NATIONAL ARCHIVES MICROFILM PUBLICATIONS

Roll 41

Target 3

John A. Strong (1913-18)

Senate Hearings

1915

NATIONAL ARCHIVES MICROFILM PUBLICATIONS

Secret Hearings
Apr. 1915

SENATE DOC.

Com. of Whole

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Fifty-First day

April 20 - 1915

The Senate was called to order by the President at 10 o'clock am, pursuant to adjournment.

The Secretary called the roll, all members present.

Prayer was offered by the Chaplain

The Journal of the preceding day was read & approved

Presents, petits, Resol. & Memorials

Sen. Sulzer present P.R. #40 & introduce a bill. (SB #—)

Three-fourths having vote in affirm. Adopts as Leave was granted

Repts Stand Com

Revenue & Taxation

① HCR #10 - Do Pass — Ap 21

② HB #7 — Do Pass — Ap 21

③ Finance, Com Exp. & Purch

S.CR #17 — Do pass — Apl 21

④ Mining & Manufactures

SB 38 — Do pass — Apl 21

⑤ Mining & Manufac

SB 57 — Do pass — Apl 21

⑥ Judiciary

HB 55 — Do Pass — Ap 21

Fifty-first day

(b)	Engross & Enrollment SB. 46-21-13 and 48 Enrolled.	Sent to House
	The president signed above bills.	
	Int & 1st read of Bills	
(1)	S.B. # 58 by Sen. Sulzer Cuxit. Quote read 1st time and referred to Com on Judiciary	
	Com of Whole	
	Millard Aldrich Com. of Whole.	
	Presid called Sen. Sulzer to the chair, as chairman of Com. of Whole.	
	The Committee arose and the president resumed the chair.	
	In the Senate	
	Senator Sulzer as chairman reported that the Committee of the Whole have considered the measures enumerated below and directed him to report the same back to the Senate with the following recommendation	

Fifty-first day—

			DF	GF
		Daily File		
SB	44	Considered and placed on	Apl 22	
SB	36			
SB	35			
SB	41	Considered and ordered engrossed		
JR	8	Read 2d time and ordered Engrossed		
Jm	7	Read 2d time and passed to 3d		Apl 21
Jm	10	" " " " "		" 21
Jm	12	" " " " "		" 21
SB	53	Considered and placed on DF for	Apl 21	
		General File		
SB	31	read 3d time and Passed Yeas 8 Nays 0. Motion Millard Aldrich title ordered to stand. Referred Com on Enrollm		
SB	38	read 3d time and Passed Yeas 8 Nays 0 Motion Millard - McGann title ordered to stand Referred to Com on Enrollm.		
SB	43	read 3d time and Passed Yeas 8 Nays 0 Motion Millard. Gaustad title ordered to stand Referred to Com on Enroll.		
Jm	9	read 3d time and Passed Yeas 8 Nays 0 Referred to Com on Enroll.		

Fifty first day

SJR 12 read 3d time & Passed
Yeas 8 Nays 0
Referred to Com. on Enrollm

SJR 13 read 3d time & passed
Yeas 8 Nays 0
Referred to Com. on Enrollm.

SJR 14 read 3d time & passed
Yeas 7 Nays 0 Absent 1 (Saunders)
Referred to Com on Enrollm

SCR 11 read 3d time &
Yeas 6 Nays 0 Absent 1 (Saunders) Not Voting 1 (McFarlane)
Referred to Com on Enrollm

House Bill 1 read 3d time & Passed
Yeas 8 Nays 0.

[illegible]

HB 21 read 3d time & passed
Yeas 8 Nays 0.

51st Day

HB 55 read 3d time & passed
Yeas 8 Nays 0

HCR 9 read 3d time & passed
Yeas 8 Nays 0

The president announced that he was about to sign HB 1-21 & 55 & HCR No. 9

—

On motion of Senator Millard, seconded by Senator Aldrich, all measures now on the table were taken from the table for consideration

Message from House

Com Conference HB 29

President appts Sen McFarlane Shattuck & Millard to serve on Confer. Com. on HB 29

SB 17 and 28
To Com on Eng & Enroll for transm to Governor

57th Day

Message from Governor

Re to S. B. 22

Com of Whole

Millard Aldrich Com of Whole. consid. bills on the tables.

The President called Senator Aldrich to the chair as chairman of Com of Whole

The Com arose & the president resumed the chair.

In Senate

Sen Aldrich as chairman, reported "Quote"

On Motion Millard, Aldrich, report adopted.

~~SB 1 Placed~~ on D/2 Apl 21
~~SB 4 Indefinitely postponed~~
~~SB 6~~ } D/2 Apl 21
~~SB 8~~ }

SB 10 considered and ordered engrossed

SB 37 considered and ordered engrossed

~~SB 34~~ considered and indefinitely postponed

57th Day

~~SB 51 Considered~~ and indefinitely postponed

SB 19 considered, amended quote and ordered engrossed

SB 29 Considered and ordered engrossed

SB 37 Considered and ordered engrossed

SB 42 Considered, amended quote and ordered engrossed.
~~JM 3 Leave granted to withdraw~~
~~JM 8 D/2 Apl 21~~

~~JR 1 D/2 Apl 21~~

~~JR 2 Indefinitely postponed~~

~~JR 3 Leave granted to withdraw~~

~~JR 6 Leave granted to withdraw.~~

~~Leave granted the author of SJM 3, Sen. Hubbard, to withdraw the same~~

Hubbard - Millard - moved bills now in hands of Senate Standing Committees be reported back to the Senate with the recommend. that they be considered in Com of the Whole.

- Carried -

51st Day

Father. Millard.

adjournment ——

Fifty-second day.

April 28 - 1915

The Senate was called to order by the President at 10 o'clock am, pursuant to adjournment.

The Secretary called the roll - all Members present

Prayer was offered by the Chaplain

The Journal of the preceding day was read and approved.

Message from House

① The Speaker has signed HB 79 - HJR 8 - and the same are hereunto transmitted

HB 79 - Read 1st time & referred to Com on Finance etc

HJR 8 - Read 1st time & referred to Revenue and Taxation

SB 33 - &

Rept. Stand Com

① Elections, etc
SB 49 - 50 - 53 - 54 - 56 -
57 and S. J R 7 - In Com of Whole
at the foot of file D/3 today

② Judiciary -
SB 2 - In Com of Whole
D/3 to day

③ Education
Letter re to Acct. W. Thompson, Mo
recom. consid. in Com of Whole
D/3 to day

④ Roads & Highway
HB 14 - Recom Do pass — Do not concur Tanner

⑤ Eng & Enrollment
SB 9 - S Jm 15 - Engrossed.
General File Apl 22

⑥ Banks and Banking
Letter Demo Club to be filed

⑦ Banks
HB 28 - Cons in Com of Whole — Do not concur Translat
D/3 this day

⑧ Banks
SB 27 Cons Com of Whole
D/3 this day

⑨ Banks
SB 25 Com. of Whole
D/3 this day

Com of Whole

Millard Hubbard - Com of Whole

Sen Tanner in chair

The Com arose and the president resumed the chair

In the Senate

Senator Tanner as chairman, reptd Quote

Sulzer Millard rept adopts. Add SB 26-30-1-8-6
SJR 1 - on D/3 Apl 22

Daily File

HB 57 - Read 2d time and ordered engrossed

HB 55 Read 2d time and ordered engrossed

CR 12 Read 2d time and ordered engrossed

CR 10 Read 2d time and passed to 3d reading (3/2.22)

HB 53 Considered, following amendment by Com of Whole was lost "Quote"
Sen McGaun having voted with [illegible] file
reconsider the vote on amendment on HB 53

Sen [illegible]

Jm 8 Considered, amended and ordered engrossed

HB	7	Read 2d time Ed Laid on table subject to recall				

General File

Jan	7	Read 3d time Ed passed	Yeas	8	Nay	0
Jan	10	✓ ✓ ✓ ✓	✓	8	✓	0
Jan	12	✓ ✓ ✓ ✓	✓	8	✓	0

The president announced he was about to sign the above memo but they were ~~[illegible]~~ returned to House

~~Rep~~ Com Engr & Enroll

Delivery to Governor of SB 17 - 28 & 24

Messages from House

(1) Re to Senate amendment to HB 55 HCR 9 —

(2) Re to SB 46 and HB 82

SB 46 ~~orde~~ referred to com Eng & Enroll for delivery to Governor

HB 82 - by Com Election ex. entitled "Prob" read and referred to Com Elections

Aldrich - Hubbard

Adjournment —

Fifty-third day

April 22-1915

The Senate was called to order by the President at 10 am pursuant to adjournment.

The Secretary called the roll — all members present.

Prayer was offered by the chaplain

The Journal of the preceding day was read and approved.

Messages from Governor

① Re to SB 17

② Re to SB 28

Message from House

① SJM #5 with amendments

Placed on D/S Apl 23

Repts Standing Com

① Eng & Enroll
SJM 13-14-9-12 - SCR 11 -
SB. 31-43-38 - Enrolled

The president announced he was about to sign the above & the [illegible] Sen & House

② Eng & Enroll
SB 41-10-32-19-29-
37-42 - SJR 8
Engrossed.

General File Apl 23

③ Labor, Capital etc
SB 47 - Compensation
~~[illegible]~~ without recom.
D/S Apl 23

④ Elections HB 82
without recom
D/S Apl 23

⑤ Finance HB 72
without recom
D/S Apl 23

Com of Whole

Millard - Hubbard - Com of Whole

Sen. Tanner in chair.

Com arose & pres. resumed the chair

In Senate

Senator Tanner, as chairman rep'd "Quote"

Millard - Aldrich - rept adopted

and PB 44 50-53-54-26-25-27
Sgn 1-7 - on D/F Apl 23

PB 1-52 - D/F Apl 24

PB 36 taken up for consideration and amended by com of Whole as follows: Quote
Amendment lost

Millard Tanner - Indefinite postponed
Carried.

PB 30 Read 2d time and following amendments adopted "Quote"
Bill, as amended, ordered engrossed

PB 56 Read 2d time and amended as follows: "Quote"
Bill, as amended, ordered engrossed

HB 14 Read 2d time and amended as follows: "Quote"
Bill as amended, ordered engrossed.

HB 49 - Read 2d time and ordered engrossed

HB 35 Considered and failed to pass to 3d reading

HB 8 Read 2d time and following amendments by Sen Hubbard adopted: "Quote"

~~Sen Hubbard offered following amendment to Sec 6: Quote~~
~~Amendment adopted.~~
~~Sen Hubbard offered following additional amendment: "Quote"~~
Bill, as amended, ordered engrossed.

HB 2 Read 2d time and Indefinitely postponed.

HB 28 Read 2d time and Indefinitely Postponed
Notify House

Acct W. T. Thompson laid on table subject to recall.

