special Committee be adopted.

Agreed to.

Mr. Tennant moved that the whole subject matter be indefinitely postponed.

Lost.

Special order for 8½ o'clock: announcement of the vote on Assembly Bill No. 50, "An Act to restrict Gaming."

A recount was called for.

Roll called.

Mr. Julien moved that the announcement of the vote be postponed until tomorrow morning, until 10½ o'clock A.M.

Mr. St. Clair moved to adjourn.

Lost.

On motion, Messrs. St. Clair, Stampely, and Huse were granted leave of absence for the evening.

Mr. Bence moved to strike out the word "Annual."

Lost, and bill ordered engrossed.

Mr. Jones, by leave, introduced Assembly Bill No. 190, "An Act to provide for election of a Board of Regents, and to define their Duties."

Rules suspended; read first and second time by title, and referred to Committee on Education.

Mr. Koneman, by leave, introduced Assembly Bill No. 191, "An Act to amend an Act to allow any person or persons to divert the Waters of any River or Stream, and run the same through any Ditch or Flume, and to provide for the Right-of-way through the Lands of others."

Rules suspended; read first and second times by title, and referred to Committee on Public Lands.

On motion of Mr. Parmater, Senate Bill No. 194 was indefinitely postponed.

Senate Bill No. 196 passed on file.

Senate Messages were taken up.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 6, 1867. }

To the Honorable the Assembly:

I am directed to transmit for your consideration, Substitute Senate Bill No. 51, "An Act to regulate the Recording and Possession of Mining Claims in the State of Nevada," the same having passed the Senate this day.

Also, Senate Bill No. 237, "An Act in relation to enrolling Laws, Resolutions, and other documents," the same having passed the Senate.

I am also instructed to return the following Assembly Bills: Assembly Bill No. 163, "An Act concerning the Fees of Justices of the Peace," the same having passed the Senate with the following amendment:

Strike out the last four lines, and insert in lieu thereof, the following: "For each motion, exception, rule, order, default, dismissal, discontinuance, or non-suit, and for filing each paper required to be filed—twenty-five cents."

Also, the following Assembly Bills, which have passed the Senate without amendments, to wit:

No. 59, "An Act to amend an Act entitled 'An Act to amend an Act to regulate Proceedings in Civil Cases in the Courts of Justice in the Territory of Nevada,' approved November 29th, 1861, approved March 9th, 1865."

No. 160, "An Act making appropriation to pay Rent of Adjutant General's Office for the year 1866."

No. 136, "An Act to create a Board of Commissioners to examine and report upon the amount of just claims existing for property destroyed, and for losses sustained by Indian Depredations in Lander County in this State, in the years 1864, 1865 and 1866."

No. 107, "An Act to enforce the Payment of two per cent. of the gross proceeds of all Toll Roads and Bridges, as provided by law, to the General School Fund of this State."

I am also directed to transmit for your consideration, Senate Bill No. 155, (substitute for Assembly Bill No. 87) "An Act making appropriations for the Support of the Civil Government of the State of Nevada for the third and fourth fiscal years," the same having passed the Senate.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Assembly Bill No. 163 (as per Message).

Amendments of Senate concurred in.

Substitute Assembly Bill No. 51 (as per Message).

Read first time; rules suspended; read second time by title, and referred to Special Committee, consisting of Messrs. Julien, Walton, and Jones.

Senate Substitute for Assembly Bill No. 87 (as per Message).

Read first time; rules suspended; read second time by title, and placed on file.

RESOLUTION.

By Mr. Koneman:

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of James V. Wheelhouse, for services from January 24th to March 6th, inclusive, at a per diem of \$6 00, as Clerk of the Select Committee appointed to investigate into the alleged frauds, etc., said to have taken place during the Senatorial contest.

Laid over until to-morrow.

On motion of Mr. Parmater, at 9:15 P.M. the House adjourned.

Approved,

T. V. JULIEN,
Speaker *pro tem*.

Attest—A. WHITFORD,
Clerk.

SIXTIETH DAY.

MARCH 7th, 1867.

House met pursuant to adjournment, at 10 o'clock A.M.

Speaker *pro tem*. in the chair.

Roll called.

All present.

Prayer by the Chaplain.

On motion of Mr. Mitchell, the reading of the Journal was dispensed with.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Contingent Expenses and Accounts have had under consideration the following accounts, find them correct, and recommend the adoption of the following resolution :

STATE OF NEVADA,

	To JOHN G. FOX,	Dr.
To Stationery.....		\$ 7 50
Also—To JOHN ALLENBACH,		Dr.
To Rent of Room.....		\$40 00

RESOLUTION.

By Mr. St. Clair:

Resolved, That the sum of forty dollars is hereby allowed in favor of J. Allenbach, for eight weeks' rent of Office for Enrolling Clerk. Also, the sum of seven dollars and a half, in favor of J. G. Fox, for Stationery furnished. And the Sergeant-at-Arms is hereby authorized and required, to draw his warrants on the Contingent Fund of the Assembly, in favor of the above named parties, for the amounts specified.

Adopted.

Mr. Mayhugh reported back to the House, Assembly Bill No. 128, recommending that it be laid on the table.

Mr. Speaker :

Your Standing Committee on Contingent Expenses and Accounts beg leave to report that after second consideration of the claim of M. D. Jenkins, they believe that they unjustly cut it down, and desire that the Sergeant-at-Arms be authorized to pay the whole amount of said bill, which was as follows :

M. D. Jenkins, for repairs, furnishing lock, &c., &c.....	\$135 24
Allowed by Committee.....	100 00
Balance.....	\$ 35 24

JAMES ST. CLAIR,
Chairman.

Adopted.

Mr. Speaker :

Your Select Committee, (composed of the Virginia City delegation) to whom was referred Senate Bill No. 201, entitled "An Act for the Liquidation and Payment of certain Claims against the City of Virginia," beg leave to report that they have had the same under consideration, and recommend its passage.

GEO. H. DANA,
Chairman.

Mr. Huse reported back (verbally) Assembly Bill No. 39, recommending that it be laid on the table.

Mr. Mitchell, [composed] of the Storey County delegation, to whom was referred Assembly Bill No. 85, entitled "An Act to provide for the Payment of the Outstanding Indebtedness of Virginia City, Storey County, approved January 27, 1865," reports that the Committee have had the same under con-

sideration, have made no amendments thereto, and report the same back without recommendation.

On motion of Mr. Huse, the Sergeant-at-Arms was instructed to bring in absent members.

Mr. Speaker :

Your Committee on Internal Improvements, to whom was referred Assembly Bill No. 191, entitled "An Act to amend an Act to allow any person or persons to divert the Waters of any River or Stream, and run the same through any Ditch or Flume, and to provide for the Right-of-Way through the Lands of others," beg leave to report that they have carefully considered the same, and recommend its passage.

GEORGE MUNCKTON,
Chairman.

RESOLUTIONS.

By Mr. Mayhugh :

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant in favor of A. Whitford, the Chief Clerk of the Assembly, for the sum of two hundred and fifty dollars, to be paid out of the Contingent Fund of the Assembly.

Adopted.

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant in favor of the Hon. Thomas V. Julien, Speaker (*pro tem.*) of the Assembly, for the sum of one hundred and twenty dollars, payable out of the Contingent Fund of the Assembly.

Adopted.

By Mr. Jacobs :

Resolved, That the Sergeant-at-Arms is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of John D. Ebaseta, for the sum of four hundred and eighty dollars, as compensation for extra services as Porter and Watchman for the Assembly during its session.

Adopted.

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of the following named persons for the amounts herein specified, to wit :

William Woodhurst, for services and attendance on Select Committee of Investigation into illegal frauds, &c., during the Senatorial contest from January 20 to March 6, 1867, \$70 ; also,

Robert Harrigan, for secret service on above Committee, \$100.

Special order postponed ten minutes.

Mr. Prince moved that the one hundred dollars in the resolution be stricken out.

Lost, and resolution adopted.

RESOLUTION.

Resolved, That the Sergeant-at-Arms be, and he is hereby instructed to draw

his warrant in favor of D. C. Williams for the sum of fifty dollars, for services rendered as Clerk of the Committee on Agriculture and Public Morals.

Adopted.

Special order for 10½ o'clock P.M.

Announcement of the vote on the bill to restrict Gaming.

A recount was called for.

Roll called; and the question being: Shall the bill pass, notwithstanding the objections of the Governor?

His objections were sustained by the following vote:

YEAS—Messrs. Browne, Bence, Caldwell, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Prince, Potter, Roney, Swaney, Tennant, Wingate, and Welch—23.

NAYS—Messrs. Cary, Folsom, Jones, Mitchell, Poor, Parmater, Parker, St. Clair, Stampley, Strother, Walton, and Mr. Speaker—12.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER,
Carson City, March 7, 1867. }

To the Honorable the Assembly:

I am directed to return to your hon. body Substitute Assembly Bill No. 50, "An Act entitled 'An Act to provide for the Selection and Sale of Lands granted by the United States to the State of Nevada,' the same having passed by an additional new section as follows:

Section 13. All lands which have been selected under the laws of this State, on behalf of the State prior to the passage of this Act, shall be subject to sale after the passage of this Act at the minimum price herein specified; and School Land Warrants heretofore issued under the authority of this State, shall be received in payment for the number of acres specified in said warrants; *provided*, that parties who have heretofore made application to locate such warrants shall have a prior right to locate such warrants, shall have a prior right to locate the same on the land they may have applied for, for thirty days after the passage of this Act; and, *provided further*, that parties who have heretofore contracted for the purchase of lands of this State, to be paid in installments, may make full payment for such lands at any time, and procure their title therefor under the provisions of this Act."

Also, make section 13 read section 14.

I am also directed to return to your hon. body the following Assembly Bills:

No. 145, "An Act for the Relief of William M. Gillespie, late City Clerk of Virginia," the same having passed, amended as follows:

Strike out all after the figures "1866," and insert as follows: "*provided*, that from the amount of said warrant, as calculated on the basis aforesaid, there shall be deducted the sum of one hundred and twenty-five (125) dollars in currency."

Also, Assembly Bill No. 146, which passed the Senate on yesterday.

Also, Assembly Bill No. 185, which passed the Senate on yesterday.

Also, Assembly Bill No. 168, which passed the Senate on yesterday.

Respectfully submitted,

B. C. BROWN,
Secretary Senate.

Substitute Assembly Bill No. 50 (as per Senate Message).

Referred to a Select Committee of three, consisting of Messrs. Jones, Browne, and Julien, with instructions to report in one hour.

Assembly Bill No. 145 (as per Senate Message).

Amendments of Senate concurred in by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Folsom, Horton, Huse, Julien, Jones, Koneman, Lammon, Mitchell, Mallory, Mayhugh, Munckton, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—31.

NAYS—None.

Select Committee on Public Lands granted leave of absence for one hour.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed, viz :

Substitute Assembly Bill No. 147, "An Act in relation to the Fees of Jurors, and to repeal an Act entitled 'An Act concerning the Compensation of Jurors in the District Courts of this State,' approved March 22, 1865."

T. V. JULIEN,
Chairman.

Senate Bill No. 237 (as per Message).

Read first time ; rules suspended ; read second time by title ; rules further suspended ; read third time, and passed by the following vote :

YEAS—Messrs. Bence, Caldwell, Dana, Groves, Huse, Jacobs, Koneman, Mayhugh, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—23.

NAYS—Mr. Prince—1.

Senate Bill No. 138, entitled "An Act authorizing the Secretary of State to employ a Clerk in the State Library, and Adjutant General's Office."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Dorsey, Dana, Folsom, Grimes, Groves, Huse, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—26.

NAYS—None.

Senate Bill No. 202, entitled "An Act to provide Stationery for the use of the Senate and Assembly of the State of Nevada."

Read third time.

Mr. St. Clair moved that the bill be indefinitely postponed.

Roll called, and bill passed by the following vote :

YEAS—Messrs. Caldwell, Folsom, Groves, Huse, Julien, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Swaney, Strother, Tennant, Wingate, Welch, Walton, and Mr. Speaker—23.

NAYS—Messrs. Bence, Dorsey, Grimes, St. Clair, and Stampley—5.

Senate Bill No. 133, entitled "An Act to repeal an Act entitled 'An Act to provide for establishing and maintaining a Mining School, and create the Office of State Mineralogist,' approved March 9, 1866."

On motion, indefinitely postponed.

Mr. St. Clair moved to reconsider the motion above, which was carried, and bill read third time, and passed by the following vote :

YEAS—Messrs. Bence, Dorsey, Grimes, Groves, Huse, Jacobs, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Speaker—26.

NAYS—Mr. Folsom—1.

Assembly Bill No. 171, entitled "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several Counties of this State, and to define their Duties and Powers,' approved March 8, 1865."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Dorsey, Folsom, Grimes, Horton, Huse, Jacobs, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Tennant, Wingate, Walton, and Mr. Speaker—25.

NAYS—None.

Substitute Assembly Bill No. 147, entitled "An Act in relation to the Fees of Jurors, and to repeal an Act entitled 'An Act concerning the Compensation of Jurors in the District Courts of this State,' approved March 22, 1865."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Caldwell, Dorsey, Dana, Folsom, Groves, Horton, Huse, Julien, Jacobs, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, Stampley, Swaney, Wingate, Walton, Welch, and Mr. Speaker—25.

NAYS—None.

Assembly Bill No. 143, passed on file.

Mr. Mayhugh, by leave, introduced a resolution relating to the appointment of a Joint Committee to wait on the Governor.

Passed.

Senate Bill No. 156, entitled "An Act to amend an Act entitled 'An Act to incorporate the Town of Gold Hill,' approved March 7, 1865."

Mr. Dorsey moved that the bill be indefinitely postponed.

Agreed to.

Assembly Bill No. 131, entitled "An Act to amend an Act creating County Records, and defining their Duties."