HB 53 Sen McGann having given notice thereof at the proper time moved to reconsider the vote on the amendment to HB 53 proposed by Com of Whole. Carried.
Following amendment was adopted "Quote"
Bill failed to passed to 3d reading.
[illegible] on D/F Apl

General File

SB 9 Read 3d time and Failed to pass
Yeas 4 Nays 4

SJM 15 Read 3d time and Passed
Yeas 8 Nays 0

HCR 10 Read 3d time and Passed
Yeas 7 Nays Hubbard 1

Send to House — President announced he was about to sign HCR 10. and it was returned to House

Messages from House (Re to SJR 6)
Millard - Sulzer SJR 6 which was withdrawn be considered on the File and that Senate take action on Conference Report — Carried.

~~Millard moved Senate refused to~~

Rept Com on Conference was not adopted and the Senate asked for a Free Conference

notify House

Chair appt. Sen. ~~Millard - Hubbard~~ Hubbard Sulzer
Mailed on Free Conference Com

Sen Tannett moved SB 45 and 7 be recalled from Com on Revenue and Taxation and be acted on in Com of Whole. Apl 23 Carried.

(Get bills from Aldrich)

Rept Stad Gen

(1) SJM 8 and SB 57 Engrossed
Placed on G/F Apl 23

(2) Revenue and Taxat.
HCR 8 Re to pay money in
Placed on G/F Apl 23

By unanimous consent leave was grant to introduce
SCR # 11 by Sen Hubbard
Quote

The resolution was read and under suspended rules, ~~the resolution~~ adopted.

Eng & Enroll.

① SB 46-33 Delivered to Governor —

Message from House

② HB 57-58-59-60-61 rec 1st time and to Banks

HB 77 to Judiciary -

Miller
Hubbar - Ordyne

Fifty-fourth day

Usual proceedings at 10 am
Journal read & corrected.

- Message from Governor -

Transm. copy letter of Governor to Dr Thompson, in connection with his account for services rendered during the epidemic of measles at Apogmax.

Repts Stand. Committees

Revenue & Taxation

① S.B. 7 — } Cons. Com. of Whole
② S.B. 45 — }

Placed on D/3 this day.

Labor, Capital and Immigration

③ SB 39 - Do pass
D/3 April 24

Eng & Enroll

④ SJM 15 and S.CR 13
Enrolled

The President announced he was about to sign SJM 15 and SCR 13 and they were transmitted to the House.

Fisheries

⑤ S.JM 16 - Do pass
D/3 Apl 24

Judiciary

⑥ HB 77 — Do pass
D/3 Apl 24

Banks etc.

(7) HB 57-59-58-60-61 - Com of Whole
D/2 Apl 24

Com of Whole

Millard - Aldrich - Com of Whole

Senator Tanner in chair

Committee arose and the president resumed the chair

In Senate

Senator Tanner, as chairman, reported "Quote"

On motion of Senator Tanner
seconded by Senator Aldrich
the report was adopted and
SB 47 was made a
special order for 7 30 pm
this day -
SB 44-50-76 - 45-7 - SJR 1
SJM 5 with House and were placed
on D/2 Apl 24 -
SB 53 placed on D/2 for Apl 26 -

Daily File

54 Read 2d time and amended
as follows: "Quote"
The bill as amended was
ordered engrossed

3 25 was read 2d time & following amendments thereto were adopted "Quote"
The bill as amended was ordered engrossed

3 27 Read 2d time & following amendments thereto were adopted "Quote"
The bill, as amended, was ordered engrossed

3 82 was read 2d time & passed to 3rd reading
Placed on G/O Apl 24

3 72 Read 2d time & passed to 3d reading.
Placed on G/O Apl 24

m 7 The chair reserved decision on Pt of order till Apl 24

From Governor
message re to SB 33.

Message from House
Re to HB 66-69 - HJR 13-20 -
HJR 10-11 - HB 87-99

HJR 13 - Fisheries

HB 65 - Education

HB 66 - Judiciary

HJR 30 - Roads

HJR 10 - Roads

HJR 11 - Finance

HB 87 - Education

HB 99 - Judiciary

Message from House

(1) Re to Governor signed.
HB 35 - 54 - 34 50 -
HB 48

(2) Jackson, Snow, Reid
Free Conference HJR 6

(3) PB 31 - Indefinite postponed.

(4) Re to
HB 79 - 84 - 102 - HJR 8 - 16 - 21 -
HJR 9 -

HB 79 – Bancroft & Banking
" 84 – Banks etc
" 102 – Judiciary
HJM 16 – Roads –
HJM 9 – Fish
HJM 21 – Transp. Com & Nav
HJR 9 – Roads & Highways.

General File

B 41 – Read 3d time & Passed
Yeas 8 Nays 0
Millard – ~~Aldrich~~ Tanner – Title.
Ordered enrolled.

B 10 Read 3d time & Passed
Yeas 8 Nays 0
Millard – Aldrich Title
Ordered enrolled

B 32 Read 3d time & Passed
Yeas 6 Nays 2 [illegible]
Millard – Aldrich Title
Ordered enrolled

B 19 Read 3d time and Passed
Yeas 8 Nays 0
Millard - McGann title ordered to stand
Ordered enrolled

B 29 Read 3d time and Passed
Yeas 8 Nays 0
Millard - McGann title ordered to stand
Ordered enrolled

B 37 Read 3d time and Passed
Yeas 7 Nays 1 Gaustad
Millard - Sulzer title ordered to stand
Ordered enrolled.

B 42 Read 3d time and Passed
Yeas 8 Nays 0
Millard - Tanner title ordered to stand
Ordered enrolled

B 55 Read 3d time and Passed
Yeas 8 Nays 0
Millard - Aldrich - title ordered to stand
Ordered enrolled

B 57 Read 3d time and Passed
Yeas 8 Nays 0
Millard - Sulzer title ordered to stand
Ordered enrolled

B 8 Read 3d time and Passed
Yeas 8 Nays 0
[illegible]
Ordered enrolled

JCR 12 Read 3d time and Passed
Yeas 7 Nays Hubbard
Ordered enrolled

HJR 8 Read ~~[illegible]~~ and concurred in
Yeas 8 Nays 0
~~Ordered enrolled~~.

HB 14 Read 3d time & placed
on 4/2 Cal 24

The president announced he was about to sign HJR 8 and it was returned to the House
[redacted] Message from House

(1) Governor signed
HB 54-55

(2) JCR 13 —

Millard - McGann account
W.T. Thompson taken from
table — Carried.

Millard, Aldrich lay on Table
carried.

Leave was granted to
Senator Gausta to
introduce the following
bill SB 59, [illegible]
[illegible] Minnesota

Message from House

Re to HB 68

HB 68 "Quoth" referred to Com on Fisheries. —

Millard — Aldrich
recess till 7 30 pm

Evening Session

The Senate was called to order at 7 30 PM by the president.

Aldrich — Sulzer, Committee of Whole for consideration of SB 47

The president called Senator Gaustad to the chair.

The Committee arose and the president resumed the Chair.

Senator Gaustad, as chairman, rpts. that

the Cmte of the Whole have considered SB 47 and request that further time for the consideration thereof be granted.

Sauer – McGarr rept adopted as SB 47 placed on 3/2 Agl 24

Sauer – Aldrich adjourn

Fifty - Fifth day

Apl 26

Usual proceedings at 10 am.

Repts Stan Com

(1) Engr & Enroll.
SB 8 49 - 56 - 30
Engrossed —
G/S Apl 26

(2) Fisheries
SJM 19 - Do pass
D/S Apl 26

(3) Banks etc
HB 79 - Do pass
HB 84 - Do pass
D/S Apl 26

(4) Finance
SB 59 - HJR 11
Do pass
D/S Apl 26

(5) Judiciary
HB 102 - Do pass
HB 66 - Do pass
HB 99 - Do pass
HB 69 - Do pass
D/S Apl 26

(6) Roads & Highways
HJR 9 - HJM 20 - 16 - 21 - 10
Do pass D/S Apl 26

~~The chair ruled that the subject matter under discussion is similar to that already disposed of in the Senate.~~ contained in S.J.R. 7

And that

The chair ruled that Senate Joint Resolution No. 7 was disposed of through the adoption of the report of Committee of the Whole

And that ~~Senate Joint Resolution No. 7 is~~ therefore it is not up for consideration before the Senate.

Com of Whole

Subject Mullan Com of Whole on Daily File.

President called Sen. Tanner to the chair.

The Com arose and the President resumed the chair

In Senate

Senator Tanner, as chairman, reported Govt.

On motion of Sen. Mullan seconded by Sen. Tanner the report was adopted and

SB Nos. 1-45-~~54~~ — D/F Apl 26
and HB 57

SB 7 and SJR 1 — D/F Apl 27

Daily File

44 - Consider and Indefinitely postponed.

50 - Read 2d time and failed to pass to 3d read.

26 - Considered and failed to pass to 3d read.

77 - Read 2d time and passed to 3d read
Placed G/F Apl 26

57 - Read 2d time and passed to 3d read
G/F Apl 26

58 — Read 2d time and passed to 3rd read.
G/F Apl 26

60 — Read 2d time and passed to 3d read
G/F Apl 26

61 — Read 2d time and passed to 3d read
G/F Apl 26

16 - Read 2d time and ordered engrossed

B 39 — Rept Com adopted.

B 52 — Place D/2 Apl 26

M 5 — Rept adopted Senate
refused to concur in amendments.

47 — Continued on D/2 for this evening

General File

HB 82 Read 3d time and Passed
Yeas 8 Nays 0
Title agreed to —

HB 72 Read 3d time and Passed
Yeas 8 Nays 0
Title agreed to

HB 14 Read 3d time and Passed
Yeas 6 Nays Sulzer Tanner 2
Title

Emergency clause
Yeas 6 Nays Sulzer - Tanner 2

President - announced
he was about to
sign above and they
were sent to House

Rept Com Eng & Enr

(1) SJM 8 — DB 19-29-32-37-42-
PB 10-55-57 PCR 12 - DB 41

Enrolled.

President announced he was to sign the same as they were sent to House.

---

(2) RB 25 as 54 Engrossed
3/3 Age 26

---

(3) Education
HB 87 — Do Pass
3/3 Age 26.

Letter from Governor

Re to salary to McFarlane —

Referred to Finance etc

Message to Governor

Re to SB 24 —

Message from House

Re to SB 14 - bill postponed.

SB 48 - 4 Act [illegible] to.

SB 40 not amended [illegible] from 16 to 17

Millar - Hubbard Amendments

Concurred in.

~~SB 48-40 Ordered sent to Governor~~

Com from Presbytery Report.

Adopt Sugar spread on minutes in file. Carried

Business of Sen. etc

Sen Hullar by unanimous consent presented following resolution!
quote

To Judiciary -

Millard - Tanner -
Recess till 8 o'clock
on this day —
Carried.

Evening Session

Called to order at 8 PM
by [redacted]

Senator Tanner asked
The Senate resolved itself into a Com of the whole for consideration of SB 47
Sen Millard in Chair

Com arose at Midnight
resumed the chair

Mr Millard, as chairman
approved "Guide".

Hubbard - Rodger -
report adopted.

~~PB 42 [illegible] 2d Ed.~~
~~as amended & follows.~~
~~"Guide"~~
~~as amended~~ ~~notices~~
~~engrossed.~~

PB 47 Read 2d time
on place P/2 agd
2th —

Millard - Adjourn
Adjournment 10 am Monday —

Fifty-seventh Day

April 26 - 1915

The Senate was called to order at 10 o'clock, am, by the President, pursuant to adjournment.

The Secretary called the roll; all members present.

Prayer was offered by the Chaplain.

The Journal of the preceding day was read & approved.

Message from Secy of Secretary "Quote" Re to letter Secretary of War in re S.Jm #10. Read & ordered filed.

Message from House.

(1) S B to S Jm 15 with amendments. & S B 81 -

SB 81 - ordered sent to Governor.
SJm 15 - House amendments "Quote" read & on motion Millard & Dwyer concurred in. & Memorial ordered sent to Secretary

(2) Rts HB 51 - 56 - 70 - 71 - 86 - 89 - 90 - 91 - 92 - 93 - 94 - 95 - 96 - 97 - 98 - 104 - 106 - HJm 12 - HJm 15

HB 57 - 1st Rdg Judiciary

" 56 - " " " Fisheries

" 70 - " " " Education

" 71 - " " Education

" 86 - " " Judiciary

" 89 " " " Judiciary

" 90 " " " Judiciary

" 91 " " " Judiciary

" 92 " " " Banks

" 93 " " " Judiciary

" 94 " " " Banks

" 95 " " " Banks

" 96 " " " Revenue

" 97 " " " Education

" 98 " " " Banks

" 104 " " " Banks

" 106 " " " Mining

HJR 12 - Mining, HJR 15 - Transports

Reports of Standing Committees

(1) Engross & Enrollment
SB 47 - 2 Jan 16
Engrossed
S/3 Apr 27

(2) Judiciary
SCR #14 - Do pass
S/3 Apr 27

—

Daily File

Millard - McCann
Com of Whole on S/2.

Senator Farmer in chair.

The Committee arose & the president resumed the chair.

In Senate

Senator Farmer - as chairman reported "Report"

On motion Sen Millard seconded by Sen. Adrich the report was adopted

SB 1-7-45 Cpr 1
an HB 87
place 3/3 age 77

Leave grant Indian to
worth dtan. SB 53

HB 102 ~~HB~~ HJM 16
laid on table subject
to recall.

~~Read~~
SJM 19 read 2d time
and amended as
follows: "Quote"

Memo, as amended,
orders engrossed.

SB 47 - Read 2d time and
amended as follows:
"Quote"

Millard, Tanner, rules suspended, considered engrossed
& placed on final passage: Passed - Yes 7 Nays 1 (McCann)
Speaks - Tanner - Fitch - orders enrolled

SB 66 read 2d time as
amended, as follows:
"Quote"

Bill, as amended
passed to 3d read. SB 68 & 7

HB 59 read 2d time and leave was granted the author to withdraw the same.

HB 52 read 2d time and ordered engrossed

HB 79 - Read 2d time and passed to 3rd reading G/P Aye 27

HB 84 - Read 2d time and passed to 3rd reading G/P Aye 27

HB 99 Read 2d time and passed to 3rd reading G/P Aye 27

HB 69 Read 2d time and passed to 3rd reading G/P Aye 27

HB 59 Read 2d time passed to 3rd reading
Y/2 Age 27

HJR 9 - Ordered Returned to House for correction of title -

HJR 10 - Read 2d time passed to 3rd reading
Y/3 Age 27

HJR 11 - Read 2d time passed to 3rd reading Y/3 Age 27

HJR 20 - Read 2d time passed to 3rd reading
Y/2 Age 27

HJR 21 - Read 2d time passed to 3rd reading
Y/2 Age 27

General File

SB 8 – Read 3d time and Passed
Yeas 8 Nays 0
Title – Millard – Alonzo
Ordered enrolled

SB 49 – Read 3rd time and Passed.
Yeas 8 Nays 0
Title – Millard – Alonzo
Ordered enrolled

SB 56 Read 3rd time and passed
Yeas 8 Nays 0
Title – James – McGann
Ordered enrolled

SB 30 Read 3rd time and Passed
Yeas 8 nays 0
Title – Millard – Alonzo
Ordered enrolled

HB 35 Read 3rd time
and Passed
Yeas 8 Nays 0
Title - Gaunt - McGann
Ordered enrolled

HB 54 Read 3rd time
and Passed
Yeas 8 Nays 0
Title - Aldrich - Hunter
Ordered enrolled

HB 77 - Read 3rd time
and Passed
Yeas 8 Nays 0
~~Title -~~
~~Ordered enrolled~~

HB 57 Read 3rd time
and Passed
Yeas 8 Nays 0

HB 58 Read 3rd time
and Passed
Yeas 8 Nays 0

HB 60 – Read 3rd
then and Passed
Yeas 8 Nays 0

HB 61 Read 3rd
then Passed
Yeas 8 Nays 0

The president
announced he was
about to sign
HB 77 – 57 – 58 – 60
and 61.

Reports of Standing
Committees

(By unanimous consent)

(1) Education

HB 97 – Do pass
D/p Apl 27

(2) Education
HB 71 – Do pass
D/p Apl 27

(3) Education
HB 70 — Do not pass (Minority & Majority.
D/P Apl 27

(4) Judiciary
HB 57 — Do pass
D/P Apl. 27

(5) Judiciary
HB 86 — Com of Whole
D/P Apl 27

(6) Judiciary
HB 90 — Do pass
D/P Apl 27

(7) Judiciary
HB 91 — Do pass
D/P Apl 27

(8) Judiciary
HB 93 — Do pass
D/P Apl 27

(9) Judiciary
HB 89 — Do pass
D/P Apl 27

Int + 1st Read Bills

SB 60 — By Revenue + Tax
"Cute"
unanimous Cons made a
Special Order for 7:30 PM this day

(10) Revenue
HJR 12 — Do pass
D/P Qal 27

(11) Revenue
HB 96 — Do pass
D/P Qal 27

(12) Banks
HB 104 — Com of Whole
D/P Qal 27

(13) Banks
HB 92 — Do pass
D/P Qal 27

(14) Banks
HB 98 — Do pass
D/P Qal 27

(15) Banks

HB 94 — Do pass
D/P agl 27

(16) Banks

HB 95 — Do pass
D/P agl 27

(17) Engrossed

Delivery to Governor
PB 40-48 —

(18) Mining

HB 106 — Do pass
D/P agl 27

(19) Transportation

HJM 15 — Do pass
D/P agl 27

Message from Governor
PB 46 "Quote"

The question being "Shall the bill pass notwithstanding the Governor's veto?", the roll was called with the following votes: Yeas — Nelson, Mulroney, Gannon, Mulcahy, Nutter, Farrell, Anderson — 7; Nays — 0; Absent — 1 (Alexis)

So the bill failed to pass.

Resolutions

Pillsbury Hubbard
Recess 7 30 PM

Evening Session

Called to order at 7 30 pm
pursuant to recess.

Rept Com Eng & Enrol
CB 47 - Enrolled.

President announced
he was about to sig
the act & was sent to
House.

Com Whole

Sen Millard - Aldrich
Com of Whole for
consid of

Sen Aldrich in chair.

Com arose &
president resumed
chair.

In Senate

Sen Aldrich, as chairman reported HB 60 with recom to do pass.

Millard Farmer upon accounts.

~~[illegible]~~ —

HB 60 read 2d time & ordered Millard, McKay & Gee 27 —

Rept to Senate

(1) Fisheries

HB 68 — HJM 13

Do pass

Do Aye 27

Message from House

(1) Re to Senate amendm
HB 14

(2) HB 103 – 105

HB 105 to ~~Judiciary~~
Read 1st time

HB 103 – to ~~Judiciary~~
Read 1st time
Age 27

Millard – Stibbar
adjourn 9 am.

Fifty eighth day
Apl 27 - 1911 -

Usual proceeding 10 am
Millard - Hubbard - reading
Journal dispensed with.

Reports of Stand Committee

(1) Ferry - Enrolls.
SB 52. OJR 19 - Engrossed

Com of Whole

Millard - Hubbard Com of Whole

Sen Aldrich in chair

The Com arose as President resumed the chair

On Senate

Sen Aldrich, as chairman reported "QUSTS"

On motion Sen Millard seconded by Sen Hubbard the report of the Com was adopted. SB 1-45-7 - OJR 1 - and HB 70 were placed on 2/2 for Apl 28

Daily File

HB 103	was read 2d time and indefinitely postponed.		
HJR 12	Returned to House for correction of titles.		
HB 71	Read 2d time and amended as follows: "Quote. Bill passed to 3rd reading	4/2	Apl 28
HB 96	Read 2d time & amended as follows: "Quote" Bill, as amended passed to 3rd reading and was placed on	4/2	Apl 28
HJM 15	Read 2d time and amended as follows: "Quote" Memorial, as amended, passed to 3rd reading and was placed on	4/2	for Apl 28
SCR 14	Read 2d time and ordered engrossed		
HB 97	Read 2d time and passed to 3rd reading	4/2	Apl 28
HB 57	Read 2d time and passed to 3rd read	4/2	Apl 28

HB	86	Read 2d-time & passed to 3rd-read.						9/2	age 28
HB	90	✓	✓	✓	✓	✓		✓	✓
✓	91	✓	✓	✓	✓	✓		✓	✓
✓	93	✓	✓	✓	✓	✓		✓	✓
✓	89	✓	✓	✓	✓	✓		✓	✓
✓	104	✓	✓	✓	✓	✓		✓	✓
✓	92	✓	✓	✓	✓	✓		✓	✓
✓	98	✓	✓	✓	✓	✓		✓	✓
✓	94	✓	✓	✓	✓	✓		✓	✓
✓	95	✓	✓	✓	✓	✓		✓	✓
✓	106	✓	✓	✓	✓	✓		✓	✓
✓	68	✓	✓	✓	✓	✓		✓	✓
✓	105	✓	✓	✓	✓	✓		✓	✓
HJm	13	✓	✓	✓	✓	✓		✓	✓

Reports Standing Com
By Union Convent.

(1) Engs & Enrolls
PCR 14 - Engrossed
B/I Apl 28
(2) PB-30-54-25-56-29 - Enrolled
President signed & sent to House

(3) Eng & Enrolls
Delivery to Governor PB 21

Messages from Governor

(1) Re to PB 40
(2) Re to OB 48

Message from House

(1) Re to Conference PJ No 5

President appts. Tanner.
McGann - Hughes on Conf

(2) [illegible]
[illegible] OB 23 etc. -

SB 23 wit amendments to
Com. Mining & Manufact.

SB 43 with amendment to
Com Revenue & Taxation

HJR 15 – HJR 17 – HB 43 – 80 – 108
place on Gen File

SJR 9 – 12 – 13 – 14
Ordered to Sen.

SB 38
Order to Governor.