Rules suspended ; bill considered engrossed ; read a third time, and passed by the following vote :

YEAS—Messrs. Browne, Caldwell, Dana, Folsom, Grimes, Groves, Huse, Julien, Jones, Jacobs, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—28.

NAYS—None.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your Select Committee, to whom was referred Assembly Bill, Substitute to Substitute Senate Bill No. 50, have duly considered the same, and beg leave to report it back, with the recommendation that the House do not concur in Senate amendment to section 13, as appended to said Act.

W. T. JONES,
T. N. BROWNE,
T. V. JULIEN.

Assembly Substitute to Substitute Senate Bill No. 50, taken up.

Mr. Munckton moved to make the bill the special order for 2 o'clock P.M.

Motion lost.

The question being on concurring in Senate amendments, the House refused to concur.

RESOLUTIONS

By Mr. Mitchell :

Resolved, That the Sergeant-at-Arms be, and he is hereby instructed to draw his warrant on the Contingent Fund of the Assembly in favor of W. F. Markley, B. F. Bartlett, Thomas Burns, and George Ross for the sum of one hundred and twenty dollars each, as extra pay, at the rate of two dollars per day during the session.

Adopted.

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of James V. Wheelhouse, for services from January 24th to March 6th inclusive, at a per diem of \$6.00, as Clerk of the Select Committee appointed to investigate into the alleged frauds, etc., said to have taken place during the Senatorial contest.

Adopted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Education, to whom was referred Assembly Bill No. 190, entitled "An Act to provide for the Election of a Board of Regents, and to define their Duties," report that they have had the same under consideration, and report the same back with a substitute, and recommend the passage of the substitute.

M. N. MITCHELL,
Chairman.

Mr. Speaker :

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copies, as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz :

Assembly Bill No. 150, "An Act to amend an Act entitled 'An Act defining the duties of State Treasurer,' approved February 2d, 1866."

No. 59, "An Act to amend an Act entitled 'An Act to amend an Act to regulate Proceedings in Civil Cases in the Courts of Justice of the Territory of Nevada,' approved November 29th, 1861, approved March 9th, 1865."

Also, No. 107, "An Act to enforce the Payment of two per cent. of the gross proceeds of all Toll Roads and Bridges, as provided by law, to the General School Fund of this State."

Also, No. 163, "An Act concerning the Fees of Justices of the Peace."

Also, No. 27, "An Act to amend an Act entitled 'Concerning District Attorneys,' approved March 11th, 1865, approved February 26th, 1866."

Also, No. 160, "An Act making appropriation to pay Rent of Adjutant General's Office, for the year 1866."

Also, No. 136, "An Act to create a Board of Commissioners to examine and report upon the amount of just claims existing for property destroyed, and for losses sustained by Indian Depredations in Lander County, in this State, in the years 1864, 1865, and 1866."

Also, report that Assembly Concurrent Resolution No. 52, relating to giving Mr. Parkinson, State Controller, six months' absence, has been carefully compared with the engrossed resolution, as passed by the two Houses, found correctly enrolled, and that the same has this day been delivered to the Secretary of State.

D. A. HORTON,
Chairman Enrolling Committee.

Assembly Bill No. 190, entitled "An Act to provide for the Election of a Board of Regents, and to define their Duties."

Substitute read and adopted.

On motion of Mr. Mitchell, the rules were suspended; bill considered engrossed; read a third time, and passed by the following vote:

YEAS—Messrs. Bence, Dana, Folsom, Horton, Huse, Julien, Jones, Kone-man, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Prince, Potter, Roney, Stampley, Swaney, Strother, Walton, and Mr. Speaker—23.

NAYS—Messrs. Grimes, Jacobs, Parmater, and Tennant—4.

Mr. Jones moved that the House reconsider the vote by which they refused to concur in Senate amendments.

Agreed to, and bill recommitted to the Select Committee already appointed, to report in half an hour.

Mr. Speaker :

Your Committee on Engrossment beg leave to report that they have examined the following Assembly Bill, and found the same correctly engrossed, viz: No. 137, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

JOHN S. MAYHUGH,
Chairman.

On motion of Mr. Mayhugh, Senate Bill No. 11 was placed on file.

Assembly Bill No. 137, entitled "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865."

Read third time, and passed by the following vote:

YEAS—Messrs. Bence, Cary, Dana, Folsom, Groves, Horton, Huse, Julien, Jacobs, Koneman, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater,

Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Walton, and Mr. Speaker—25.

YEAS—Messrs. Grimes, Lammon, St. Clair, Tennant, and Welch—5.

Senate Bill No. 201, entitled "An Act to provide for the Liquidation and Payment of certain Claims against the City of Virginia."

Read a third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Dorsey, Dana, Folsom, Grimes, Groves, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parker, Prince, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—29.

NAYS—None.

Assembly Bill No. 161, "An Act in relation to Injunctions within this State."

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Dana, Folsom, Huse, Julien, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Mitchell, Poor, Parker, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—22.

NAYS—Messrs. Horton and Prince—2.

Substitute Assembly Bill No. 30, "An Act to regulate the Location and Abandonment of Mining Claims."

Amendments of Committee adopted.

Rules suspended; bill considered engrossed.

Read third time, and passed by the following vote :

YEAS—Messrs. Bence, Cary, Folsom, Groves, Huse, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Wingate, Walton, Welch, and Mr. Speaker—25.

NAYS—Messrs. Julien, Jacobs, and Tennant—3.

Senate Bill No. 196, "An Act to regulate the Sale of Lands selected by the State of Nevada, in lieu of the sixteenth and thirty-sixth sections."

Laid on the table.

Substitute Senate Bill, No. 155, for Assembly Bill No. 87, "An Act making Appropriations for the Support of the Civil Government of the State of Nevada for the third and fourth fiscal years."

Mr. Julien moved that the bill be committed to a Special Committee of three, consisting of Messrs. Jones, Mayhugh and Tennant.

Mr. Jones, from the Special Committee to whom was recommitted Assembly Substitute for Substitute Senate Bill No. 50, reported the bill back, with the recommendation that the House do not concur in the Senate amendments. The House refused to concur in Senate amendments by the following vote : Yeas, 5 ; Nays, 22.

Assembly Bill No. 191, "An Act to amend an Act to allow any person or persons to divert the Waters of any River or Stream, and run the same through the Lands of others."

Rules suspended; bill considered engrossed; read third time, and lost by the following vote :

YEAS—Messrs. Browne, Groves, Huse, Koneman, Mayhugh, Mitchell, Par-

mater, Potter, Roney, Stampley, Swaney, Strother, Tennant, Walton, and Mr. Speaker—15.

NAYS—Messrs. Bence, Grimes, Julien, Jones, Munckton, Poor, Parker, Prince, St. Clair, and Wingate—10.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker:

Your Special Committee, to whom was referred Substitute Senate Bill No. 51, entitled "An Act regulating the Location and Possession of Mining Claims in this State," have carefully considered the same, and report the same back to the House, and recommend that it be indefinitely postponed.

Substitute Senate Bill No. 51, "An Act to regulate the Recording and Possession of Mining Claims in the State of Nevada."

Indefinitely postponed.

Mr. Swaney reported back Assembly Bill No. 105, relating to the incorporation of Gold Hill, which was, on motion, indefinitely postponed.

Assembly Bill No. 85, "An Act supplemental to and amendatory of an Act entitled 'An Act to provide for the Payment of the Outstanding Indebtedness of Storey County,' approved January 27, 1865," which, on motion, was indefinitely postponed.

Senate Bill No. 11, "An Act to amend an Act entitled 'An Act to provide Revenue for the Support of the State of Nevada, and the Acts amendatory thereof,'" was, on motion, indefinitely postponed.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 7th, 1867. }

To the Honorable the Assembly:

I am directed to transmit for your consideration, Senate Bill No. 221, (Substitute for Assembly Bill No. 158) "An Act to create a State Board of Commissioners for the purpose of ascertaining and reporting the Number of Indigent Insane from other counties in the State which have been taken care of by the County of Storey during the years 1860, 1861, 1862, 1863, 1864, 1865, and 1866, and the expenses incurred and paid by Storey County for such hospital care, the same having passed the Senate this day.

Respectfully,

JNO. R. EARDLEY,
Ass't Secretary Senate.

Senate Bill No. 221, (Substitute for Assembly Bill No. 158) as per Message.

Read first time; rules suspended; read second time by title; rules further suspended; read third time.

Roll called, and on motion of Mr. Mitchell, the announcement of the vote was postponed until 2 o'clock P.M.

On motion of Mr. Cary, at 1 o'clock and 30 minutes P.M. the House took a recess until 2½ o'clock P.M.

AFTERNOON SESSION.

House reassembled at 2 o'clock and 30 minutes P.M.
Speaker in the chair.

Roll called—quorum present.

Resolution by Mr. Tennant :

Resolved, That the Sergeant-at-Arms be, and he is hereby directed to draw his warrant on the Contingent Fund of the Assembly in favor of Wilkie Darling, Assistant Clerk of the Assembly, for the sum of one hundred and twenty dollars.

Adopted.

Speaker *pro tem.* in the chair.

Senate Bill No. 155, Substitute for Assembly Bill No. 87, "An Act making Appropriations for the Support of the Civil Government of the State of Nevada for the third and fourth fiscal years."

Read third time, and passed by the following vote :

YEAS—Messrs. Cary, Dorsey, Grimes, Groves, Horton, Huse, Julien, Jones, Lissak, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parker, Potter, Roney, Swaney, Strother, Wingate, Walton, Welch—22.

NAYS—Messrs. Folsom, Jacobs, Parmater, St. Clair, Stampley, Tennant—6.

Mr. St. Clair, from the Committee on Expenditures, offered the following :

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to issue his warrant on the Assembly Contingent Fund in favor of Gillig, Mott & Co., for the sum of fifty-five dollars, for Lamps, Wicks, and Shades furnished this House during the session.

Adopted.

Resolution by Mr. Mayhugh :

Resolved, That the Sergeant-at-Arms be, and is hereby directed to draw his warrant on the Contingent Fund of the Assembly in favor of Sam'l Hyatt, Copying Clerk of the Assembly, for the sum of one hundred and twenty dollars.

Adopted.

Mr. Potter, by unanimous consent, introduced Assembly Bill No. 194, entitled "An Act for the Relief of A. Whitford."

Read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote :

YEAS—Messrs. Cary, Dorsey, Dana, Grimes, Groves, Horton, Huse, Julien, Jones, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Wingate, Walton, Welch, and Mr. Wheeler—29.

NAYS—0.

RESOLUTIONS.

By Mr. Parmater :

Resolved, That the Sergeant-at-Arms be, and is hereby directed to draw his warrant on the Contingent Fund of the Assembly in favor of T. S. Davenport, Minute Clerk of the Assembly, for the sum of one hundred and twenty dollars.

Adopted.

By Mr. Tennant :

Resolved, That the Engrossing Clerk of this House receive, and the Sergeant-

at-Arms is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of R. L. Thomas, said Engrossing Clerk, for the sum of one hundred dollars.

Adopted.

By Mr. Munckton:

Resolved, That the Sergeant-at-Arms be, and is hereby authorized to issue his warrant on the Contingent Fund of the Assembly, in favor of Thomas E. Haydon, for the sum of twenty-five dollars.

Adopted.

By Mr. Grimes:

Resolved, That the Sergeant-at-Arms of the Assembly be, and he is hereby instructed to draw his warrant on the Contingent Fund of the Assembly, for the sum of one hundred dollars, in favor of W. G. Gates, Copying Clerk, for extra services.

Mr. Mayhugh moved that the resolution be indefinitely postponed.

Agreed to.

Substitute Senate Bill No. 221 to Assembly Bill No. 158, "An Act to create a State Board of Commissioners for the purpose of ascertaining and reporting the Number of Indigent Insane from other Counties in the State which have been taken care of by the County of Storey, during the years 1860, 1, 2, 3, 4, 5, and 6, and the expenses incurred and paid by Storey County for such Hospital care."

A recount was called for.

Roll called, and bill passed, by the following vote:

YEAS—Messrs. Browne, Dorsey, Groves, Horton, Huse, Jones, Jacobs, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Roney, Stampley, Swaney, Strother, Wingate, Walton, Welch, and Mr. Speaker—24.

NAYS—Messrs. Cary, Folsom, Grimes, St. Clair, and Tennant—5.

The Chair appointed Messrs. Jones, Browne, and Bence as a Conference Committee on the Land Bill.

Also, appointed, as a Special Committee to wait on the Governor, Messrs. Stampley, Mayhugh, and Strother.

On motion, at 3 o'clock and 20 minutes P.M. the House took a recess until 4 o'clock and 15 minutes P.M.

House called to order at 4 o'clock and 15 minutes P.M.

Roll called.

No quorum present.

On motion of Mr. Munckton, at 4 o'clock 17 minutes the House took a recess until 7 o'clock P.M.

House reassembled at 7 o'clock P.M.

Mr. Speaker in the chair.

Roll called—quorum present.

On motion of Mr. Mayhugh, Assembly Bill No. 138 was taken up, entitled

"An Act to provide for Payment of Salaries of State Officers and Judges, in conformity with the requirements of section 9 of Article 15 of the Constitution of the State of Nevada."

Read third time.

The previous question was called for and sustained.

Roll called, and bill lost by the following vote :

YEAS—Messrs. Browne, Caldwell, Dorsey, Jones, Mayhugh, Poor, Parker, Prince, Roney, Swaney, and Mr. Speaker—11.

NAYS—Messrs. Bence, Cary, Dana, Folsom, Grimes, Horton, Huse, Julien, Jacobs, Koneman, Lammon, Mallory, Munckton, Mitchell, Potter, St. Clair, Stampley, Strother, Tennant, Walton, Welch, and Wheeler—22.

SENATE MESSAGE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 7th, 1867. }

To the Hon. the Assembly :

I am instructed to transmit to you Senate Bill No. 260, "An Act authorizing the State Board of Examiners to audit and allow Claims against the Legislative Fund of the First Biennial Session of the Legislature, to be paid out of the General Fund," which passed the Senate this day.