General File

SB 27 Read 3d time and
Passed Yeas 6 Nays 2
Millard – Aldrich – Tate
Ordered enrolled

SJR 16 Read 3d time and
Passed Yeas 8 Nays 0
Ordered enrolled.

HB 66 — Read 3rd time & passed
Yeas 8 Nays 0.

HB 87 - Read 3d time & passed
yeas 8 nays 0.

HB 79 — Read 3d time & Passed
yeas 8 nays 0
Emergency clause passed yeas 8 nays 0.

HB 84 - Read 3d time & Passed
yeas 8 Nays 0

HB 99 Read 3rd time & Passed
Yeas 8 Nays 0

HB 69 - Read 3rd time & Passed
yeas 8 nays 0

HB 59 Read 3rd time & Passed.
Yeas 7 Nays 1 Hubbard

HJR 10 Read 3rd time & Passed
Yeas 8 Nays 0

HJR 11 Read 3rd time & Passed
Yeas 8 Nays 0

Hgm 20 Read 3rd time & passed
Yeas 8 Nays 0

Hgm 21 Read 3rd time & passed
Yeas 6 Nays 2 Santa Tamm

Speaker announced he was
about to sign HB 66-87-79-84-99-69-59-
Hgm 10-11 & Hgm 20 & 21 &
they were sent to House.

Message from Governor

Re to SB 21,

McGann moves Hgm 16
be taken from table &
placed on D/2

McGann
Millard - vice 2 PM

Afternoon Session

Called to order 2 pm

Com of Whole

Millard asks Com of Whole
Sen Aldrich in chair

The Committee arose and
the president resumed
the chair

In Senate

Senator Aldrich, as chairman,
reports "Quote" –

Motion Millard - Tanner - rept adopted
and HB 43 was referred to Judiciary
for amendment and HJR 17 was
placed on 3rd rdg April 28.

HB 80 - read 2d time and passed
to 3rd reading.

HB 108 read 2d time and passed
to 3rd reading.

HJR 13 read 2d time and passed
to 3rd reading

HJR 16 - read 2nd time & failed to pass to 3rd reading

General Bill

SB 52 - Read 3rd time and passed
Yeas 8 Nays 0
Miller - Mahan - Ritter
Ordered enrolled

SJR 19 - Read 3rd time and
Yeas 8 Nays 0
Ordered enrolled

SCR 14 - Leave granted Rep Hulbert to withdraw.

HB 71 - Read 3rd time & Passed
Yeas 8 Nays 0

HB 96 - Read 3rd time & Passed
Yeas 8 Nays 0

HJM 15 - Read 3rd time & Passed
Yeas 8 - Nays 0

HB 97 - Read - Read 3rd time & Passed Yeas 8 - Nays 0

HB 51 - Read 3rd time
and Passed Yeas 8 Nays 0

HB 86 - Read 3rd time
and Passed Yeas 6 Nays Hubbard Wallace 2

HB 90 - Read 3rd time
and Passed Yeas 8 Nays 0

HB 91 - Read 3rd time
and Passed Yeas 8 Nays 0

HB 93 - Read 3rd time
and Passed Yeas 8 Nays 0.
Emergency clause: Yeas 8 Nays 0

HB 89 - Read 3rd time
and Passed Yeas 7 Nays 1 Cutsforth

HB 104 - Read 3rd time
and Passed Yeas 8 Nays 0

HB 92 - Read 3rd time
and Passed Yeas 8 Nays 0

HB 98 - Read 3rd time and passed Yeas 8 Nays 0

Emergency clause: Yeas 8 Nays 0

HB 94 - Read 3rd time and passed Yeas 8 Nays 0

HB 95 - Read 3rd time and passed Yeas 8 Nays 0

HB 106 - Read 3rd time and passed Yeas 8 Nays 0

HB 68 - Read 3rd time and passed Yeas 8 Nays 0

HB 105 - Read 3rd time and passed Yeas 8 Nays 0

HB 113 - Read 3rd time and passed Yeas 8 Nays 0.

HB 80 - Read 3rd time and passed Yeas 8 Nays 0

HB 108 - read 3rd time
and passed Yeas 8 Nays 0.

HJR 13 - read 3rd time
and passed Yeas 8 Nays 0.

—

Rept Stand Com
(1) Mining & Manufac
SB 73 with some amendments
recom Consider Com of Whole

Mellard. Hubbard ~~Aldrich~~
Adjourn 10 AM

Fifty ninth day

Called to Order by president 10 am
Roll call - Senators absent all present
Prayer
Journal read & approved.

#

Present of Petitions Resol & Memo.

Senator Seiger presented
S.J.M. # 17 re to Quota
was read 1st time &
on motion Sen Seiger, second
by Sen Tanner placed on
Table for this day

Rports of Stand Committee

Com on Revenue & Taxation
(1). SB 43 with House amend.
Recom amendments be concurred in

(2) Com on Engross + Enrolled
SJM 16 & 19 - SB 27 - 8 - 52

The President announced
he was about to sign
SB 27-8-52 & SJM 16 & 19
as they were sent to
House

Message from House

① SB 13 with amendments
SJR 5 " "
SB 41 as 25 - SCR 11-12
HB 81 - HJM 11-24-25-23

② SB 19 - Indefinitely Postponed

SB 13 with H amendments thereto } Place off the day
[redacted]

HB 81	Quorum	nays	1st	2d	3rd	Place off the day	
HJM 11	-	-	-	-	-	-	-
" 24	-	-	-	-	-	-	-
" 25	-	-	-	-	-	-	-
" 23	-	-	-	-	-	-	-

SB 41 as 25 and SCR 11 were ordered sent to Governor as copies filed with the Secretary of Security
SCR 12 was ordered filed with the Secretary of State

Millard - absent Comm of Whole
Rep. Sedger in chair
Com arose on Rep Sedger report Quorum

Motion Millard second by Tanner
Report adopted

SB 60 was made a special order for 8 00 P.M.

SB 45 rules suspended as read 2d & 3rd time placed on final passage. (Lucas)

The Speaker calls the roll
on passage Yeas 8 - Nays 0.

Emergency clause: Yeas 8 - Nays 0.

Tanner seconded
Title amended by adding
"and declaring an emergency"
and as amended orders to stand as
title of act.

Tanner - Aldrich bill considered enrolled,
President signed the bill and it was sent
to House.

CB 7 - Lost on Dp Agl 29

CM 1 Dp Agl 29

CB 23 - Do not concur

Conf Committee - Sen McGann -
Ramstad & Bridges

HB 70 - Dp Agl 29

HM 17 - Dp Agl 29

CB 43 - Concur in amendments

CB 13 - Concur in amendments

HB 81 - Dp Agl 29

HM 11 - Indefinitely postponed

HJM 24 – read 2d time & passed to 3rd read.

HJM 25 ✓ ✓

HJM 23 ✓ ✓

PJM 17 – Laid on table

Message from House

(1) Govern signed HB 8 – 21 – 61
HB 14

(2) Re ☆ House concur Sen Amends HB 71 – 56 – 66 – HJM 15 –

Millar – Tenure recess till 8 PM

Evening Session

Message from House

(1) Governor approved 57-58-59-60-66-
68-69-77-79-80-84-91-99 and 106 Hyde 10-11-13

(2) SB 25 Fails to pass

(3) Passed SB 10-52-Sjm 8-19-110
and HB 110

SB 10-52 to Governor
Sjm 8-19 to Secretary

HB 110 - by Ways & Means -
entitled "Quote" read 1st
Time and referred to Com
of the Whole this day following

Rpts Stand Com.

(1) Judiciary - HB 43 - Do pass.
On 2/3 this day -

Com of Whole

Aldrich - Tanner - Com of Whole.
Sen. Aldrich in chair
Committee arose and presid resumed chair

In Senate

Sen Aldrich, as chairman reports "quote"

HB 81 - was read 2d time and passed to 3rd reading

HB 110 read 2d time as amended as follows: "quote"

Sen Millard offered following amendment:

Amend the amendment by adding at the end of sub-division 4 of Sec 4 the following:

"Such person so appointed shall receive 5% of the monies so collected."

Amendment adopted.

Bill as amended passes to 3rd reading.

Hubbard - Tanner - rules suspended & bill read 3rd time & placed on final passage.

Passed Yeas 7 Nays 0 absent 1

Emergency clause Passed Yeas 7 Nays 0 absent 1 -

Gaustad - Millar - Title amended to read as follows: "An act to impose a road tax upon all male persons, in the Territory of Alaska, providing additional duties upon the Road Commissioners and establishing a road fund, Repealing Chapter 54 of the Session Laws, 1913, and declaring an emergency".

Millar - Farmer - title as amended agreed to stand

H Jon 23 - read 3d time
as passed Yes 7 Nays 0 Absent 1

H Jon 24 - read 3d time
as passed Yes 7 Nays 0 Absent 1

H Jon 25 - read 3d time
as passed Yes 7 Nays 0 Absent 1

President signed HB 110,
H Jon 23 - H Jon 24 & H Jon 25

SB 60 - read 2d time as following amendments thereto were adopted:
"Quote"

Pg 24 - line 11 - strike out "a" and insert "the"

Gaustad
Sec 29 - Fifth: "quote"
Sec 18 - Pub. 'd. "quote"

Gaustad
Sec. 53 - Pg 28 - line 18 - strike out "first" and insert "third"
strike "January" and insert "February"

Bill, as amended, ordered engrossed.

Millard - Gaustad - ~~ordered~~ rules suspended read 3rd time & Passed Yeas 6 Nays 1 Absent 1 Page

Emergency clause Passed Yeas 6 Nays 1 Absent 1 -
Millard - Aldrich - title.

Millard - Aldrich - adjourned.

Sixtieth Day

April 27 – 1915

Usual proceedings 10 a.m.
Journal reading dispensed with & it was approved –

Rpts of Rts Resol & Mess

SCR 14 – Millard –
re to adjournment. –

Read ~~time~~, rules suspended, on placed on prior passage & adopted. Yeas 8 Nays 0

Resolution signed Resol & it was sent to House.

By unanimous consent

(Finance & Ways & Means)
PB 61 – ~~Rodgers~~ – Appropriation
read 1st time & placed on Daily File for 2d reading.

Messg from House

(1) PB 47 with amendments Daily File –

(2) Senate Amds HB 110 on File

(3) DB 37 – 42 – 57 – Passed & to Governor

(4) PB 49-32 – Indefinite pass
OB 54 – failed to pass
CB 45 laid on table.

Rep to Com
Rep to Govr

(1) PB 38 to Governor
(2) OB – 41-55 – JCR 11 – to Governor

(3) PB 60 – Envoler.
President announced he was about to sign bill and it was sent to house.

Com from Governor
Copy letter from Dr Holmes – by Mullan.
on Dfs qr. 29.

Com of Whole
Mullan aldrich – Daily Dbt.
for aldrich in chair
Com arose & president resumed the chair

In Senate

Sen Allison reports bills
Millard Hitchcock yes adopts.

SB 1 – Consider as Independent provisions.

PJR 1 – Allison grants leave & withdrawn

HB 70 – Law on tobacco subject to
recall House motion
Carpenter

HB 43 – Law on tobacco subject to
recall.

HJM 17 – Law on tobacco.

Committee Conference SB 23

That Senate concur House
amendments to SB 23 except
~~SB~~ amendment No 21 to word "lessor"

Motion Millard, Sedgwick reports adopts.

Millard Hitchcock nays 1 30

Afternoon Session

Called to order at 1 30 pm

By unanimous consent
Senator Millard ~~[illegible]~~ introduced
Senate Bill #62 entitled "Quote"
which was read 1st time, rules
suspended, read 2nd & 3rd time
and passed Yeas 8 Nays 0.

Emergency clause; Passed Yeas 8 Nays 0.

Bill considered enrolled and signed
by President and sent to House.

Message from Governor

(1) Signed by Governor
SB 38 - 55

Messages from House

(1) HB 109 —

(2) HB 30 (with amendments) HJR 16 SJR 14 - (with amendments)

Millar - Hilsher - Concurrence in
amendments to SCR 14 —

Tanner - Millard - Concurrence
amendments to HB 30

Millar - Hubbard | Com of Whole.

Sen. Aldrich = chair

Com arose.

Senator Aldrich reported HB 109 - Report

Rept adopted.

Rule suspend & HB 109 next 3rd time & placed on final passage

Passed Yes 7 Nays 1 Rules

Emergency Yes 7 Nays 1

President signed enrolled bill.

Message from House

Re to amendments OB 73

President appts. Senators Milligan Hunter & Rulger —

(2) Com Carpenter HB 70.
Motion given, Millar HB 70 regarded from table & passed agreed Senators
Gaustad — Sulga — McCann

Com of Whole
Millar Hubbard —
Sen Aldrich in chair

Sen Aldrich reports "favorably"

SB 61 — Rec 2nd time and amended as follows: Quote"
Passed to 3rd reading
Millard — Hubbard — rules suspended
placed on 3rd reading
Rec 3rd time & the passed Yes 8 - Nays 0.
Emergency clause: Yeas 8 - Nays 0.
Millard — Hubbard — title amended
and declaring an emergency
Committee dissolved — resume at House.

✓HB 47 – Rept adopted

HB 110 – Rept adopted.
Asse for Conference.

President appts. Reps.:
Aldrich – Gaustad – Dugan Com on Conference

Message of Governor

Re to SB 13 – 41 – 37 – 57 – 10 – 43 – 52
Signed by Governor

Message House

① Rept Com Free Confer SB 23 –

② SB 62 – laid on table

Rept Com Free Conference

SB 23 ; Concur in all amends.
Adt new amendment ;

Millard – Hatter – Rept adopted.

Com Eng - Enroll

SB 57-37-32 - to Governor
SB 10-52-13-43 to Governor

~~Enroll Bill~~

~~SB 61~~

Enrol Bill

~~SB 61 — Millard - Taxes - rule suspended - Reds 3rd time & placed on final passage Passed Yea 8 - Nys.~~

Millard - ~~Taxes~~ Budget
Recess - till 7:30

Evening Session
Called to order 7:30

Message from House
(1) Re to amendment SB 49
(2) Com Conference HB 110

Rep. Stan. Com
Fisheries — HB 56 - Do pass.

Tarrant - Hilliard - rules suspended HB 56 - read 2d & 3rd time & passed: placed on final passage.

Passed: Yes 7 Nays 0 Absent 1 (Tarrant)

President announced he was about to sign HB 56 & it was returned to House.

Rept Conf. Conference On HB 70

"Quote"

Hubbard - Gamstar - that the Senate do not accept report Committee on ~~[illegible]~~ Conference. & ask for a Free Conference. -

Sulzer - Aldrich - Bill re committed to Committee instructed to act in Free Conference - Carried.

Conference On HB 110.

"Quote"

Messrs from House

(1) Re to Free Conference HB 110.
President apptd Aldrich Gaustad Seiger

(2) Re to Free Conference HB 70

Rept Free Conference
HB 70
"Quote"

Millard - Tanner - Rpt adopted.

Rules suspended and HB 70
passed to 3rd reading
Read 3d time and Passed
Yea 8 Nay 0

President signed bill and it
was returned to House.

Rept Conf
HB 29
"Quote"

Motion Millard - Tanner -
Report adopted and Senate
recede from amendments

HR # by Millard
"Quote"
Read and adopted

Message from House

(1) Re to report Free Conference HB 70.

(2) Re to Senate amendm HB 109
Gaustad - Millard and Aldrich Conference Committee on part of Senate

(3) Re to HCR 15 - "Quote"
Millard - Hubbard rules suspended and by inserting the words "and Senate" resolution read and ~~[illegible]~~ amended and placed on final passage.
Failed to Pass — Yes 5 Nay 3 Hubbard Tanner Sutherland

Rept Conference Com on HB 110
"Quote"
(Recom adopt senate amendment)

Millard - Hubbard - report adopt.

Message from Governor
Signed SB 23 - 30 - 47

(See page 245)

Committee of Whole

	DF	GF
Apl 20 - 1915		
SB 44 — (Hubbard Aldrich) to be forwarded on file for	Apl 22	
SB 36 — (Millard - moved Bill ~~to~~ be indefinitely postponed - Withdrawn -) (Hubbard - Aldrich - report back recom. it do pass, as amended by Com on Education Withdrawn) (Sutherland — that bill be re-referred to Com on Education with instructions to obtain a report from Dental Board.) Aldrich - Sutherland bill be advanced on calendar for	Apl 22	
SB 35 - Aldrich - Tanner - bill be advanced on Calendar for	Apl 22	
SB 41 - Hubbard - Aldrich - bill be reported back, recom it do pass		
SJR 8 - Millard Tanner - Resol. be rept back, recom. it do pass		
HJM 7 Aldrich - Gaustad - Memo be rept back, recom it do pass		
HJM 10 Millard - Aldrich Memo be reported back - it do pass		

Com of Whole - Apl 20

			DF	GF
HJM	12	Aldrich - Tanner - reptr. bar, recom it do pass		
		Millard - Tanner - recess until 1³⁰ P.M. Carried		
		Millard - Hubbard - to recall SB 19-29-37 and 42 carried		

Com of Whole - Apl 20

Bills taken from table

SB	1	On D/2 Apl. 21.
✓	4	Indefinitely postponed
✓	6	Remain on D/2
✓	8	Remain on D/2
✓	10	Recom it do pass.
✓	32	Recom. it do pass.
✓	34	Indefinitely postponed.
✓	51	Indefinitely postponed.
✓	19	Recom it do pass, as amended
✓	29	Recom. it do pass
✓	37	Recom. it do pass
✓	42	Amended and recom it do pass, as amended
SJM	8	Remain on D/2
SJR	1	Remain on D/2
SJR	2	Indefinitely postponed
SJR	3	That the author be permitted to withdraw
SJR	6	That it be withdrawn.

Millard Hubbard Com rise.

Com of Whole Apl 21.

SB 26 ✓ - Placed on D/o Apl 22

SB 30 ✓ - [illegible]

SB 57 ✓ - Recom it do pass

SB 55 ✓ - Recom it do pass.

SCR 12 ✓ - Recom. it do pass.

SB 1 ✓ - Recom it be placed on D/o Apl 22

SB 8 ✓ - Recom it be placed on D/o Apl 22

SJM 8 ✓ - Recom. it do pass with amendments.

SJR 1 ✓ - Placed on D/o Apl 22

SB 6 ✓ - Placed on D/o Apl 22

HCR 10 ✓ - Recom. it do pass.

HB 53 ✓ - Recom. it do pass with amendments

HB 7 - Laid on table, subject to recall.

Millard - Aldrich - recess till 1 3/4 pm
Called to order at 1 30 pm

Com of Whole Apl 22

SB 44 Placed on D/2 for Apl 23

SB 36 Repts back, recom it do pass, as amended

SB 35 Repts back recom it do not pass

SB 30 Amended and recom it do pass, as amended

SB 49 - Recom it do pass

SB 50 - Placed on D/2 Apl 23

SB 53 - Placed on D/2 Apl 23

SB 54 - Placed on D/2 Apl 23

SB 56 - Amended and recom it do pass as amended

SB 52 - Placed on D/2 Apl 24

SB 8 - Reported back without prejudice

SB 1 - Placed on D/2 Apl 24 -

SB 26 Placed on D/2 Apl 23

SB 25 Placed on D/2 Apl 23

SB 27 Placed on D/2 Apl 23

SB 2 Recom. it be indefinitely postponed

SJR 1 Placed D/2 Apl 23

SJR 7 - Placed D/2 Apl 23

Asst W. J. Thompson — Laid on table subject to recall.
(Secure copy of letter from Governor to W J Thompson)

HB 28 Indefinitely postponed

HB 14 Amended and do pass, as amended

~~HB 53~~

Hubbard - Millar Excess 1 30 -

Com of Whole - April 24

SJM	5	and House amendments thereto Placed on D/3 Apl 24
SB	47	Special Order for 7 30 PM this evening to be considered in Com of Whole
SB	44	Advanced on D/3 Apl 24
SB	50	Advanced on D/3 April 24
SB	53	- Advanced on D/3 April 26
SB	54	Recommend it do pass, as amended
SB	26	Advanced on D/3 April 24
SB	25	Recom it do pass as amended
SB	27	Recom it do pass, as amended
SB	45	Advanced on D/3 Apl 24
SB	7	Advanced on D/3 Apl 24
SJR	1	Advanced on D/3 Apl 24
SJR	7	Report that subject matter has been disposed of
HB	82	Recom it do pass
HB	72	Recom it do pass

— SB 26 —

~~[illegible]~~ # - Amendment by Aldrich to amendment by McGaw to SB 26 — Lost —

Gaustad to further amend the amendment by striking Sects. 4 ~~#~~ therefrom. Adopted.

Gaustad to further amend the amendment by striking Sec 3 therefrom. Withdrawn.

Amdmt to amdmt by Gaustad # Lost #

Sutherland Hubbe do not concur

Amdmt by McGaw # Lost #

Sutherland schedule be increased 50% — Lost

(Hubbard amendment to amendment that schedule be increased 20% withdrawn)

Hubbard schedule be increased 20% withdrawn

Aldrich ~~Increase 30% Lost~~

~~McGaw Amendment [illegible]~~

~~Hubbard Increase 20%~~

Committee of Whole — Apl 24

SB 26 - Recom it do not pass

(Sen Gaustad) for amendment.

~~[illegible]~~ on calendar the evening.

SJM 5 with House amdts. -

SB 52 - Gaustad pt of order ~~[illegible]~~ contin till Monday

SB 1 - D/2 Apl 26

SB 39 - Millard - pt of order - Well taken

SB 44 — Indefinitely postponed.

SB 50 - ~~Hubbard - Point of order - Not well taken~~

~~Hubbard - Point of order~~ -

Recom it do not pass

SB 45 ~~[illegible]~~ Placed on D/2 Apl 26

SB 7 Placed on D/2 Apl 26

SB 47 ~~[illegible]~~ ?