Also, Senate Bill No. 261, "An Act to regulate the Presentation and Auditing of Demands against Counties," which passed the Senate this day.

I am also directed to inform your honorable body that the Senate have appointed Messrs. Haines, Proctor, and Welty, as a Committee of Conference in relation to Senate amendments to Assembly Substitute to Senate Bill No. 50.

Also, to return to you Assembly Bill No. 194, "An Act for the Relief of A. Whitford," which passed the Senate this day.

Also, Assembly Bill No. 77, "An Act providing for the Payment of certain Indebtedness due George F. Jones & Co., from the City of Virginia," which passed the Senate yesterday, amended as follows :

Insert at the end of section 1, "and to pay to all other holders of any and all warrants, orders, or other evidences of indebtedness, for cash loaned the City of Virginia, the full amount due thereon, both principal and interest, at the time of such payment, and pay the same in the order of the issuance thereof," amend the bill by striking out the words "George F. Jones and Co.," and inserting the words "certain parties."

Respectfully,

B. C. BROWN,
Secretary of Senate.

Senate Bill No. 261 (as per Message).

Rules suspended ; bill read first and second times by title ; rules further suspended ; read third time, and passed by the following vote :

YEAS—Messrs. Browne, Bence, Cary, Dorsey, Dana, Grimes, Horton, Huse, Jones, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Potter, Roney, Stampley, Strother, Tennant, Walton, Welch, and Mr. Speaker—25.

NAYS—Messrs. Caldwell, Julien, Jacobs, Prince, and St. Clair—5.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, March 7th, 1867. }

To the Hon. the Assembly:

I am directed to transmit for your consideration Senate Concurrent Resolution No. 263, suspending Joint Rule No. 15, the same having passed the Senate.

Respectfully,

JOHN R. EARDLEY,
 Assistant Secretary.

Senate Concurrent Resolution No. 263.

Read and adopted unanimously.

Senate Bill No. 261 (as per Message).

Read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Dana, Grimes, Horton, Huse, Julien, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Walton, Welch, and Mr. Wheeler—29.

NAYS—None.

RESOLUTION.

By Mr. Tennant:

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant on the Contingent Fund of the Assembly in favor of W. G. Gates, for the sum of one hundred dollars.

Adopted.

Mr. Julien (by leave) introduced Assembly Bill No. 196, entitled "An Act to transfer Moneys from the Legislative Fund to the Contingent Fund of the Assembly."

Read first time; rules suspended; read second time by title; rules further suspended; read third time, and passed by the following vote:

YEAS—Messrs. Browne, Bence, Cary, Caldwell, Dana, Folsom, Grimes, Horton, Huse, Julien, Jones, Jacobs, Koneman, Mallory, Munckton, Mitchell, Parker, Parmater, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Tennant, Walton, Welch, and Mr. Speaker—30.

NAYS—0.

Assembly Bill No. 77, (as per Message) amendments of Senate concurred in by the following vote:

YEAS—Messrs. Bence, Cary, Caldwell, Dorsey, Dana, Folsom, Grimes, Huse, Jones, Jacobs, Koneman, Lammon, Mallory, Mayhugh, Munckton, Mitchell, Poor, Parmater, Parker, Prince, Potter, Roney, St. Clair, Stampley, Swaney, Strother, Walton, Welch, Wheeler, and Mr. Speaker—30.

NAYS—0.

Title amended by striking out "George F. Jones & Co.," and inserting "certain parties."

Mr. Speaker :

Your Committee on Enrollment beg leave to report that they have carefully compared the following Assembly Bills with the engrossed copies as passed by the two Houses, and found the same correctly enrolled, and have this day presented the same to the Governor for his approval, viz :

No. 146, "An Act to amend section 58 of an Act to provide Revenue for the Support of the Government of the State of Nevada."

Also, No. 145, "An Act for the Relief of William M. Gillespie, late City Clerk of Virginia City."

Also, No. 168, "An Act to amend an Act entitled "An Act to amend section 1 of an Act to amend an Act passed by the Legislative Assembly of the Territory of Nevada, entitled 'An Act to provide for the Appointment of Notaries, and defining their Duties,' approved February 9th, 1864, approved March 20th, 1865, approved February 9th, 1866."

Also, No. 185, "An Act to authorize the Board of County Commissioners of Lander County to audit certain Claims."

No. 194, "An Act for the Relief of A. Whitford."

No. 77, "An Act providing for the Indebtedness due certain Parties of Virginia."

D. A. HORTON,
Chairman,

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 7th, 1867. }

To the Hon. the Assembly :

I am instructed to transmit herewith for the consideration of your honorable body, Senate Bill No. 259, "An Act to amend an Act entitled 'An Act to prevent Gaming,' approved February 23d, 1865," the same having passed the Senate this day.

Respectfully,

JOHN R. EARDLEY,
Assistant Secretary.

Senate Bill No. 259 (as per Message).

Rules suspended; read first and second times by title; rules further suspended; read third time, and lost by the following vote :

YEAS—Messrs. Bence, Caldwell, Dorsey, Folsom, Horton, Huse, Jones, Lammon, Mitchell, Parker, Prince, Potter, Strother, Welch, Wheeler, and Mr. Speaker—16.

NAYS—Messrs. Browne, Cary, Dana, Grimes, Groves, Julien, Jacobs, Kone-man, Mallory, Mayhugh, Parmater, Roney, St. Clair, Stampley, and Walton—15.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
Carson City, March 7, 1867. }

To the Honorable the Assembly :

I am instructed to transmit to your hon. body Senate Concurrent Resolution

No. 248, relating to adjournment *sine die* of the Legislature, which passed the Senate this day.

Also, Senate Bill No. 247, "An Act to prevent the exercise of Improper Influence *pending the Act* of the Legislature," which passed the Senate this day.

Also, to return Substitute Assembly Bill No. 147, "An Act in relation to the Fees of Jurors, and to repeal an Act entitled 'An Act concerning the Compensation of Jurors in the District Courts of this State,'" which was this day indefinitely postponed.

Also, Assembly Bill No. 171, "An Act to amend an Act entitled 'An Act to create a Board of County Commissioners in the several counties of this State, and to define their Powers and Duties,' approved March 8, 1865," the same having failed to pass the Senate.

Also, Assembly Concurrent Resolution No. 56, relating to Joint Committee to wait upon the Governor, which passed the Senate this day; and that Messrs. Eastman and Terry were appointed as such Committee on the part of the Senate.

Also, Assembly Memorial and Concurrent Resolution No. 51, in reference to the Indian Reservation on the Truckee River, which passed the Senate this day.

Respectfully,

B. C. BROWN,
Secretary of the Senate.

Senate Bill No. 247 (as per Message).

Rules suspended; read first and second times by title, and on motion of Mr. Julien was indefinitely postponed.

Senate Concurrent Resolution No. 248 (as per Message) was, on motion, indefinitely postponed.

RESOLUTIONS.

By Mr. Julien :

Resolved, That the Sergeant-at-Arms be, and he is hereby authorized to draw his warrant for the sum of fifty dollars in favor of John C. James, for services in assisting the Special Committee on the Revenue Act, the same to be paid out of the Contingent Fund of the Assembly.

Adopted.

By Mr. Mitchell :

Resolved, That the Sergeant-at-Arms of the Assembly is hereby authorized and required to draw his warrant on the Contingent Fund of the Assembly in favor of William Woodhurst, for the sum of eighty dollars.

Indefinitely postponed.

Mr. Speaker :

Your Committee of Conference, to whom was referred Assembly Substitute to Assembly [Senate] Substitute No. 50, relating to Public Lands, have met a like Committee from the Senate, and have agreed to recommend that the Senate do recede from their amendments.

W. T. JONES,
Chairman.

MESSAGE FROM THE SENATE.

STATE OF NEVADA, SENATE CHAMBER, }
 Carson City, March 7, 1867. }

To the Honorable the Assembly :

I am directed to transmit for the consideration of your honorable body, Senate Bill 258, (Substitute for Assembly Bill No. 137) "An Act to provide Revenue for the Support of the Government of the State of Nevada," the same having passed the Senate.

Respectfully,

JOHN R. EARDLEY,
 Assistant Secretary.

Senate Bill No. 258 (Substitute for Assembly Bill No. 137, as per Message).

Rules suspended; read first and second times by title.

Dr. Dorsey moved that the bill be indefinitely postponed.

Lost.

House considered itself in Committee of the Whole, for the consideration of the bill.

Mr. Tennant in the chair.

In time the Committee rose, and reported that they had had the same under consideration, had made some amendments thereto, and recommend its passage as amended.

Report received, and Committee discharged.

Rules further suspended; bill read third time.

Roll called, pending the announcement of the vote.

On motion of Mr. Koneman, a call of the House was ordered.

Roll called.

Absent—Messrs. Lissak, Mayhugh, Stampely, Swaney, Strother, and Mr. Speaker.

Mr. Speaker and Mr. Swaney appearing at the bar of the House, were excused.

On motion of Mr. St. Clair, the further call was dispensed with.

Mr. St. Clair moved that the bill be indefinitely postponed.

Lost, and on motion recommitted to a Special Committee of one, with instructions to strike out the words "section ninety-nine of the said Act," and insert the following words: "Section two. An Act amendatory of an Act entitled 'An Act to amend an Act to provide Revenue for the Support of the Government of the State of Nevada,' approved March 9th, 1865," who reported the bill back amended as per instructions.

Report received, and Committee discharged.

Roll called, and bill lost by the following vote :

YEAS—Messrs. Cary, Folsom, Julien, Koneman, Munckton, Roney, Walton, Welch, and Mr. Speaker—9.

NAYS—Messrs. Browne, Bence, Caldwell, Dorsey, Grimes, Groves, Huse, Jones, Jacobs, Lammon, Mallory, Parmater, Parker, Prince, Potter, St. Clair, Swaney, Tennant, and Mr. Wheeler—19.

Mr. Julien introduced, by leave, Assembly Concurrent Resolution No. —, relating to Congress.

Read and passed.

Yeas, 24; Nays, 3.

RESOLUTION.

By Mr. Horton :

Resolved, That the Sergeant-at-Arms be, and is hereby authorized to draw his warrant for sixty dollars in favor of R. P. Dayton, for extra work as Copying Clerk.

Adopted.

Senate Bill No. —, relating to Civil Appropriations for the State of Nevada. The House receded from their amendments.

On motion, at 5 minutes to 10 o'clock P.M. the House took a recess, subject to the call of the Speaker.

House called to order at 11 o'clock P.M.

Mr. Speaker :

Your Select Committee appointed, in connection with a like Committee on the part of the Senate, to visit his Excellency the Governor, and to ascertain if he had any communication to make to the present Senate and Assembly, beg leave to report that they have performed the duty assigned them, and were requested by his Excellency the Governor to report to this honorable body that he had no further communication to make.

JOHN S. MAYHUGH,

Chairman of Select Committee on the part of the House.

Mr. Bence moved that the vote by which Senate Bill No. 258, Substitute for Assembly Bill No. 137, was lost, be reconsidered.

Agreed to, and vote reconsidered.

Mr. Bence moved to reconsider the vote by which the amendments to the bill were adopted.

Mr. Dorsey moved to indefinitely postpone the whole subject matter.

Lost, and original motion carried.

On motion, a call of the House was ordered.

Roll called.

Absent—Messrs. Dana, Huse, Lissak, Prince, Potter, St. Clair, Stampley, Strother, Wingate, and Mr. Speaker.

Mr. Speaker, Mr. Huse, and Mr. Potter appearing at the bar of the House, were excused.

On motion of Mr. Mayhugh, the further call of the House was dispensed with.

Roll called, and the bill lost by the following vote :

YEAS—Messrs. Bence, Cary, Caldwell, Folsom, Julien, Jones, Mallory, Mayhugh, Mitchell, Munckton, Poor, Parker, Roney, Strother, Walton, and Mr. Welch—16.

NAYS—Messrs. Browne, Dorsey, Grimes, Groves, Huse, Jacobs, Koneman, Lammon, Parmater, Potter, St. Clair, Stampley, Swaney, Tennant, and Mr. Wheeler—15.

RESOLUTIONS.

By Mr. Mayhugh :

Resolved, That the thanks of this Assembly are hereby tendered to the Honorable R. D. Ferguson, Speaker of Assembly of the State of Nevada, for his efficient, honest, and impartial conduct as presiding officer of the same.

Adopted unanimously.

Resolved, That the thanks of the Assembly be, and they are hereby tendered to the Honorable Speaker *pro. tem.* for the able manner in which he has discharged his duties.

Unanimously adopted.

Resolved, That the thanks of this House be, and they are hereby tendered to the Chief Clerk, Sergeant-at-Arms, Assistant Clerk, Official Reporter, Assistant Sergeant-at-Arms, and all other Clerks and *attachés* for their strict attention to the various duties imposed upon them, and for the able manner in which such duties have been performed by them.

Unanimously adopted.

On motion, Mr. St. Clair was appointed a Committee of one, with instructions to regulate the time of the Assembly Chamber to correspond with that of the Senate, who reported that he had performed that duty as per instructions.

RESOLUTION.

By Mr. Mayhugh :

Resolved, That the Speaker and Chief Clerk of the Assembly be, and they are hereby authorized to approve the Minutes of this day, after the final adjournment of this House.

Unanimously adopted.

At 12 o'clock, midnight, Speaker Ferguson rose, and addressed the House as follows :

GENTLEMEN OF THE ASSEMBLY—Time and the Constitution have brought our labors to a close. We are about to separate. Faithfully and promptly have we complied with the pledge given to those who sent us here, by the adoption of the Constitutional Amendment.

Cheerfully acquiescing in the public will by its prompt enactment, the law-making power of the nation, whatever new mode of reconstruction they may mark out, will at least have this assurance of the confidence of the people of Nevada in their judgment to determine for the public good. We have given that assurance, and, by the solemn sanction of that act, have indicated our future course.