SJM 16 Recom it do pass

SJR 1 Placed D/2 Apl 27

HB 77 Recom it do pass

SB 57-58 - [illegible] - 60 - 61 - Recom they do pass.

HB [illegible] D/2 Apl 26

Committee of Whole – Apl 26.

SB	53	Withdrawn
Gm	19	Do pass with amendments
SB	59	Do pass
SB	1	D/P Apl 27
SB	45	D/P Apl 27
SB	7	D/P Apl 27
SB	57	Bill held to be in order Recom. it do pass.
Gm	1	D/P Apl 27
SB	47	Recom amendments agreed to & bill do pass
HB	79	– Recom. it do pass.
HB	84	– Recom. it do pass.
H	102	Laid on table, subject to recall.
H	66	Amended & do pass
H	99	Do pass
H	69	Do pass
H	59	Do pass
H	87	Place on files

HJR	9	Recom. it do pass
HJR	10	Recom. it do pass.
HJR	11	Recom. it do pass.
HJM	16 -	Laid on Table
HJM	20 -	Do pass
HJM	21 -	Do pass.

April 28

SB 60 Do pass as amended

SB 1 D/P Apl 29

SB 45 Do pass

SB 7 Advanced on Calendar with SB 45

SJR 1 D/P Apl 29

House amendments to SB 75:

Concur in 2-9 & 10

Do not concur - 1-3-4-5-6-7-8 & 11 -

HB 70 - D/P Apl 29

HJM 17 - D/P Apl 29

House amendments to SB 43 - Concur

House amendments to SB 13 - Concur

HB 81 - D/P Apl 29

HJM 11 - ~~Do pass~~. to indefinitely postpone.

HJM 24 - Do pass

HJM 25 - Do pass

HJM 23 - Do pass

SJM 17 - Laid on the Table.

Apr 29

HB 1 — Indefinitely postponed

HB 1 — Withdrawn

HB 70 — Be laid on table, subject to recall.
notify House — Senate will consider
a request for a conference.

HB 43 — Laid on table, subject to recall.

HB 17 — Laid on table.

HB 109 — ~~[illegible]~~
Gaustad: Strike out all after Enacting clause
and insert SB 60. —
Amend title by striking out all of title
and insert title of SB 60.
Chairs
Recommit bill, as amended do pass.

SB 61
~~HB 110~~ — Amended as do pass

House amendments: SB 47 — Do not concur.
in amendments ~~[illegible]~~ to title,
to Sec 1 and to Sec. 39,
Do concur to amendments to
Sec. 17-18-13-and 10.

Senate Amend to HB 110 — Do not recede.

Evening Session

Called to order at 7 30 pm

Message from House

(1) Amendments to S.B 47.

(2) Conf Conference 110.

Sen. C.R #16 - Aldrich
"quote. (re to Committee to notify governor re to adjournment)

Aldrich - rules suspended, and resolution adopted by following vote: Yeas ~~5~~ 7 Nays 0 - absent ~~2~~ 2

President signed resolution and it was sent to House

Rept Com Conference HB 109
"quote"

Mullan - Hubbard rept adopted.

President appointed - Mullan, Aldrich, Gaunt

Message from House

(1) SB 61 with amendments
The question being "Shall the Senate concur in the House amendments?", the Senate refused to concur and asked for a conference.
Appt. Senators Gaunt Sulzer and Aldrich

Report Free
Conference
on HB No. 109
- "Quote" -
Report adopted

Emergency clause passed Yeas 6 Nays 2 Hubbard Tanner

President signed enrolled bill as

Message from Governor

(1) Re to SCR 11 —

Message from House

(1) Re to SCR 16

President appts.
Sen Millar as Aldrich

(2) Faith adopt rept Free
Conference on HB 110

(3) HCR 16 "Quote"

Res. & concurred in
Yeas 8 Nays 0

President signed HCR 16

HB 81 – read 3d time
and passed Yeas 8 nays 0.

Mullard – Tanner – taken from table
HB 43 read 3rd time
and passed
Yeas 7 nays 1 absent

Rept Com Free Conference
on S.J.R. 6
"Quote"
Adopted.

~~Hubbard Mullard – reconsider~~
~~vote on HCR #15 – Carried~~
~~Hubbard HCR #15 Passed Yeas 8 nays 0.~~

Rept Com Confer on S.B. 61
Quot
Mullan Tanner – rept adopted

President appts Senators
Grantor, Aldrich Sulzer

Report Free Conference
SB 61.
'Quote'
Report adopted.

Message from House

① S.J.R 6 — to the Governor

~~② Free Conference SB 61~~

③ Rept Free Conference S.B. 61 — to the Governor

Message from Governor

① S.J.R 6

~~HB 2~~

Message from Governor

① Re to SB 42.

② Re to SB 61.

A Comm from House
Coombs & Snow appeared
at the Bar & stated
that the House is ready to adjourn

President apptd Dr Millard
& Danner as school Commr
to notify the Hous

Millard Hutton - adjourn sine die

NATIONAL ARCHIVES MICROFILM PUBLICATIONS

Roll 41

Target 4

John A. Strong (1913-18)

Liquor Trial Transcript

N.d.

NATIONAL ARCHIVES MICROFILM PUBLICATIONS

From Afognak
(Div. #3)
Hearings

Subject 1914-15 No. 14-1

July 11th 1918

J. F. McDONALD, a witness for the plaintiff, being first duly sworn, testified as follows:

DIRECT EXAMINATION, by J. J. Reagan

Q. Will you please state your name?

A. J. F. McDonald

Q. Do you occupy any official position at this time?

A. Yes, sir.

Q. What is it, please?

A. Special Agent for the Governor in the liquor business.

Q. Did you hold such position on the third of last July?

A. Yes, sir.

Q. I will ask you whether you received a search warrant to be served on that day?

A. I did

Q. Wll you state what you did with the warrant.

A. I went out to the roadhouse.

(MR. WINN) Well, hold on; we'd like the production of the warrant, if it please the court.

THE COURT: You mean the search warrant?

MR. WINN: Yes

MR. REAGAN: I have no objection.

THE COURT: I haven't got it

MR. REAGAN: Where is the warrant

A. In the clerk's office.

(Mr. Reagan goes to clerk's office and returns with warrant)

Q. I will ask you to look at that paper and say what it is.

A. That's the warrant

MR. REAGAN: (handing warrant to Mr. Winn) This is the warrant

(Mr. Winn, after reading it, returns warrant)

MR. REAGAN: This is the warrant which authorized the search.

MR. WINN: You offer it in evidence?

MR. REAGAN: No; aint necessary to offer it in evidence.

MR. WINN: What is the date of it?

MR. REAGAN: July third.

Q. Will you state to the jury what you did under this warrant?

A. I went to the roadhouse and I found Mr. Prentiss, Mr. Wagner and a colored boy there and nobody else, and I told Mr. Prentiss that I had a search warrant for the premises. He said, "Make your service," and I read it to him and he said, "The house is yours."

Q. Will you describe the house, please?

A. Well, it was a three-story house, large hall on the bottom, bed rooms on the top floor and on the middle floor I believe there is a small hall; stairway going up with two landings on the south end; dumb waiter going up from the sink in the kitchen; kitchen on the west side of the house. A shed or where he keeps the automobile, on on the north side. I don't know as I can give any better description of it.

Q. How many floors did you say there were there?

A. Three

Q. And a dumb waiter going up to the third floor?

A. Well, from the first floor up to the other two; yes.

Q. Well, now, I will ask you whether or not you found any alcoholic liquor in that house?

A. We found it in that shed on the north side of the house.

Q. What did you find?

A. Gin, Hostetters, wine, champagne, cider, champagne cider and some---I don't know whether it was beer or porter---small bottles of that.

Q. How many packages of all did you find?

A. Nineteen.

Q. Do you remember how many bottles of the gin you found?

A. Four

Q. And How many of the bitters---Hostetters?

A. One.

Q. How many of the beer or porter?

A. I don't know. There must have been eight or nine of those. I don't remember just exactly.

Q. And how many of the port?

A. I think there was three, maybe two or three quart bottles.

Q. And how many of the champagne?

A. Two

Q. How was the house furnished, if you know

MR. WINN: I object as incompetent, irrevelant and immaterial. These parties are simply accused of having intoxicating liquors in their possession. The way the house was furnished, if it please the court, has nothing to do with the liquor being in their possession.

THE COURT: Well, it may have some bearing as to what the house was used for and indirectly may be an important factor that the jury may decide, I think.

Q. Will you answer please.

A. The---

MR. WINN (interrupting) Well, I don't understand you---well, go ahead

A. The house was furnished with a piano on one floor, on one hall, and a phonograph on the other.

MR. WINN: What

A. One of those phonographs.

MR. WINN. Oh.

A. And at the sink there was a little thing there that had some glasses in, small and large classes.

Q. What kind of glasses were they?

A. Well, there was some little glasses, small ones and some large ones, probably like you use for soda water. I don't know what the little ones are used for at all.

Q. Now, have you known of that house for some time.

A. No, just common fame of the house was all

Q. You know where the house was situated?

A. Yes, sir.

Q. Known that for some time?

A. Yes, sir.

Q. And know the appearance of the house?

A. Yes, sir.

Q. You say you are familiar with the reputation of the house.

A. I'm familiar---

MR. WINN: Wait. Unless he answers that "yes" or "no," then I will object.

THE COURT: He simply asked him if he knows the reputation of the house.

MR. REAGAN: Yes; simply the reputation of the house.

A. Only common fame. I don't know nothing positive about the house. I just know of the common fame of the house.

Q. If your "common fame" has relation to the handling and sale of liquor there, will you state what it is.

MR. WINN: I object. We were not arrested for selling liquor or keeping liquor on hand for sale or running a saloon, or running a wholesale liquor house. Reputation cannot be laid up against a man who might have a bottle of whiskey in his possession. We are simply accused of having liquor in our possession. Now, there's different sections of that statute that provides that if a person is selling liquor, that is one crime, if he is running a saloon that is another crime; if he is a retailer or wholesaler, that is another crime. Here were' simply charged with the crime of having liquor in our possession. Now, that's all. Now, then, suppose that Mr. McDonald says that this would have common fame as a saloon or liquor house, or a house of ill-fame---we're not accused of that. That sort of testimony is never admissible in a case like this. You might prove a bawdy house by general reputation when

you have some person indicted under a particular section of the state that covers such cases, but here, mind you, there is nothing said about this house in the complaint at all. It simply says we had liquor in our possession. Now, is it true that we have got to come here to meet a crime that we have never been charged with? Now, that bone-dry law sets forth these different crimes and what the different punishments are--- druggists, ministers, and everybody else, etc., and shows how and under what circumstances they may handle liquor. Now, are we to have the whole statute thrown at us on a charge simply saying that we had intoxicating liquor in our possession? That would manifestly be a most unfair thing in my whole criminal experience that I ever knew of.

MR. REAGAN: Now, if the court will notice, this is one entire act. The act prohibits the manufacture or sale of alcoholic liquors in the Territory of Alaska and for other purposes. The entire object of the act (and it is an entire act) is to banish alcoholic liquors from the Territory of Alaska. In a nutshell that's what it is. Now, here is an accusation made under this act which charges that in a certain place, at a certain time, certain persons had in their possession at that place liquor. Now, the question arises as to whether or not they were violating the law, and in all matters of that character, it is proper and competent that the ordinary reputation of the place in regard to the particular matter, should go to the jury that they may know whether or not the finding of liquor there is purely accidental or whether or not the presumption is in favor of its being there on purpose and with the connivance of someone who is accused; and if there ever was a place which was a haven for liquor or a place where it is kept, this is it and this is the sort of case where that sort of evidence should come forth. I can't see any reason why Judge Winn should object to that question in a case of this kind. If my possession of a thing happens to be fugitive and I never have had the thing before or had anything to do with it, that may affect a jury one way, but if, on the other hand, I was known to have had it and my reputation was such and the reputation of the place was such, that has

great weight with the jury as to whether or not the stuff was there for the violation of the law.

MR. WINN: Now, I defy counsel, if it please the court. All I want is fairness in this case and see that it is tried fairly and squarely upon all the evidence. Why, if that was right it would be possible to prove probably that these men are horese thieves and that because they are horse thieves, they are more apt to have liquor in their possession. You can't attack a man's character unless he puts his character in as evidence and then you can tear it down. Is it true that these men are to be brought in here, accused simply of having liquor in their possession and then that we have got to come before the jury and prove as to whether or not the building out there is a saloon, whether or not it is a bawdy house or whether or not this kind of a hours or that kind of a house? It don't make any difference in the world what kind of a house it is. The statute says the possession of it. What is possession? It means---the law says when possession is the essence of the crime, which it is in this case, the Government has got to prove it, prove that possession.

MR. REAGAN: Now, it doesn't make any difference whether they had it in a bawdy house, in a saloon or in a state penitentiary or any other place, judge, so it is within the jurisdiction of the Territory of Alaska. If they have it in their possession, they are guilty of a crime.

MR. WINN: That would be very unfair and unreasonable for us to have to come here and meet something that is nt mentioned in the complaint. If they wanted to prove that we were running a saloon, why didn't they in all fairness charge us with that and bring us up here to meet that charge. We can't be brought up here on c charge of having liquor in our possession and then prove that we are horse thieves in order to prove that we had liquor in our possession. Now, there is a particular crime there and the court knows that when a man is accused of a crime, the complaint must be specific and charge it. Reputation isn't admissible to prove the charac-

ter of a house or the character of an individual. Those exceptions are statutery and you can never introduce that as evidence. If the statute provided in this case, like it does in a bawdy house case or a where house case that the general reputation of the house can be offered in evidence in substantiation of other parts of testimony, it would be different; but there's no law that says that the reputation of a man or his house can be taken into consideration to convict him of another crime. I want them to prove the crime, if they can prove it according to the law, that we had liquor in our possession. Now, isn't that the essence and the gist of the crime. I don't want to take up the time of the court, but it seems to me that it is so plain that nobody in the world can help but see the manifest injustice it would be for us to have to meet an issue that has never been squinted at. Now, in this case the charge is that of having liquor in our possession. If they can prove that, that's all that's necessary.

MR. REAGAN: I know that that's all that's necessary, but when I undertake to prove it, you don't want me to do it. If he will look at any of these cases in any of the states, he'll see that, universally, on a charge like this, reputation of the house as a dispensary of liquor is always competent evidence.

MR. WINN: Where did you ever hear of a trial under this law in this country, in any of the states? There is no state in the Union that has the same kind of a law as this one.

MR. REAGAN: The same identical questions are in the other laws.

MR. WINN: I simply insist that I know I'm right.

THE COURT: Judge Winn, as I understand this, these men were charged with the violation of this entire law---

MR. WINN: Entire law?

THE COURT: Section one simply recites---section one of this act, it just specifically says that liquor in the possession of anyone is simply one phase taken from that act, and the reputation may make a great deal of difference in this case. If the common reputation of that house could be proven or that they had been or were supposed to have been selling

liquor there, it would keep those gentlemen, the jurors, to find whether it was proper that they should have had liquor in their possession or not; and I shall overrule the motion.

MR. WINN: The case, Judge, would be this way. Here we have a criminal act and a criminal code which provides for the punishment of crime in Alaska. Now, then, that provides for every criminal charge possible. Now under the ruling you made, if a man was charged with stealing a horse and was brought into court and proven that he was guilty of murder. Those sections are all different and refer to different crimes and prescribe the punishments. Now, are you going to throw the whole act at us?

MR. REAGAN: Well, the court has ruled.

Q. Now, Mr. McDonald, will you state what the common fame of the roadhouse in question is as a place where liquor is kept and dispensed?

MR. WINN: The same objection.

THE COURT: Objection overruled.

A. Well, now, All I know is what I said before---its common fame.

Q. That is what I asked you---that men could get liquor there?

MR. WINN: Answer the question Jack. He is asking you what the general reputation is.

A. The general reputation, as I know it, was bad.

Q. As a place for handling liquor.

A. Where a man could get liquor.

MR. WINN: I suppose there is no use of my urging objections. You have ruled upon that phase.

Q. Now, Mr. McDonald, I will ask you this question. Up to what date, beyond a reasonable doubt, has that house had that reputation?

A. Oh, it's a long time.

Q. You have heard nothing to the contrary since?

A. No; not since the first of the year

(seized liquor is brought into court room)

MR. REAGAN (to the witness) Will you open it.

MR. WINN: We object to any exposition of any liquor here. I want to see

whether they can apply it to this part of the statute. When an officer takes property, he must give a receipt for the property taken and specify it in detail to the person from whom he takes it or in whose possession it has been. That section is to afford protection so that a man whose stuff is taken from him will know at the trial what he will have to meet. There ought to be some specific---

THE COURT: (Interposing) Judge, are you reading that from this law?

MR. WINN: No; this is the general statutes

THE COURT: Does that apply to this case?

MR. WINN: It certainly does.

MR. REAGAN: I think that this law makes a complete---I'll read it to the court---makes a complete scheme for search warrants (reads from law)

MR. WINN: Covers everything in the universe---omnibus bill.

MR. REAGAN: Everything relating to the execution of this law. Makes a special search warrant procedure. Section 17 reads: (Reads section) When a statute provides for the means for its execution, that is exclusive of all other statutes.

MR. WINN: Doesn't say so though. This statute doesn't conflict with this statutes that I have, hence, there could be no repeal of this former statute by this latter. This exercise of the right of going up to a man's house and searching it is one of the highest privileges which can be awarded to any officer. Now, then a man's house who---which is being searched, should be afforded at least those privileges which the law allows him. He should know, if they take things from his house, what they are taking from him at the time. Now, here it appears in this case that there must have been six or seven parties that made a grand charge on the roadhouse when one man could have done it safely. Here is a party of six or seven surrounding the house. Now, they say that they found something out there. We never know, so far as the evidence shows it now, that they found anything or didn't find anything there. If you did find something in my house, in my possession, under the law no man can take that property away and leave no receipt, because look what could be done

afterward. It could be supplied to, added to, other things could be substituted for it, etc., and a man whose house is being examined should at least be given the protection of that section of the stature. You might as well take a man's watch away from him or take his jewelry away and then come and lug in something else afterward and say "Why, I got this."

MR. REAGAN: The answer to that is this; That law contemplates the seizure of certain things, stolen property or property used as a means of committing a crime or property which is concealed in the hands of a third party which is used for committing crime and that relates to property in which property rights is recognized by law. Now, the reason why this search warrant was prepared was because this same law that I have here and under which they are charged, says that there shall be no property rights existent in alcoholic beverages. There's no property rights and, therefore, they can take all the whiskey they want to and no receipt is required.

MR. WINN: The essence is to prove that it is liquor.

MR. REAGAN: Well, I'm going to prove it.

MR. WINN: We are entitled to a receipt so we can know what you are going to bring forth. They have got to prove that they got these bottles out there with this stuff in. They have got further to prove that it is alcoholic liquor. Now, are we not entitled to know that this is the stuff that they got there. We may say that the stuff they took wasn't alcoholic liquor.

THE COURT: Well, Judge, there isn't any force to your reason. It seems to me that the object of that law was to enable the officers,-first of all of all they say that alcoholic liquors, wherever it is found, shall not be property. Property rights cease. And they especially declare how it shall be taken, what officers are authorized to take it, and I think that that law is self-contained in itself so far as the bone dry law is concerned. I may be wrong in that, but I read it over several times and that is my construction of it.

Q. I will ask you to open that package and state what it is and where it came from.

(Witness opens box)

A. I want to say that I didn't find all this liquor myself. Mr. Clark found some of it.

MR. WINN: He asked you what you found.

A. I can't do that, because mine was gin.

Q. Well, were you both together?

A. Yes.

Q. Well, go ahead; I'll have you sworn jointly.

(Witness places bottles of liquor on table)

Q. Will you state where those bottles came from

A. They come from under the front of the approach of the garage, where he keeps his car.

Q. Well, did you take charge of the packages that came from those premises?

A. Yes. I was there when they were sealed. Never let them out of my sight.

Q. Will you state what the contents of these bottles are, if you know.

A. I can't do it.

Q. Any of them?

A. Only the Hostetters. That's the only one I tasted.

Q. You know that there's one bottle of Hostetters?

A. Yes.

Q. You don't know what the others are?

A. I don't

Q. Was there labels on them?

A. Some of them

Q. What did the labels say?

A. Well, some port and some---there's two bottles here that's not original. Those here two (indicating)

Q. What is that label?

A. I don't know what it is now. I read it when we took it out. Metropolitan brand, I suppose; extra dry, California wine. We read those when we took it out. Sombody tried a little of the gin and some of the port. Mr.

Lund tried it and he said---

MR. WINN: Let's get John on that

Q. Do you know whether the remaining packages were also obtained?

A. Those four bottles?

Q. Yes.

A. They were found in the woods

Q. Never mind that.

A They weren't found at the house.

Q. Now, whereabouts in the garage were these things?

A. Well, the first bottle, bottle of gin, we found about six feet---there was the wheel of the car was on a loose plank. I shoved it over, raised the plank and found one bottle of gin. Mr. Clark took the axe and he moved a barrel of waste or ashes and the board went directly under the building. He raised that board and found the balance of the stuff there.