It is true that we have not agreed on all other questions, but the little bickerings and asperities which have on one or two occasions manifested themselves, evidently growing from honest intent and fervent zeal to secure the success or defeat of measures which your judgments beheld from different standpoints, will, I trust, pass with this separation to that blank in memory's waste where forgetfulness should consign them—or to the deep buried tomb of eternal resting, from which your forgiving natures will exact no resurrection.

And now, gentlemen, in this parting moment, let me say that the uniform courtesy extended me by every member within this bar, the cordial manner with

which we have at all times met, your friendly interchange of civilities on all occasions, has impressed me with the highest feelings of regard, and wedded me in affection and respect to those over whom I have been called to preside; and I have often felt that when we should have separated to our distant homes—with deep valleys and long ranges of mountains intervening—that in my hours of respite from the dull care or busy commotion of labor, I could turn to this spot, to this hall, where memory refreshed would bring to me a green oasis in the recollection of your courtesy and your kindness here.

This, gentlemen, is no idle saying on my part. I assure you with all the depth of feeling which language can assure, that whatever circumstances may await me—whether in distant lands or upon the ocean's main—whether destined to sink into the shades of private life, or to mingle in public conflicts—wherever I may be, or in whatever circumstances I may be placed, the recollection of your friendship shall be cherished as long as life endures. I assure you, gentlemen, it can never pass from my recollection—never.

I now declare this body adjourned *sine die*.

Approved,

R. D. FERGUSON,
Speaker.

Attest—A. WHITFORD,
Clerk.

I N D E X.

GENERAL INDEX.

A

- AGRICULTURE. Committee appointed on, 17.
Report of, 17, 237.
ALLEN, U. E. Claim of, 23.

B

- BENCE, H. H. Answered to name, 5.
Motions by, 14, 46, 63, 67, 71, 79, 91, 124, 159, 170, 175, 204, 212, 224, 259, 275,
276, 294, 308, 326, 333, 338, 355, 359.
Resolutions by, 110.
Appointed on Committees, 13, 17, 18, 134, 167, 214, 252.
Reports by, 17, 66, 77, 82, 90, 104, 148, 190, 219, 222, 223, 232, 260, 331.
Notice of bills, 16, 111.
Introduction of bills, 28, 52, 131, 190, 205, 218.
BRILL, A. D. Elected Enrolling Clerk, 9.
BROWNE, T. N. Answered to name, 5.
Motions by, 34, 158, 175, 225, 268, 308, 309, 311, 312, 314, 319, 321, 326, 335.
Resolutions by, 18, 34, 190, 228.
Appointed on Committees, 17, 18, 203, 252, 305.
Reports by, 43, 48, 115, 129, 148, 164, 177, 194, 197, 206, 239, 240, 260, 262, 283.
Notice of bills, 16, 24, 28, 41, 44, 46, 122, 149.
Introduction of bills, 45, 49, 156, 203, 225, 314.
BURNES, THOMAS. Appointed Messenger, 12, 302.
BARTLETT, B. F. Appointed Page, 12, 302.

C

- CARY, W. M. Answered to name, 5.
Motions by, 154, 271, 336.
Resolutions by, 166.
Appointed on Committees, 17, 42, 126, 134, 167, 203, 214, 305.
Reports by, 197, 215, 222, 223, 248, 342, 343.
Notice of bills, 24, 55.
Introduction of bills, 145, 172, 190.
CALDWELL, W. Answered to name, 5.
Motions by, 225.
Resolutions by, 43, 70.
Appointed on Committees, 17, 203, 214.
Reports by, 90, 105, 149, 189, 211, 215, 222, 223, 247, 248.

- Notice of bills, 149.
 Introduction of bills, 232.
- COOLIDGE, J. P. Elected Assistant Clerk, 9.
- COMMUNICATIONS. From the Governor, 17, 333, 349.
 The Secretary of State, 20, 23, 208, 228, 315.
 H. S. Sargent, 152.
 Robert M. Clarke, 306, 343.
 A. H. Lissak, 322.
 J. L. Swaney, 332.
- CONTINGENT EXPENSES AND ACCOUNTS. Committee appointed on, 17.
 Reports of, 183, 227, 240, 261, 278, 351, 355.
- CORPORATIONS. Committee appointed on, 17.
 Reports of, 105, 161, 189.
- COUNTIES AND COUNTY BOUNDARIES. Committee appointed on, 17.
 Reports of, 126, 129, 135, 155, 217.
- CLAIMS. Committee appointed on, 17.
 Reports of, 26, 120, 161, 188, 194, 237, 240, 247, 260.
- CRADLEBAUGH, JOHN. Claim of, 23.
- CULLEN, ROBERT. Answered to name, 5.
 Motions by, 118, 147.
 Resolutions by, 26, 51.
 Appointed on Committee, 17, 144.
 Notice of bills, 18, 140.
 Introduction of bills, 52, 145.

D

- DANA, GEORGE H. Answered to name, 5.
 Resolutions by, 19, 20, 249.
 Appointed on Committees, 17, 134, 305, 341.
 Reports by, 87, 98, 104, 114, 178, 197, 208, 211, 228, 278, 348.
 Notice of bills, 41, 55, 72, 83.
 Introduction of bills, 72, 111, 122, 211, 305.
- DARLING, WILKIE. Elected Assistant Clerk, 10.
 Declared Assistant Clerk, 300.
- DAVENPORT, T. S. Elected Minute Clerk, 9.
 Declared Minute Clerk, 300.
- DAYTON, R. P. Appointed Copying Clerk, 25.
 Declared Journal Clerk, 300.
- DE LONG, CHARLES E. Nominated for U. S. Senator, 33.
- DORSEY, J. M. Answered to name, 5.
 Motions by, 67, 68, 78, 91, 95, 96, 113, 142, 153, 155, 158, 173, 175, 224, 235, 259,
 270, 293, 294, 326, 330.
 Resolutions by, 40, 134, 220, 264.
 Appointed on Committees, 17, 42, 87, 134.
 Reports by, 48, 66, 90, 92, 96, 101, 102, 104, 109, 114, 121, 126, 145, 156, 160, 161,
 165, 178, 198, 227, 240, 242, 262.
 Notice of bills, 19, 28, 44.
 Introduction of bills, 28, 29, 49, 73, 106, 217, 274.

E

- EBASETA, JOHN D. Appointed Porter, 12, 302.
- EDUCATION. Committee appointed on, 17.
 Reports of, 206, 211, 237, 283.
- ELECTION. Committee appointed on, 17.
 Reports of, 54, 120, 161, 177, 310.
- ENGROSSMENT. Committee appointed on, 17.
 Reports of, 52, 54, 60, 66, 77, 82, 87, 98, 103, 114, 120, 126, 130, 135, 145, 146, 173,
 179, 182, 197, 208, 221, 233, 244, 247, 251, 266, 267, 281, 284, 325, 360.
- ENROLLMENT. Committee appointed on, 17.
 Reports of, 31, 46, 49, 56, 60, 69, 77, 93, 103, 109, 130, 135, 170, 183, 191, 212, 218,
 227, 241, 266, 272, 283, 291, 338, 342, 354, 362, 364.

F

- FEDERAL RELATIONS. Committee appointed on, 16.
 Reports of, 16, 21, 40, 43, 54, 81, 125, 188, 195, 216, 248, 251, 358.
- FERGUSON, R. D. Answered to name, 5.
 Elected Speaker, 6.
 Declared Speaker, 300.
 Motions by, 6, 352.
 Resolutions by, 202.
 Reports by, 352, 360.
 Address by, 295.
- FITCH, THOMAS. Nominated for United States Senator, 33.
- FOLSOM, G. N. Answered to name, 5.
 Motions by, 218, 341.
 Appointed on Committees, 17, 305.
 Introduction of bills, 203.

G

- GATES, W. G. Elected Journal Clerk, 10.
 Appointed Copying Clerk, 302.
- GORIN, H. M. Appointed Page, 302.
- GRIMES, W. C. Answered to name, 5.
 Motions by, 124, 325, 329, 350, 359.
 Resolutions by, 288.
 Appointed on Committees, 17, 126, 203, 305.
 Reports by, 197, 207, 217, 338, 354, 362, 364.
 Notice of bills, 32, 67, 149.
 Introduced bills, 73, 117, 138, 191.
- GROVES, J. M. Answered to name, 5.
 Motions by, 68.
 Appointed on Committees, 17, 126, 203, 214, 253.
 Reports by, 66, 69, 115, 121, 126, 129, 135, 155, 217, 222, 223, 260, 308.
 Introduced petition, 65.

H

- HORTON, D. A. Answered to name, 5.
 Motions by, 87, 96, 153, 309, 314, 324.
 Resolutions by, 202, 229, 294, 318, 321.
 Appointed on Committees, 16, 17, 87, 126, 203.
 Reports by, 21, 31, 46, 49, 56, 60, 69, 77, 93, 101, 103, 109, 130, 135, 171, 183, 191,
 207, 212, 227, 241, 251, 267, 272, 284, 291.
 Notice of bills, 27, 52, 122.
 Introduction of bills, 217.
- HUSE, S. E. Answered to name, 5.
 Motions by, 138, 152, 193, 206, 212, 225, 231, 235, 246, 254, 273, 279, 312, 318,
 322, 341, 350, 359.
 Resolutions by, 166.
 Appointed on Committees, 13, 17, 42, 303, 305, 338.
 Reports by, 127, 216, 262, 269, 278, 343, 348.
 Notice of bills, 15, 18, 55.
 Introduction of bills, 28, 29, 68, 156.
 Charges preferred by, against A. H. Lissak, 312.
- HYATT, SAMUEL. Appointed Copying Clerk, 11, 302.

I

- INAUGURATION. Report of Joint Committee on, 14.
- INTERNAL IMPROVEMENTS. Committee appointed on, 17.
 Reports on, 76, 139, 143, 146, 170, 193, 215, 247, 249.
- INVESTIGATION. Report of Committee on, 342.
- ISAACS, JOHN F. Elected Assistant Sergeant-at-Arms, 301.

J

JACOBS, J. R. Answered to name, 5.

Resolutions by, 279.

Appointed on Committees, 17, 158.

Reports by, 77, 178, 190, 237.

Notice of bills, 19.

JONES, W. T. Answered to name, 5.

Motions by, 13, 16, 18, 61, 62, 67, 68, 94, 95, 101, 119, 124, 125, 141, 154, 155, 159, 175, 181, 212, 221, 225, 252, 259, 261, 267, 270, 271, 284, 313, 314, 319, 323, 329, 330, 331, 339, 350, 355, 361, 362, 363.

Resolutions by, 40, 49, 56, 178, 184, 303, 311, 326, 354.

Appointed on Committees, 17, 158, 167, 254, 305, 336, 338, 348, 363.

Reports by, 54, 69, 105, 115, 122, 188, 195, 197, 207, 211, 283, 285, 292, 338, 348.

Notice of bills, 38, 41, 52, 111, 116.

Introduction of bills, 44, 117, 122, 141, 157, 172, 241, 276, 318, 336, 355.

Protest by, 264.

Remonstrance by, 65, 69, 75.

JUDICIARY. Committee appointed on, 17.

Reports of, 43, 48, 51, 54, 59, 65, 77, 82, 86, 92, 104, 114, 129, 148, 177, 206, 237, 262.

JULIEN, T. V. Answered to name, 5.

Elected Speaker *pro tem.*, 8.

Declared Speaker *pro tem.*, 300.

Motions by, 13, 16, 20, 29, 37, 42, 46, 48, 50, 51, 52, 53, 67, 70, 73, 74, 75, 78, 80, 83, 84, 91, 94, 95, 97, 101, 107, 118, 119, 124, 129, 130, 136, 138, 143, 144, 153, 154, 155, 160, 169, 172, 173, 174, 175, 179, 184, 186, 187, 191, 210, 214, 217, 218, 221, 223, 224, 225, 231, 235, 246, 252, 267, 268, 273, 275, 276, 285, 292, 305, 307, 309, 312, 313, 315, 322, 323, 324, 325, 333, 352, 364.

Resolutions by, 13, 15, 18, 23, 66, 134, 137, 141, 292, 294, 301, 302, 303, 327, 330.

Appointed on Committees, 17, 83, 126, 144, 224, 253, 254, 303, 310, 363.

Reports by, 18, 26, 52, 54, 60, 66, 77, 82, 87, 98, 103, 114, 120, 145, 173, 179, 183, 207, 215, 219, 221, 233, 245, 247, 251, 260, 262, 263, 281, 283, 310, 316, 325, 360.

Introduced bills, 52, 55, 73, 138, 218, 290, 307, 339, 360.

Protest by, 264.

JOINT CONVENTION, 14, 35, 38.

K

KONEMAN, A. Answered to name, 5.

Motions by, 53, 94, 133, 134, 142, 154, 172, 178, 213, 234, 235, 243, 244, 259, 275, 293, 309, 341, 353, 359, 362.

Resolutions by, 277.

Appointed on Committees, 17, 42, 203, 305.

Reports by, 66, 90, 135, 163, 189, 215, 237, 248, 343.

Notice of bills, 24, 137, 203.

Introduced bills, 122, 130, 141, 157, 179, 205, 211, 267, 276.

L

LAMMON, G. I. Answered to name, 5.

Motions by, 75, 124, 204, 314.

Resolutions by, 78, 208.

Appointed on Committees, 17, 126.

Reports by, 26, 121, 161, 188, 195, 207, 227, 237, 247, 261.

Notice of bills, 19, 24.

Introduced bills, 130.

LIBRARY, STATE. Committee appointed on, 17.

LISSAK, A. H. Resolutions by, 317.

Appointed on Committees, 17, 18.

Reports by, 31, 43.

Notice of bills, 19, 27, 88.

Question of privilege, 47.

Charges preferred against, 312.

Communication from, 322.

M

MALLORY, E. Answered to name, 5.

Motions by, 155, 315, 332.

Resolutions by, 70, 309.

Appointed on Committees, 17, 144, 253.

Reports by, 262.

MAYHUGH, JOHN S. Answered to name, 5.

Motions by, 12, 20, 25, 28, 35, 43, 44, 45, 46, 48, 52, 53, 58, 61, 62, 68, 75, 78, 84, 86, 91, 92, 94, 95, 96, 97, 99, 100, 101, 106, 107, 108, 111, 120, 123, 124, 125, 126, 129, 130, 133, 145, 146, 147, 149, 151, 152, 154, 155, 168, 169, 170, 179, 182, 187, 191, 193, 197, 206, 210, 217, 218, 223, 224, 225, 226, 231, 239, 246, 250, 252, 258, 284, 288, 294, 301, 305, 317, 318, 319, 325, 327, 332, 333, 339, 341, 348, 349, 351, 353, 355, 357, 363.

Resolutions by, 11, 15, 18, 20, 23, 29, 30, 31, 33, 34, 42, 43, 44, 51, 55, 56, 62, 67, 70, 93, 176, 205, 208, 219, 249, 258, 261, 279, 282, 287, 295, 301, 302, 303, 337, 355.

Appointed on Committees, 17, 42, 126, 214, 254, 288, 302.

Reports by, 25, 77, 103, 109, 110, 115, 164, 168, 172, 202, 207, 215, 222, 223, 263, 266, 268, 278, 284, 294, 303, 340.

Notice of bills, 13, 19, 24, 27, 32, 41, 55, 166.

Introduced bills, 16, 61, 79, 99, 106, 184, 217, 232.

MITCHELL, M. N. Motions by, 68, 79, 131, 133, 244, 277, 284, 286, 309, 320.

Resolutions by, 13, 26, 40, 137, 149, 228, 283, 292, 308, 314, 343.

Appointed on Committees, 12, 16, 17, 42, 68, 131, 203, 252, 259.

Reports by, 21, 68, 126, 206, 237, 251, 260, 278, 283, 343, 358.

Notice of bills, 24, 41.

Introduced bills, 28, 53, 122, 130, 172, 205, 226, 233.

MILITARY AND INDIAN AFFAIRS. Committee appointed on, 17.

Reports of, 54, 188, 195, 206.

MILEAGE. Committee appointed on, 17.

Reports of, 21, 307.

MINES AND MINING INTERESTS. Committee appointed on, 17.

Reports of, 25, 77, 103, 108, 109, 197.

MUNCKTON, GEORGE. Motions by, 14, 24, 28, 53, 59, 61, 63, 72, 78, 81, 95, 97, 99, 101, 102, 131, 139, 141, 142, 151, 167, 168, 192, 202, 204, 212, 225, 233, 243, 244, 246, 248, 250, 259, 260, 269, 276, 283, 288, 302, 313, 314, 315, 318, 320, 321, 325, 326, 330, 335, 336, 351, 359, 362, 363.

Resolutions by, 11, 13, 23, 53, 56, 62, 93, 94, 116, 184, 205, 214, 228, 268, 288, 300, 304, 322.

Appointed on Committees, 12, 17, 267, 305, 336, 361.

Reports by, 13, 26, 76, 139, 143, 146, 170, 198, 247, 250, 275, 279, 338.

Notice of bills, 15, 16, 24, 47, 49, 143, 148.

Introduced bills, 29, 52, 111, 138.

MESSAGES. From the Governor, 70, 85, 87, 93, 96, 99, 105, 115, 136, 140, 156, 184, 249, 263, 304, 313, 316, 319, 333, 356, 360.

From the Senate, 11, 12, 24, 27, 29, 34, 35, 37, 38, 44, 45, 51, 57, 60, 64, 71, 73, 82, 110, 111, 116, 127, 128, 137, 144, 150, 153, 154, 158, 171, 174, 187, 192, 202, 209, 210, 220, 250, 254, 258, 264, 265, 270, 276, 280, 286, 289, 291, 293, 303, 323, 329, 332, 333, 335, 336, 339, 340, 341, 348, 350, 356, 357, 359, 361, 363.

MARKLEY, W. F. Appointed Page, 12.

N

NOTEWARE, C. N. Communications from, 20, 23, 208, 228, 315.

Called Assembly to order, 299.

NYE, JAMES W. Nominated for U. S. Senator, 33.

Elected U. S. Senator, 39.

P

PARMATER, P. J. Answered to name, 5.

Motions by, 147, 186, 192, 254, 261, 270, 271, 276, 277, 317.

Resolutions by, 287.

- Appointed on Committees, 13, 17, 203.
 Reports by, 23, 197, 215, 308.
 Notice of bills, 55, 88.
 Introduced bills, 99, 122.
- PARKER, THOMAS.** Appointed on Committees, 13, 18, 83, 144.
 Reports by, 54, 120, 161, 163, 177, 215, 237, 247.
 Notice of bills, 24, 147.
 Introduced bills, 83, 152, 211.
- PETITIONS AND REMONSTRANCES.** From Nye County, 65, 69, 75.
 From Storey County, 226.
- PLATER, JOHN E.** Claim of, 23.
- POOR, B. V.** Answered to name, 5.
 Motions by, 124, 131, 225, 269.
 Appointed on Committees, 16, 17, 79, 144.
 Reports by, 21, 115, 164, 215, 251, 262, 358.
- POTTER, A. K.** Answered to name, 5.
 Motions by, 118, 224, 231, 235, 259, 315, 336, 337, 349.
 Appointed on Committees, 13, 16, 17, 87, 214, 338.
 Reports by, 21, 101, 127, 197, 216, 222, 223, 251, 358.
 Notice of bills, 28.
 Introduced bills, 55, 287.
- PRINCE, THOMAS.** Motions by, 154, 187, 279.
 Appointed on Committees, 17, 18, 42, 87, 126, 253.
 Reports by, 66, 90, 163, 190, 202, 207, 227, 269, 343.
 Introduced bill, 211.
- PROCLAMATION OF THE GOVERNOR,** 299.
- PUBLIC MORALS.** Committee appointed on, 17.
 Report of, 242.
- PUBLIC PRINTING.** Committee appointed on, 17.
 Reports of, 26, 31, 49, 65, 148.
- PUBLIC LANDS.** Committee appointed on, 18.
 Reports of, 77, 103, 139, 219, 232, 331.

R

- RONEY, J. F.** Motions by, 180, 231, 350.
 Resolutions by, 140.
 Appointed on Committees, 17, 106, 126, 214.
 Reports by, 140, 163, 189, 190, 222, 237, 247, 352.
 Notice of bills, 41.
 Introduced bills, 61, 106.
- ROSS, GEORGE.** Appointed Paper-folder, 25.
- RULES.** Report of Committee on, 17.
 Report of Committee on Joint, 18.
- RESOLUTIONS.** Relative to organization, 11.
 Relative to Committee to inform the Governor of organization, 12, 302.
 Relative to rules, 13, 302.
 Relative to stationery, 13.
 Relative to Official Reporter, 13, 55, 302, 318.
 Relative to newspapers, 13, 335.
 Relative to offices for Clerks, 15, 23.
 Relative to unfinished business of last Session, 15.
 Relative to electing U. S. Senator, 18.
 Relative to clock for use of Assembly, 18.
 Relative to printing lists of Committees, 18.
 Relative to printing Governor's Message, 20.
 Relative to referring Governor's Message to Committees, 20.
 Relative to Committee Clerks, 23, 34, 51, 70, 78, 216, 229, 315.
 Relative to appointment of Paper-folder, 23.
 Relative to Members' mileage, 26, 303, 308.
 Relative to stamped envelopes for Members, 26.
 Relative to fender between stove and bar of the House, 27.
 Relative to admitting persons within the bar, 31.
 Relative to sixty dollars for stationery, etc., 31, 70, 143.
 Relative to voting for U. S. Senator, 33.
 Relative to placing American Flag over Capitol, 34.

- Relative to adjournment, 40.
- Relative to charges made against Members of the Assembly, 40.
- Relative to reorganizing Committee of Ways and Means, 40.
- Relative to egress and ingress through the bar of the House at certain times, 42.
- Relative to appointing a Committee on Frauds, 43, 308.
- Relative to relief of R. C. Gridley, 51, 66.
- Relative to mileage of J. R. Williamson, 51.
- Relative to order of business, 53, 67, 116, 122.
- Relative to first reading of bills, 56.
- Relative to Committee on State Prison, 56.
- Relative to appointing a Special Committee of Three, 62.
- Relative to action on bills, 62.
- Relative to lamps, 67.
- Relative to excusing Mr. Dorsey from serving on Committee of Investigation, 70.
- Relative to furnishing Clerks with newspapers and postage, 70.
- Relative to Assembly Bill No. 24, 70.
- Relative to Assembly Bill No. 13, 76.
- Relative to toll roads, 93.
- Relative to claims of W. E. Allen and Jno. E. Plater, 104.
- Relative to settlement of Auditor and Treasurer of Humboldt County with the State Treasurer, 110.
- Relative to examining books of mining companies in Storey County, 134.
- Relative to birthday of Abraham Lincoln, 134.
- Relative to Senate Message, 137.
- Relative to printing Practice Act, 141.
- Relative to Virginia City Funding Bill, 149.
- Relative to Assembly Bill No. 105, 156.
- Relative to Assembly Bill No. 39, 166.
- Relative to appointing Special Committee to examine books, etc., of State Treasurer and Controller, 166.
- Relative to birthday of George Washington, 176.
- Relative to Assembly Bill No. 123, 178.
- Relative to claim of George W. Green, 184.
- Relative to claim of D. W. Whippley, 184.
- Relative to bills granting private franchises, 190.
- Relative to Assembly Bill No. 20, 190.
- Relative to Assembly Bill No. 78, 202.
- Relative to evening sessions, 204.
- Relative to introduction of bills, 205.
- Relative to Assembly Bill No. 75, 208.
- Relative to length of time allowed for speaking, 208.
- Relative to compensation of Committee Clerks, 209, 228, 229, 264, 277, 280, 283, 337, 357.
- Relative to roof over Assembly Chamber, 214.
- Relative to claim of H. P. Burnham, 220.
- Relative to hour of convening, 228.
- Relative to payment of certain claims, 249, 262, 278, 287, 288, 292, 343.
- Relative to stationery accounts of Members, 256.
- Relative to Senate Bill No. 11, 261.
- Relative to extra pay to R. P. Dayton, 264, 294.
- Relative to errors in Enrolled Bills, 268.
- Relative to Contingent Fund, 272, 303, 337.
- Relative to extra pay to A. Whitford, 279.
- Relative to extra pay to T. V. Julien, 279.
- Relative to extra pay to John B. Ebaseta, 279.
- Relative to extra pay to Wm. Woodhurst, 279, 292.
- Relative to extra pay to Pages, 283.
- Relative to extra pay to W. Darling, 287.
- Relative to extra pay to S. Hyatt, 287.
- Relative to extra pay to T. S. Davenport, 287.
- Relative to extra pay to R. L. Thomas, 288.
- Relative to extra pay to W. G. Gates, 288, 290.
- Relative to thanks to R. D. Ferguson, 295, 361.
- Relative to thanks to Clerks of Assembly, 295.
- Relative to officers elect, 300.
- Relative to election of Sergeant-at-Arms, 301.

Relative to election of Chaplain, 301.
 Relative to opinion of Attorney-General, 303.
 Relative to extra pay of Attachés, 304.
 Relative to A. H. Lissak, 317, 322.
 Relative to fining absentees, 321, 326.
 Relative to thanks to James A. St. Clair, 350.
 Relative to Don Juan De Dios Ebaseta, 354.
 Relative to extra pay to Don Juan De Dios Ebaseta, 358.
 Relative to delivering Legislative property over to Secretary of State, 364.
 Relative to approving Journal, 364.

S

ST. CLAIR, JAMES A. Answered to name, 5.

Motions by, 15, 18, 26, 30, 36, 38, 45, 46, 47, 49, 50, 61, 68, 74, 102, 132, 142, 168, 180, 185, 187, 191, 204, 213, 224, 225, 233, 234, 236, 243, 244, 250, 254, 256, 257, 259, 260, 263, 271, 276, 281, 282, 293, 302, 305, 313, 317, 321, 327, 328, 329, 330, 331, 332, 334, 336, 339, 344, 349, 350, 351, 352, 353, 354, 359, 360, 362.

Resolutions by, 27, 40, 66, 70, 143, 184, 190, 258, 259, 264, 272, 278, 287, 302, 323, 357, 364.

Appointed on Committees, 17, 68, 144, 166, 215, 244, 252, 295.

Reports by, 78, 121, 189, 222, 223, 227, 240, 260, 262, 269, 273, 278, 351, 355.

Notice of bills, 16, 19, 28, 127.

Introduced bills, 44, 130.

STAMPLEY, O. K. Answered to name, 5.

Motions by, 15, 57, 64, 65, 158, 244, 317.

Appointed on Committees, 17, 167, 288, 305.

Reports by, 214, 222, 223, 306.

Notice of bills, 44, 55, 93.

Introduced bills, 56, 101.

STATE INSTITUTIONS. Committee appointed on, 17.

Reports of, 87, 98, 104, 114.

STROTHER, E. Answered to name, 5.

Motions by, 50.

Appointed on Committees, 17, 288, 302, 336.

Reports by, 50, 54, 59, 60, 65, 76, 82, 86, 92, 104, 114, 163, 237, 338.

Notice of bills, 19, 27, 99, 156, 166.

Introduction of bills, 45, 72, 106, 189.

SWANEY, J. L. Answered to name, 5.

Motions by, 67, 72, 168.

Resolutions by, 67, 156, 262.

Appointed on Committees, 17.

Reports by, 66, 90, 163, 215, 216.

Notice of bills, 93.

Introduced bills, 152.

T

TENNANT, T. J. Answered to name, 5.

Motions by, 50, 53, 57, 64, 71, 72, 87, 159, 165, 173, 214, 218, 225, 271, 273, 276, 311, 317, 322, 337, 349.

Resolutions by, 51, 70, 209, 229, 240, 256, 287, 290, 335, 337, 350.

Appointed on Committees, 16, 17, 42, 126, 166, 203, 214, 253, 305, 318, 363.

Reports by, 21, 40, 43, 48, 54, 82, 115, 126, 178, 184, 189, 216, 217, 222, 223, 241, 248, 251, 260, 358, 363.

Notice of bills, 15, 19, 31, 52, 67, 72, 137, 156.

Introduced bills, 18, 72, 79, 142, 167, 179, 190, 203, 226, 232, 266.

THOMAS, R. L. Elected Engrossing Clerk, 10.

Declared Engrossing Clerk, 300.

TRADE AND MANUFACTURES. Committee appointed on, 17.

Report of, 227.

W

WAYS AND MEANS. Committee appointed on, 17.

- Reports of, 17, 31, 43, 48, 66, 88, 92, 95, 101, 102, 104, 109, 121, 126, 135, 145, 155, 160, 161, 198, 226, 240, 242.
- WALTON, G. W. Answered to name, 5.
 Motions by, 20, 61, 64, 83, 132, 157, 224, 312.
 Appointed on Committees, 12, 13, 17, 83, 302.
 Reports by, 105, 115, 189, 202, 217, 342, 352.
 Notice of bills, 19, 24, 28, 83, 88.
 Introduced bills, 55, 56, 106, 138.
- WELCH, JOHN. Motions by, 75, 83, 211, 212, 224, 225, 233, 305, 336, 338.
 Resolutions by, 78, 222, 223, 308, 314, 327.
 Reports by, 26, 31, 49, 65, 148, 237, 247, 263, 338, 342, 354, 362.
 Appointed on Committees, 17, 83, 214, 303.
 Resolutions by, 31.
 Notice of bills, 83.
 Introduced bills, 88, 118, 211.
- WINGATE, A. M. Answered to name, 5.
 Appointed on Committees, 17, 166, 167.
 Reports by, 115, 163, 164, 189, 217.
- WINTERS, JOHN B. Nominated for U. S. Senator, 33.
- WILLIAMS, THOMAS H. Nominated for U. S. Senator, 33.
- WILLIAMSON, JOHN R. Called Assembly to order, 5.
- WOODHURST, WILLIAM. Elected Sergeant-at-Arms, 10, 300.
- WHITFORD, ANDREW. Elected Chief Clerk, 10.
 Declared Chief Clerk, 300.
- WHEELER, J. P. Answered to name, 5.
 Motions by, 341.
 Appointed on Committees, 13, 17, 336.
 Reports by, 163, 338, 342.
- WHITE, A. F. Elected Chaplain, 10.
 Declared Chaplain, 301.

Y

- YEAS AND NAYS. 13, 25, 28, 29, 30, 32, 33, 35, 36, 40, 41, 46, 47, 48, 53, 57, 58, 63, 67, 68, 72, 73, 74, 75, 79, 80, 81, 83, 84, 85, 86, 88, 94, 95, 100, 101, 107, 108, 112, 117, 118, 119, 123, 124, 125, 128, 130, 131, 132, 133, 138, 141, 142, 145, 147, 149, 152, 153, 157, 158, 159, 166, 167, 168, 169, 173, 175, 176, 180, 181, 182, 185, 186, 187, 204, 210, 213, 214, 218, 221, 223, 224, 225, 226, 229, 230, 231, 232, 233, 235, 236, 241, 242, 243, 244, 246, 251, 252, 253, 254, 255, 256, 258, 261, 266, 268, 269, 270, 272, 273, 274, 280, 281, 282, 284, 285, 287, 288, 289, 290, 291, 293, 294, 308, 309, 310, 311, 316, 320, 324, 325, 326, 327, 328, 329, 331, 333, 334, 335, 336, 340, 352, 353, 354, 357, 359, 360, 361, 362.

INDEX TO SENATE BILLS.

THIRD SESSION.

No.	TITLE.	Pages.
5	An Act to provide for the release of sureties on official bonds and undertakings.....	57, 58, 61, 65, 74, 75, 78, 79, 92, 95
9	An Act authorizing the issuance and sale of certain State bonds, and levying a tax to provide means for the payment thereof.....	45, 46, 48
11	An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada," and other Acts amendatory thereof.....	110, 198, 230, 233, 234, 245, 251, 259, 261, 270, 286
14	An Act for the relief of S. L. Baker.....	37, 121, 132, 150
15	An Act to repeal "An Act to establish a standard of weights and measures".....	60, 61, 73
16	An Act to repeal an Act entitled "An Act concerning the location and possession of mining claims".....	37, 109, 118
17	An Act in relation to fines.....	37, 43, 49
30	An Act in relation to and accepting the lands granted to the State of Nevada by the Government of the United States.....	96, 97, 103, 107 71, 72, 86, 95, 105,
31	An Act concerning the office of public administrator.....	112, 119, 137, 144, 158, 162, 166, 175, 189
35	An Act to amend an Act entitled "An Act concerning crimes and punishments".....	137, 177, 181, 182
40	An Act to repeal an Act of the Legislative Assembly of the Territory of Nevada entitled "An Act authorizing the Private Secretary of the Governor to demand and receive certain fees," approved November 29th, 1861; also, to repeal an Act of the Legislature of the State of Nevada, entitled "An Act in relation to the collection of certain fees heretofore collected by the Governor's Private Secretary," approved January 17th, 1866.....	116, 121, 132
44	An Act to provide for the removal of civil officers other than State officers for malfeasance or nonfeasance in office.....	111, 114, 119

SENATE BILLS.

No.	TITLE.	Pages.
45	An Act to provide for the fostering and supporting the Nevada Orphan Asylum, a duly incorporated benevolent institution, located at Virginia City	209, 212, 214, 222, 223, 225, 231, 232
49	An Act to change the county seat of Nye County.....	60, 66, 67, 69, 71
50	An Act to provide for the selection and sale of lands granted by the United States to the State of Nevada.....	127, 128, 139, 142, 151, 189, 197, 204, 212, 224, 232, 233, 236, 245, 256, 268, 283
51	An Act to regulate the recording and possession of mining claims in the State of Nevada.....	276, 286
64	An Act to amend an Act entitled "An Act to provide for the formation of corporations for certain purposes".....	64, 77, 81
69	An Act supplementary to an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers".....	110, 129, 133
73	An Act to regulate and make effectual the power of the Governor, the Justices of the Supreme, Court and Attorney General to remit fines and forfeitures, to commute punishment, and grant pardons after conviction.....	96, 97, 104, 107
75	An Act conferring jurisdiction upon Justices' Courts concurrent with the District Court in actions to enforce mechanic's liens, wherein the amount does not exceed three hundred dollars, exclusive of interest.....	96, 97, 105, 108
89	An Act to enable a defendant to testify in criminal prosecutions. . .	127, 128, 153
90	An Act to regulate the business of assaying within the State of Nevada.	111, 114, 119, 124
91	An Act authorizing a State loan, and levying a tax to provide means for the payment thereof.	94, 95, 96, 101, 102, 107, 111
94	An Act to compensate J. F. Hatch for services in the State Library.	175, 194, 213
96	An Act to make compensation to the Hon. John Cradlebaugh, late United States District Judge, the same as that of the late United States District Judges of the Territory of Nevada.	220, 242, 248, 253
97	An Act defining the duties of the Attorney General of the State of Nevada.	150, 151, 206, 230, 241, 264
102	An Act to transfer certain moneys in the State Treasury to the County School Funds.....	150, 159, 172, 174, 176
113	An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March 9th, 1865.....	128, 130, 148, 157, 171
117	An Act to amend an Act entitled "An Act in relation to public highways," approved March 9th, 1866.....	137, 139, 142
122	An Act to further prescribe rules and regulations for the execution of the trusts arising under the Act of Congress, approved May 23d, 1844, entitled "An Act for the relief of citizens of towns upon lands of the United States under certain circumstances"	202, 203, 219, 242

SENATE BILLS.

No.	TITLE.	Pages.
123	An Act amendatory of an Act entitled "An Act relating to the support of the poor".....	150, 151, 227, 244
131	An Act to prohibit the carrying of concealed weapons.....	159, 162, 174, 176
133	An Act to repeal an Act entitled "An Act to provide for establishing and maintaining a Mining School, and create the office of State Mineralogist," approved March 9th, 1866.....	255, 256, 282
138	An Act authorizing the Secretary of State to employ a clerk in the State Library and Adjutant General's Office.....	265, 266, 281
140	An Act to amend an Act to provide for organizing and disciplining the militia of this State, approved March 4th, 1865.....	175, 188, 191, 195, 230, 233, 250
141	An Act to provide for the payment of James Cochran, for certain services rendered and expenses incurred in arresting and conveying one W. S. Broadwater, a refugee from justice, from Trinity County, California, to this State.....	150, 151, 169
142	An Act amendatory of "An Act to provide for the maintenance and supervision of public schools," approved March 20th, 1865.....	202, 203, 206, 211, 221, 250
143	An Act for the relief of John S. Childs.....	154, 188, 191, 198, 230, 241, 246
149	An Act amendatory of and supplementary to an Act entitled "An Act to amend an Act entitled an Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada, entitled 'An Act to incorporate the city of Austin,'" approved February 20th, 1864, approved March 8th, A.D. 1865, approved February 27th, A.D. 1866.....	171, 178, 186
150	An Act to amend an Act entitled "An Act authorizing a State loan, and levying a tax to provide means for the payment thereof," approved February 6th, 1867.....	159, 187
151	An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of Justice in the (Territory) State of Nevada, and making further provisions relating thereto".....	210, 211, 239, 256, 265
156	An Act to amend an Act entitled "An Act to incorporate the town of Gold Hill," approved March 7th, 1865.....	171, 216, 242, 262, 282
160	An Act to provide for the payment of the contingent expenses of the Surveyor General's Office from December, 1864, to December, 1866, inclusive.....	220, 227, 246, 257, 268, 269
167	An Act to amend an Act of the Legislature of the Territory of Nevada, entitled "An Act concerning conveyances," approved November 5th, 1861.....	255, 256, 272
168	An Act relating to transcribing and indexing certain records in Humboldt County.....	220, 243
169	An Act to provide for the publication of the decisions of the Supreme Court of the State of Nevada.....	255, 256, 273
170	An Act to amend an Act entitled "An Act concerning the office of Secretary of State," approved February 14th, 1865.....	234, 235, 245, 251

SENATE BILLS.

No.	TITLE.	Pages.
172	An Act supplementary to an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada," approved March 9th, 1865, and other Acts amendatory and supplementary thereto.	234, 235
175	An Act concerning the location and possession of wood lands and mill sites.	255, 256, 271
189	An Act to provide for the payment to Kinkead and Harrington for goods furnished the late Supreme Court of the Territory of Nevada.	255, 256, 272, 273
194	An Act to provide for certain public printing for the State of Nevada.	255, 256, 276
196	An Act to regulate the sale of lands selected by the State of Nevada in lieu of the sixteenth and thirty-sixth sections.	255, 256, 276, 285
197	An Act amendatory of an Act entitled "An Act in relation to the payment of salaries and other claims against the State," approved February 27th, 1866.	265, 266
201	An Act to provide for the liquidation and payment of certain claims against the city of Virginia.	250, 278
202	An Act to provide stationery for the use of the Senate and Assembly of the State of Nevada.	255, 256, 281
214	An Act to establish the financial transactions of the State upon a coin basis.	250, 252, 260, 271
217	An Act amendatory of and supplementary to an Act entitled "An Act to create the county of Lincoln, and provide for its organization"	264, 266
218	An Act to transfer certain moneys from the Legislative Fund to the Contingent Fund of the Senate.	258
235	An Act to amend an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada"	270, 271.
236	An Act to amend an Act entitled "An Act to supply the town of Dayton, in Lyon County, with water and to protect the town against fire, and to define the boundaries thereof," approved February 20th, 1864.	270, 271, 272
237	An Act in relation to enrolling laws, resolutions, and other documents.	276, 281
247	An Act to prevent the exercise of improper influences pending the passage of Acts of the Legislature.	292
259	An Act to amend an Act entitled "An Act to prevent gaming"	291
260	An Act authorizing the State Board of Examiners to audit and allow claims against the Legislative Fund of the first biennial session of the Legislature to be paid out of the General Fund.	289
261	An Act to regulate the presentation and auditing of demands against counties.	289, 290

SPECIAL SESSION.

SENATE BILLS.

No.	TITLE.	Pages.
1	An Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, one thousand eight hundred and sixty-five, and other acts amendatory and supplementary thereto.....	329, 331, 332, 333
9	An Act supplementary to an Act entitled "An Act to provide revenue for the support of the government for the State of Nevada," approved March ninth, one thousand eight hundred and sixty-five, and other Acts amendatory and supplementary thereto....	353
23	An Act providing for the payment of the contingent and other expenses of the third general and special sessions of the Legislature of the State of Nevada.....	357
27	An Act supplementary to an Act entitled "An Act making appropriations for the support of the civil government of the State of Nevada for the third and fourth fiscal years," approved March 12th, 1867.....	361, 362
28	An Act concerning the office of Public Administrator and the estates of deceased persons.....	362

INDEX TO SENATE CONCURRENT RESOLUTIONS.

TITLE.	Pages.
Relative to inauguration.....	12
Relative to printing the Governor's Message.....	24, 26, 32
Relative to printing report of Warden of the State Prison.....	27, 32
Relative to printing report of the State Mineralogist.....	27, 33
Relative to Practice Act.....	29, 141, 143
Relative to printing report of the Superintendent of Public Instruction..	29, 30
Relative to Joint Convention for the election of a United States Senator..	35
Relative to the boundaries of the State.....	37, 40, 41
Relative to Indian claims in Humboldt County.....	37, 38, 40, 41
Relative to daily mail from Virginia City, Nevada, to Boise City, Idaho...	37
Relative to Lieutenant Governor Slingerland.....	44
Relative to Joint Rule No. 7	45
Relative to establishing a military fort near the Humboldt River.....	45, 54, 58, 64, 82, 115, 127
Relative to printing report of the State Treasurer.....	45
Relative to Hon. J. Neely Johnson.....	51, 52
Relative to the Sutro Tunnel.....	57, 58
Relative to Adolph Sutro.....	64
Relative to U. S. Branch Mint located at Carson City.....	71, 72, 77, 81, 84
Relative to weights and measures.....	88
Relative to printing reports of the State Librarian and Directors.....	94
Relative to suspending Joint Rule No. 20.....	116
Relative to annexation of Utah.....	116, 183, 205, 235
Relative to printing report of the State Surveyor General.....	171, 175
Relative to certain claims for mail service between Genoa and Monoville and Aurora.....	234, 235
Relative to distribution of reports.....	265
Relative to suspending Joint Rule No. 15.....	290
Relative to adjournment <i>sine die</i>	292, 353, 357

SENATE RESOLUTIONS.

TITLE.	Pages.
Relative to claims of the State of Nevada against the United States.....	335, 336
Relative to affairs in Utah Territory.....	339, 342, 359
Relative to printing amendments to Revenue Law in pamphlet form.....	339
Relative to Capitol buildings.....	354
Relative to Jeff. Davis.....	354

INDEX TO ASSEMBLY BILLS.

THIRD SESSION.

No.	TITLE.	Pages.
1	An Act to create Legislative Funds. Mr. Mayhugh...	16, 35, 44, 46, 70
2	An Act entitled "An Act concerning the location and possession of mining claims," approved February 27th, 1866. Mr. Tennant.	19, 25, 32, 57, 58, 108, 112, 130, 140
3	An Act supplementary to an Act entitled "An Act for securing liens to mechanics and others," approved November 21st, 1861. Mr. Huse.....	28, 35, 43, 62, 65, 74, 96, 103, 115
4	An Act to amend an Act entitled "An Act to provide for the incorporation of religious, charitable, literary, scientific and other associations." Mr. Mitchell.....	28, 43, 47, 57, 65, 69, 99, 118
5	An Act to create two additional Commissioners to represent the State of Nevada at the World's Fair, to be held at Paris, France, in the year A.D. 1867. Mr. Dorsey.....	28, 43, 47, 50, 53, 54, 57, 71, 72, 87, 100, 109, 136, 157, 175
6	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide for the disposition of the sixteenth and thirty-sixth sections of the public lands donated by the United States Government to the State of Nevada,' approved February 27th, 1865," approved March 3d, 1865. Mr. Munckton.....	29
7	An Act conferring jurisdiction upon Justices' Courts concurrent with the District Courts, in actions to enforce mechanics' liens. Mr. Huse.	29, 43, 47, 49, 50, 53, 54, 58
8	An Act to authorize married women to transact business in their own names as sole traders. Mr. Dorsey.....	29, 48, 50, 52, 53, 93, 103, 116, 218
12	An Act to establish the boundary line between the counties of Nye and Esmeralda. Mr. Jones.....	44, 115, 119, 123
13	An Act amendatory of and supplementary to an Act to create the county of Lincoln and provide for its organization, approved February 26th, 1866. Mr. Jones.....	44, 76, 135, 138, 141, 220
14	An Act to provide for the publication of all general laws of the late Territory and State of Nevada now in force, in one volume. Mr. St. Clair.....	44, 84, 194, 202

ASSEMBLY BILLS.

No.	TITLE.	Pages.
15	An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of Justice of the State of Nevada." Mr. Strother.....	45, 76, 80, 82, 120, 234, 241, 263
16	An Act to amend an Act entitled "An Act to further amend an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada,' approved March 1st, 1866. Mr. Browne.....	45, 59, 63, 92, 100, 110, 130, 131, 154
18	An Act authorizing married women to transact business in their own names as sole traders. Mr. Dorsey.....	
19	An Act to amend an Act entitled "An Act to provide for reporting the decisions of the Supreme Court of the State of Nevada," approved March 14th, 1865. Mr. Browne.....	49, 54, 59, 60, 63, 150
20	An Act to amend an Act entitled "An Act in relation to the distribution of the reports of the Supreme Court of the State of Nevada," approved March 14th, 1866. Mr. Browne.....	49, 54, 58, 60, 63, 150, 152, 183, 264
21	An Act to amend an Act entitled "An Act to create a Board of County Commissioners, and to define their duties and powers," approved March 8th, 1865. Mr. Dorsey.....	49, 104, 114, 118, 124
22	An Act to provide for the organization of the Assembly at the commencement of each session. Mr. Munckton.....	52, 54, 80, 82, 84, 96, 103, 115
23	An Act providing for the release of sureties on official and other bonds and undertakings. Mr. Bence.....	52, 65, 74, 80, 82, 83
24	An Act authorizing the official publication of the laws and resolutions passed by the third State Legislature in a newspaper. Mr. Julien.....	52, 68, 70, 87, 93, 105, 123, 128
25	An Act concerning the location and possession of wood lands and mill sites. Mr. Cullen.....	52, 77, 80, 87, 94, 100, 102
26	An Act to provide for carrying on the financial transactions of the State upon a coin basis. Mr. Mitchell.....	53, 161, 173
27	An Act to amend an Act entitled "An Act concerning District Attorneys," approved February 26th, 1866. Mr. Julien.....	55, 59, 63, 73, 77, 79, 144, 184, 192, 250, 262, 270, 284
28	An Act to amend an Act entitled an Act to revise an Act entitled "An Act to amend Section 219 of an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice in the Territory of Nevada, approved November 29th, 1861, approved March 6th, 1865; and to amend Section 243 of an Act entitled an Act to regulate proceedings in civil cases in the Courts of Justice of the Territory of Nevada," approved November 29th, 1861, approved March 3d, 1866. Mr. Potter.....	55, 59, 63, 66, 74, 91, 203
29	An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and define their duties and powers," approved March 8th, 1865. Mr. Walton.....	55, 61, 112, 194, 214
30	An Act to regulate the location and abandonment of mines and mining claims. Mr. Walton.....	56, 86, 197, 230, 245, 263, 285

ASSEMBLY BILLS.

No.	TITLE.	Pages.
31	An Act in relation to public highways. Mr. Stampley.....	56, 61, 76, 80
35	An Act supplemental to an Act entitled "An Act to allow any person or persons to divert the waters of any river or stream and run the same through any ditch or flume, and to provide for the right of way through the lands of others," approved March 3d, 1866. Mr. Roney.....	61, 61, 76, 80
36	An Act to provide for the payment of the indebtedness of Esmeralda County. Mr. Mayhugh.....	61, 83, 163, 174, 179, 180, 210, 219, 249
38	An Act authorizing the issuance, sale and exchange of certain State Bonds, levying a tax to provide means for their payment, and providing for the surrender of bonds now outstanding. Reported by Committee on Ways and Means.....	66, 67, 71, 88, 91, 203
39	An Act to amend an Act to incorporate the town of Gold Hill, approved March 7th, 1865. Mr. Huse.....	68, 127, 133, 138, 166, 278
41	An Act for the relief of James Leffingwell. Mr. Tennant.....	72, 77, 80
42	An Act to authorize District Judges, in certain cases, to sign records and settle statements. Mr. Strother.....	72, 76, 80, 87, 94, 128, 130, 135, 156
43	An Act to provide for properly taking care of the indigent insane of the State of Nevada, and to create a fund for that purpose. Mr. Dana	72, 87, 95, 98, 100, 127, 128, 144, 154, 162, 166, 170, 184
44	An Act amendatory of and supplementary to an Act entitled "An Act defining the time of commencing civil actions," approved November 21st, 1861, and to repeal Acts amendatory of said Act. Mr. Dorsey.....	73, 86, 95, 100, 103, 107, 234, 235, 241, 263
45	An Act to provide for the payment of outstanding warrants against the Transcript Fund of Churchill County. Mr. Grimes.....	73, 78, 81, 96, 103, 115
46	An Act to provide for canceling unclaimed warrants and other county indebtedness. Mr. Julien.....	73
47	An Act to prescribe the number of hours which shall constitute a legal day's labor in certain cases. Mr. Mayhugh.....	79, 103, 112, 114, 117, 131, 145, 220
48	An Act supplementary to an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved November 29th, 1861. Mr. Tennant.....	79, 86, 95
49	An Act for the protection of proprietors of hotels and lodging houses. Mr. Dana.....	83, 98, 101, 130, 131, 150, 191, 249
50	An Act to restrict gaming. Mr. Parker.....	83, 98, 101, 112, 138, 171, 179, 180, 209, 210, 212, 252, 267, 273, 280
51	An Act for the incorporation of hospitals or asylums in certain cases. Mr. Welch.....	88, 105, 112, 118, 120, 123, 150, 191, 249
56	An Act to amend an Act entitled "An Act in relation to the compensation of members of the Legislature and State officers," approved January 16th, 1865. Mr. Mayhugh.....	99, 113, 114, 117, 125, 150

ASSEMBLY BILLS.

No.	TITLE.	Pages.
57	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March 9th, 1865. Mr. Parmater.	99, 109, 118, 124, 126, 131, 173, 237, 254, 255, 267
58	An Act to amend Section 24 of an Act to amend an Act entitled "An Act to regulate proceedings in the Courts of Justice in this Territory," approved February 20th, 1864. Mr. Stampely.	101, 104, 112, 119, 122, 154, 170, 184, 221
59	An Act to amend an Act entitled "An Act to amend an Act to regulate proceedings in civil cases in the Courts of Justice of the Territory of Nevada," approved November 29th, 1861, approved March 9th, 1865. Mr. Stampely.	101, 194, 214, 229, 276, 283
60	An Act to amend an Act entitled "An Act relating to Sheriffs," approved November 28th, 1861. Mr. Walton.	106, 112, 114, 117, 170, 171, 184
61	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada." Mr. Strother.	106, 178
62	An Act to protect the elections of voluntary political associations and to punish frauds thereon. Mr. Mayhugh.	106, 120, 167, 177, 186, 192, 265
63	An Act amendatory of an Act entitled "An Act amendatory of and supplementary to an Act of the Legislative Assembly of the Territory of Nevada, entitled an Act to incorporate the City of Austin." Mr. Dorsey.	106, 114, 119, 120, 123
64	An Act to provide for the sale of certain lands belonging to this State, and for the application of the proceeds of the sale thereof. Mr. Roney.	106, 142
65	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada." Mr. Dorsey.	106, 173, 176, 198, 230, 233
70	An Act to fix the salary of the Governor's Private Secretary. Mr. Munckton.	111, 161, 174, 182
71	An Act to repeal all Acts or parts of Acts so far as they conflict with an Act of Congress entitled "An Act to protect all persons in the United States in their civil rights and furnish the means of their vindication." Mr. Dana.	111, 125, 132
73	An Act to amend an Act entitled "An Act to provide for the registration of the names of electors and for the ascertainment, by proper proofs, of the persons who shall be entitled to the right of suffrage." Mr. Jones.	117, 135, 142, 155, 163, 169, 173, 175, 176, 178
74	An Act to provide for the transfer of certain money from the Indigent Sick Fund of Churchill County to the General Fund of said county. Mr. Grimes.	117, 121, 132, 150, 170, 184
75	An Act to amend section fifty-two of an Act entitled "An Act to regulate the settlement of the estates of deceased persons." Mr. Welch.	118, 120, 125, 129, 133, 208, 213, 219, 229, 264, 267
76	An Act granting additional authority to the Board of County Commissioners. Mr. Koneman.	122, 126, 133

ASSEMBLY BILLS.

No.	TITLE.	Pages.
77	An Act providing for the payment of certain indebtedness due Geo. F. Jones & Co., from the city of Virginia. Mr. Dana.....	122, 126, 133, 208, 231, 233, 289, 290, 291, 316, 328, 339
78	An Act to amend an Act entitled "An Act to incorporate the City of Virginia, to provide for the government thereof, and to repeal all other laws in relation thereto." Mr. Mitchell.....	122, 178, 186, 192, 193, 202, 265
79	An Act for the relief of A. Ranney, Sheriff of Nye County. Mr. Jones.	122, 126, 133, 135, 138, 241, 263
80	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada." Mr. Parmater.	122, 160, 169, 173, 176, 210, 249
84	An Act providing for the removal of county seats and the permanent location of the same. Mr. St. Clair.....	130, 155, 167, 203, 219, 249
85	An Act supplementary and amendatory of an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Virginia, Storey County." Mr. Lammon.....	130, 278, 286
86	An Act to provide for the official publication of laws and resolutions and other public documents. Mr. Mitchell.....	130, 148, 158
87	An Act to appropriate moneys to defray the civil expenses of the State government up to the close of the fourth fiscal year. Mr. Koneman.....	130, 145, 146, 147, 277, 285, 287
88	An Act to amend Chapter 113 of the Statutes of 1866, entitled "An Act to consolidate and pay certain indebtedness of the county of Ormsby." Mr. Bence.....	131, 148, 167, 210, 219, 249
89	An Act to amend an Act authorizing Rufus Walton and Westley Lambert to complete and maintain a toll road. Mr. Bence ...	130, 138, 142, 145, 167, 210, 218, 249
92	An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their powers and duties." Mr. Grimes.....	138, 177, 181, 182, 185, 234
93	An Act for the protection of wild game. Mr. Julien.....	138, 211, 225
94	An Act to provide for the publication of laws and resolutions passed during the third session of the Legislature of Nevada. Mr. Munckton.....	138, 148, 167, 214
95	An Act to increase the Hospital Fund of each county, and to provide as required by Section 3 of Article 12 of the Constitution of the State of Nevada, for the relief of those inhabitants who, by reason of age and infirmity, or misfortune, may have claims upon the sympathy and aid of society. Mr. Walton.....	138
96	An Act for the incorporation of religious, charitable, literary, scientific and other associations. Mr. Julien.....	138, 161, 174, 179, 180, 210, 219, 249
97	An Act to amend an Act entitled "An Act for the relief of insolvent debtors and protection of creditors." Mr. Koneman.....	141, 148, 158, 168, 210, 218, 249
98	An Act to amend an Act relating to elections, the manner of conducting and contesting the same, election returns and canvassing the same, fraud upon the ballot-box, destroying or attempting to destroy the ballot-box, illegal or attempted illegal voting, and misconduct at elections. Mr. Jones.....	141, 161, 174, 179, 181, 265

ASSEMBLY BILLS.

No.	TITLE.	Pages.
99	An Act to establish uniform rates of fare to be charged by stage companies and others carrying passengers for hire in the State of Nevada. Mr. Tennant.....	142, 143, 145, 147, 172, 179, 241, 247, 257, 258
100	An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers. Mr. Cullen.....	145, 148, 158, 159, 168, 169, 249
101	An Act entitled "An Act in relation to public highways." Mr. Carey.....	145, 146, 147, 151, 162, 174, 179, 180, 210, 218
105	An Act amendatory of an Act to amend an Act entitled "An Act to incorporate the town of Gold Hill." Mr. Swaney.....	152, 156, 286
106	An Act in relation to the redemption of property sold for taxes. Mr. Swaney.....	152, 177, 181, 182, 185
107	An Act to enforce payment of two per cent. of the gross proceeds of all toll roads and bridges, as provided by law, to the General School Fund of this State. Mr. Parker.....	152, 179, 230, 244, 253, 277, 284
109	An Act to legalize the publication of summons in suits for the collection of delinquent taxes in the several counties in this State. Mr. Browne.....	156, 194, 213, 219, 230, 254, 266
110	An Act to amend an Act entitled "An Act relating to marriages and divorces." Mr. Huse.....	156, 177, 181, 183, 185, 210, 234, 241, 263
111	An Act to amend an Act entitled "An Act to redistrict the State of Nevada into Judicial Districts, and to fix the salaries of Judges and the terms of Court therein." Mr. Jones.....	157, 193, 205, 208, 213, 234
112	An Act to amend "An Act in relation to public highways." Mr. Koneman.....	157, 170, 174, 179, 181, 203, 219, 249
116	An Act to amend an Act entitled "An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of Independent Order of Odd Fellows, and their Subordinate Lodges in this State." Mr. Mitchell.....	166, 189, 191, 209, 213, 255, 267
117	An Act amendatory of an Act to regulate the settlement of the estates of deceased persons. Mr. Strother.....	166, 194, 205, 240, 257, 267, 268
118	An Act to authorize the Board of County Commissioners of Lander county to audit and allow the claims of S. W. Maguire. Mr. Tennant.....	167
121	An Act to amend an Act entitled "An Act concerning crimes and punishments." Mr. Mitchell.....	172, 181, 182, 185, 234
122	An Act authorizing the County Commissioners of the several counties in this State to appoint additional Justices of the Peace. Mr. Cary.....	172, 181, 182, 185, 220, 241, 263
123	An Act to protect the purity of the ballot-box. Mr. Jones.....	172, 178
126	An Act authorizing the county of Lyon to fund the outstanding indebtedness against the General Fund of said county, to pay the interest thereon, and for the gradual liquidation of the same. Mr. Koneman.....	179, 188, 191, 197, 204, 220, 227, 315, 316, 335

ASSEMBLY BILLS.

No.	TITLE.	Pages.
127	An Act to amend Sections 72 and 74 of an Act entitled "An Act relating to officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office and the mode of supplying the same, misconduct in office, and to enforce official duty." Mr. Tennant.....	179, 194, 205, 208, 212, 254
128	An Act to repeal an Act entitled "An Act to secure persons and animals from danger arising from mining and other excavations." Mr. Mayhugh.....	184, 191, 278
129	An Act authorizing the construction of a railroad from Virginia City to the Truckee River. Mr. Strother.....	189, 215, 231
130	An Act to define certain duties of the State Treasurer. Mr. Bence..	190, 254
131	An Act to amend an Act entitled "An Act creating County Records, and defining their duties." Mr. Tennant.....	190, 262, 282
132	An Act to amend Section 86 of an Act to further amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada." Mr. Cary.....	190, 194, 213, 221, 229
133	An Act for the relief of Wallace Goodell, late County Treasurer of Churchill county. Mr. Grimes.....	191, 194, 214, 219, 229, 254, 266
136	An Act to create a Board of Commissioners to examine and report upon the amount of just claims existing for property destroyed and for losses sustained by Indian depredations in Lander County, in this State, in the years 1864, 1865 and 1866. Mr. Tennant.	203, 206, 230, 244, 254, 277, 284
137	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada." Mr. Browne.	203, 204, 245, 246, 248, 252, 259, 262, 270, 274, 284, 293, 294
138	An Act to provide for payment of salaries of State officers and Judges in conformity with the requirements of Section 9 of Article XV of the Constitution of the State of Nevada. Mr. Folsom.....	203, 205, 214, 219, 247, 257, 258, 288
139	An Act appointing a Commissioner to make a digest of the laws of the State of Nevada, and to supervise the printing of the same. Mr. Tennant.....	204
140	An Act to amend an Act entitled "An Act in relation to common jails and the prisoners thereof," approved November 25th, 1861, and to repeal an Act amendatory thereof, approved March 3d, 1866. Mr. Bence.....	204, 217, 242
141	An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada," approved March 9th, 1865; also, to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada, approved March 9th, 1865," approved February 24th, 1866. Mr. Koneman.....	205
142	An Act to create the office of State Inspector of Boilers and Engines. Mr. Mitchell.....	205, 227, 245, 252, 266, 269
143	An Act to amend an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada," approved March 9th, 1865, and to repeal certain sections of an Act amendatory thereof. Mr. Bence.....	205, 282

ASSEMBLY BILLS.

No.	TITLE.	Pages.
145	An Act for the relief of William M. Gillespie, late City Clerk of Virginia. Mr. Welch.....	211, 228, 245, 251, 280, 281, 291
146	An Act to amend Section 58 of an Act to provide revenue for the support of the government of the State of Nevada. Mr. Dana...	211, 240, 257, 268, 280, 291
147	An Act in relation to fees of jurors. Mr. Prince.....	211, 237, 240, 257, 281, 282, 292
148	An Act to amend an Act entitled "An Act concerning the office of Surveyor General. Mr. Koneman.....	211, 250, 257, 267, 268
149	An Act to amend an Act entitled "An Act to provide for the construction and maintenance of toll roads and bridges in the State of Nevada." Mr. Parker.....	211, 215, 231, 244, 253
150	An Act to amend an Act entitled "An Act defining the duties of State Treasurer." Mr. Mayhugh.....	217, 240, 245, 247, 253, 265, 283
151	An Act to create a Contingent Fund for extraordinary services rendered to the State or in behalf thereof. Mr. Dorsey.....	217, 226, 244, 258, 266, 271
152	An Act to establish and maintain a State Orphan Asylum. Mr. Horton.....	217, 223, 242
153	An Act supplementary to an Act to amend an Act entitled "An Act to redistrict the State of Nevada into Judicial Districts, and to fix the Judges' salaries and the terms of Court therein. Mr. Julien.	218, 243, 257, 259
154	An Act concerning fences and animals trespassing on premises lawfully inclosed. Mr. Bence.....	218, 237, 245, 252
158	An Act for the relief of Storey County. Mr. Mitchell.....	226, 227, 243, 244, 259, 286, 288
159	An Act to pay the Lander Guard. Mr. Tennant.....	226, 237, 245, 266, 271
160	An Act making appropriation to pay rent of Adjutant General's office for the year 1866. Reported from Committee on Claims.....	229, 243, 276, 284
161	An Act in relation to injunctions within this State. Mr. Mayhugh..	232, 245, 266, 271, 285
162	An Act to amend an Act to provide for the registration of the names of electors and for the ascertainment, by proper proofs, of the persons who shall be entitled to the right of suffrage. Mr. Tennant.....	232
163	An Act concerning the fees of Justices of the Peace. Mr. Caldwell. }	232, 237, 240, 245, 252, 257, 259, 276, 277, 284
164	An Act for the organization of a Board of Education in counties that polled three thousand votes or more at the general election in the State of Nevada, in November, A.D. 1866, or that may hereafter, at any general election, cast that number of votes or more, and amendatory of and supplemental to an Act to provide for the maintenance and support of public schools. Mr. Mitchell.....	233, 237, 245, 251, 265, 272, 315, 319
168	An Act to amend an Act entitled "An Act to amend section one of an Act to amend an Act passed by the Legislative Assembly of the Territory of Nevada, entitled an Act to provide for the appointment of Notaries, and defining their duties." Mr. Jones..	241, 257, 267, 268, 280, 291

ASSEMBLY BILLS.

No.	TITLE.	Pages.
171	An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their powers and duties." Mr. St. Clair.....	252, 282, 292
181	An Act for the relief of certain parties therein named. Reported from Committee on Claims.....	261
185	An Act to authorize the Board of County Commissioners of Lander county to audit certain claims. Mr. Tennant.....	266, 268, 269, 280, 291
186	An Act to create a Secret Service Fund. Mr. Koneman.....	267, 269
189	An Act to appoint a Commissioner to take testimony in certain cases. Mr. Dorsey.....	274
190	An Act to provide for the election of a Board of Regents, and to define their duties. Mr. Jones.....	276, 283, 284, 285
191	An Act to amend an Act to allow any person or persons to divert the waters of any river or stream and run the same through any ditch or flume, and to provide for the right of way through the lands of others. Mr. Koneman.....	276, 279
194	An Act for the relief of A. Whitford. Mr. Potter.....	287, 289, 291
196	An Act to transfer moneys from the Legislative Fund to the Contingent Fund of the Assembly. Mr. Julien.....	290, 336

SPECIAL SESSION.

ASSEMBLY BILLS.

No.	TITLE.	Pages.
1	An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March 9th, 1865, as amended by an Act entitled "An Act to amend an Act entitled an Act to provide revenue for the support of the government of the State of Nevada." Mr. Dana.....	305, 306, 307, 310
2	An Act to create certain funds. Mr. Julien.....	307, 310, 323, 333
3	An Act to provide for the selection and sale of lands granted by the United States to the State of Nevada. Mr. Browne.....	314, 318, 319, 325, 340, 356
5	An Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March 9, 1865, and providing for levying and collecting revenue for county purposes, and further prescribing the powers and duties of the Boards of County Commissioners of the several counties of this State relative thereto. Mr. Jones.....	318, 324, 325, 333, 334, 338, 346, 352, 353
12	An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide revenue for the support of the government of the State of Nevada,' approved March 9th, 1865," as amended by an Act entitled "An Act to amend an Act entitled an Act to provide revenue for the support of the government of the State of Nevada." Mr. Jones.....	336, 338, 354
14	An Act to amend an Act entitled "An Act to create certain funds." Mr. Julien.....	339, 340, 341, 342, 360
21	An Act to amend an Act entitled "An Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress, entitled 'An Act for the relief of citizens of towns upon lands of the United States, under certain circumstances.' " Mr. Jones.....	355, 359, 360, 361, 363, 364
23	An Act making additional appropriations for the support of the civil government of the State of Nevada for the third and fourth fiscal years, and for supplying the deficiency of appropriations for the payment of bounties and extra pay for our volunteer soldiers, called into service of the United States. Mr. Julien.....	360

ASSEMBLY JOINT AND CONCURRENT RESOLUTIONS.

No.	TITLE.	Pages.
	Relative to printing Rules and Joint Rules.....	18, 27
2	Relative to the Constitutional amendment.....	19, 21, 25, 51, 56,
		75
4	Relative to mail service from Virginia, Nevada, to Boise City, Idaho.	23, 26, 32, 49
7	Relative to mail from Wellington's to Pine Grove.....	29, 43, 46, 60
	Relative to election of United States Senator.....	30
	Relative to Editor of "Carson Appeal".....	38, 46
	Relative to printing Governor's Inaugural Address.....	43
18	Relative to fare and freight on Central Pacific Railroad.....	44, 48, 49, 52, 53,
		75
22	Relative to extension of time for paying certain State bonds.....	49, 66, 77, 79
26	Relative to leave of absence of W. K. Parkinson.....	66, 73, 77
27	Relative to distribution of Constitutional Debates.....	67, 73, 77, 78, 87,
		103, 150, 170
32	Relative to State Prison....	93
33	Relative to State Prison....	93
	Relative to bond bills.....	94
37	Relative to hostile Indians.....	126, 230, 242
39	Relative to mail from Aurora to Truckee River.....	141, 171
40	Relative to claims of Messrs. McPike, Dorsey, and others.....	149, 216, 242
41	Relative to adjourning until Monday.....	171
44	Relative to mail from White Rock to Pahrnagat....	184, 210, 219
45	Relative to a certain bill in Congress.....	202, 227
46	Relative to Constitutional Convention.....	219, 257, 258
47	Relative to amending enrolled bills.....	228, 250
	Relative to claims of Wm. H. Brumfield, and others.....	233
	Relative to Monroe Doctrine, and repeal of certain Neutrality Laws.	241, 248, 257, 258,
		311, 316, 318, 332
51	Relative to Indian Reservation on Truckee River.....	249, 292
54	Relative to clerical errors in enrolled bills.....	258, 265
	Relative to Ireland.....	258, 333
52	Relative to giving State Controller six months' absence.....	265

ASSEMBLY RESOLUTIONS.

No.	TITLE.	Pages.
	Relative to Congress.....	294
8	Relative to lands granted to the State of Nevada by the United States	326, 340
7	Relative to reconstruction.....	327, 340
	Relative to Appropriation Bill.....	337
	Relative to Executive Session.....	350
19	Relative to Assembly Bill No. 14....	355, 356
20	Relative to adjournment <i>sine die</i>	359