Q. All those small bottles, were they there, all that size?

A. It was all together except one bottle of gine

Q. You knew which bottle that was?

A. I do not. All looks alike.

Q. And that roadhouse is situated where?

A. Situated about, I should judge, four or five miles northwest of Juneau---

Q. Place where you are now sitting?

A. Yes ---a short distance off the regular road running to the bar.

Q. I think that is all.

CROSS EXAMINATION, by Mr. Winn

Q. Do you know what that house was built for?

A. Yes.

Q. What?

A. Well, I understand it was built as a beardinghouse for the mine.

Q. Yes; Salmon Creek mine.

A. Yes, sir.

Q. Built there some years ago.

A. Yes, I remember when it was built.

Q. Did you swear to the complaint to get out this search warrant to go out there.

A. No; I swore to the complaint to make the arrest.

Q. Who swore to the complaint?

A. I don't know.

Q. Who delivered the search warrant to you?

A. The Governor

Q. Well, here is a part of the files. You know Crowther's handwriting?

A. No, sir.

Q. Who consisted of that party that went out there?

A. Myself, the game warden, Mr. Lund, Mr. Clark, Mr. Crowther, Mr. Gallagher.

Q. Gallagher is the agent for the Pacific Steamship Company, W. A. Clark is the manager or president of the Juneau Hardware Co., and Mr. Crowther is an engineer. That was three others besides you and Mr. Lund.

A. Yes.

Q. What was the occasion of the party of five?

A. Well, I don't know

Q. Did you enlist them?

A. Oh, no; those men are regular deputized men.

Q. Who?

A. Those men that you just mentioned.

Q. Deputized as what?

A. Deputized as special agents?

Q. When?

A. I don't know, but those men had their stars of office and they had equal rights with me.

Q. So far as you know.

A. Well, any man that wears a special agent's badge he is a special agent and, of course, I am a special agent too, and all I could consider myself in that transaction was the ranking officer, being the oldest, just the

same as if one of those was the oldest, I would consider him.

Q. You was the commander and the others were soldiers?

A. Well, I don't think so. I think those men simply were deputized to go along with me and help.

Q. Well, you found a very innocent party. There wasn't any resistance or anything offered.

A. Oh, there was no resistance offered, no.

Q. Well, you and Johnny Lund could have gone over there and made this examination?

A. Well, I could have gone over myself.

Q. You had nothing to do with this party of five going?

A. Well, I didn't know they were going, no. Bt one man couldn't do anything at all.

Q. Couldn't he examine it?

A. Why no. One man can't examine a large house.

Q. Well, there's two of you. You could have examined it.

A. No; not make a successful job of it; oh, no. To make the search of a house of that kind, there is a great many different rooms, and in the meantime we would have no control over Mr. Wagner or Prentiss. The fact that you have your search warrant don't give you any permission to stop them from moving anything.

Q. Yes, but they didn't do it.

A. Well, we didn't notice that. I didn't

Q. You and Mr. Clark are the ones that got those samples that you put upon the table, consisting of how mamy bottles?

A. Nineteen.

Q. Now, you got them out in the shed. I wish you would describe to the jury what you meant by shed or where you found these. Is is a part of the main building?

A. Well, I'll explain it to you. Here's the end of the house (showing)

Q. Like that was the wall?

A. The north end; yes.

Q. So that is the outside wall of the house.

A. Now, the shed, that comes down here, with what is called a lazy man's roof---comes out here probably a matter of fifteen feet. Now that wall is there and there's another wall here, making the shed so it is enclosed on two sides---on three. The roof of that wall---and that wall is open here where the machine runs in, and it is open in next to the kitchen. The coal box is stored this side of it, right close to the kitchen door (indicating)

Q. In other words, the shed is no part of the building, but the shed projected out, or was attached to the main building.

A. The side wall of the main building and this board that we raised up are all under the main building.

Q. How did you get out from under the main building?

A. It was loose and we pulled it right out. It was underneath there (showing) I suppose the whole floor of the porch does that for to make it safer or stronger or something.

Q. On two sides of that shed, you claim that there was one wall, just like the shed would come out here from that wall back of the jury, these planks came down at an angle of 45 degrees.

A. Not quite so much. Probably about 26.

Q. That rested on upright posts and on one side, on a part of the building.

A. That is a part of the main building; it aint the kitchen either.

Q. Are you sure that that part of the wall extends out farther.

A. I think it extends further.

Q. Are you sure about that?

A. No.

Q. Well, now, on the other lengthwise part of that shed, is that entirely open?

A. The back end?

Q. Yes.

A. Yes.

Q. And the other end is open?

A. In fact, to describe it accurately would be that end is out and that end outside.

Q. It is triangular in shape and there is one long side and one short side, and the other two sides were entirely open. And you say there is a garbage

A. or woodshed.

A. There was four parts to this building---the floor, the roof, that side (indicating) and that side was enclosed as a part of the building, and the two parts making the entire square were open.

Q. Entirely open?

A. Yes.

Q. Subject to anyone going through it. There was no lock or anything on it to prevent anybody from entering, no lock or key.

A. No; no way of stopping anybody from going in.

Q. Now, that house out there has the name of being a public house where they go and dance. They have dances out there frequently through the week. Sombody from town always going out there and people in great numbers and they have dances upstairs---something similar to hotels:--

MR. REAGAN: Wait a minute. I object to that. I would like to have counsel ask each question so that the witness has a chance to answer it.

MR. WINN: Well, just want the house described.

MR. REAGAN: You have that already.

MR. WINN: This is an intelligent witness. I'm not trying to trap Jack.

MR. REAGAN: Well, I don't know. I object to the question as improper.

THE COURT: Take two or three bites at it judge.

Q. You say down below there is quite a large hall?

A. Yes, sir.

Q. In that is a piano?

A. Yes, sir.

Q. Then there is, did you say, some sort of music apparatus?

A. No; that is up on the next hall. There's two halls; there's two dance halls.

Q. There is a graphophone and piano both on the lower floor?

A. Maybe there is.

Q. It has the appearance of being a place where people dance?

A. Yes.

Q. Upstairs a place was provided for rooms and a hallway something similar to rooms of a hotel.

A. Not on the first floor.

Q. What is on the first floor? You mean the first floor above the greund floor?

A. Above the ground floor

Q. How is that.

A. It looks like a private, little dance hall, and then off that hall there was three tables not quite as large as this. That is four-person tables and behind those were buttons where you could sit at the table and touch the button and if you was playing cards or anything of that kind or had company sitting at this table, you wouldn't have to disturb yourself to call a butler. I presume that that is what it was for.

Q. What is the third floor?

A. Third floor looks like a hotel floor.

Q. Furnished up with beds and bedding?

A. Yes.

Q. Now, you know as a matter of fact that the house, having a certain reputation, is known as a kind of a public place, where people go to from Juneau out there and dance frequently in the evenings and return to their homes. You know it has that reputation, do you not?

A. Yes, sir.

Q. Kind of a public place? That is, where the public generally goes out there and have dances.

A. Well, now, judge, you don't want me to go into the details of what I hear, do you?

Q. No.

A. Well, then, that's true.

Q. What time of the day was it that you and these parties arrived there.

A. It was close to eleven o'clock at night

Q. At night.

A. Yes, between half after eleven and eleven.

Q. When you got out there, who did you see?

A. Mr. Prentiss, the boy (I think his name is Weaver) and Mr. Wagner.

Q. And the black dog.

A. I didn't notice the dog.

Q. Those were the only people.

A. I seen the dog, too.

Q. Sleeping out on the porch.

Q. Anybody else come in?

A. Not before we left the house. We met some parties on the way.

Q. Going out?

A. Yes, sir.

Q. In automobiles?

A. Yes, sir.

Q. How long were you and the party there.

A. I presume we were there an hour, maybe an hour and a half. When we met this party we were coming back, probably one o'clock.

Q. Now, you have some other stuff that you say you found somewhere else; where did you find that?

MR. REAGAN: Wait a minute. I object to that. That's not cross examination.

MR. WINN: He has it here.

MR. REAGAN: I know he has it here, but he has his boots on and a lot of other things.

MR. WINN: He said he found it in the woods on direct examination.

MR. REAGAN: But it isn't cross examination to ask him the question you want.

MR. WINN: You questioned him about it.

MR. REAGAN: No, I didn't. I withdrew it.

MR. WINN: Well, now, I'm asking him where he found it and I wanted to have him specify the place.

MR. REAGAN: Well, that isn't in the case. It isn't put in as a exhibit in the case.

MR. WINN: There is none of it put in as an exhibit, but the witness says he found it out in the woods. Now I am simply asking him where he found it. Isn't that cross-examination?

MR. REAGAN: No; that isn't before the jury. The jury will remember that that had nothing to do with this case.

MR. WINN: Well, it is exhibited to the jury. There's the bottles on the table.

MR. REAGAN: The jury is exhibited, so are you and so am I. We're all exhibited here.

MR. WINN: But you are not in evidence yet (laughter)

MR. REAGAN: Not very much.

MR. WINN: Why, I think it ought to be permitted to ask that question. It has been exhibited to the jury and the witness has been questioned on it.

MR. REAGAN: Object.

THE COURT: I don't see that that has anything to do with this case. It isn't before the jury at all.

MR. WINN: You don't depend on that stuff being any part of the case, Jack, sitting on the floor?

MR. REAGAN: He isn't depending on it at all. He is merely a witness here.

MR. WINN: Did you get that?

MR. REAGAN: I object to his asking any questions about those other bottles.

MR. WINN: Well you bring it in and won't let me ask any questions about it.

MR. REAGAN: Well, I'll take them over here and hide them under the table.

MR. WINN: You don't claim that that stuff was taken from the possession of either one of these defendants?

A. No.

MR. REAGAN: I object to that question.

Q. What time of the day did you get back in town that night?

A. Why I presume it would be somewheres in the neighborhood of half after one---well, yes, when we got into town.

Q. Where were Prentiss and Wagner when those bottles were taken out from in under this board?

A. Presume they were in the kitchen. I don't know.

Q. They weren't out there?

A. No, sir.

Q. You made a fair, complete examination of the house and all the rooms?

A. I think we made a very good search of the house.

Q. Didn't find anything?

A. No, sir. Oh, we found a lot of soft stuff.

Q. You mean soft drink?

A. Yes.

Q. This is the first time you were in this house at any time. That house has been there for many years.

A. I don't remember. I remember the time they were building the house many years ago.

Q. That is the time that Jack Noble was here.

A. Yes, sir: I was out there once, looking for some prisoners who had got out of jail. I happened to be sent out there to search the boarding house and the sleeping house. Well, wait a moment, before that day, because we saw a number of men there that day. We had quite a talk with those men and there must have been eight or ten or twelve men sitting around.

Q. The waterfalls are nearby and near the falls is where has been an old stamp mill.

A. Well, the tunnel is on the left hand side of the falls and the stamp

mill is on the right hand side. ~~Now~~

Q. New in this search warrant, it refers to certain tunnels and other buildings to be examined, this tunnel that you are testifying to about now, is the tunnel that is referred to in the search warrant which Mr. Reagan exhibited a while ago.

A. No, there is a little hole besides the fall. There is a little tunnel there. I don't know what it is for. The other tunnel on up went to the top of the hill.

Q. Well it says, "You are directed to search there and in the tunnel immediately adjoining, being upon the mining claim of John Wagner and his associates." That is the tunnel that it refers to.

A. Well some of the parties searched it.

Q Who?

A. It was searched, but not by me.

Q. I mean this tunnel there.

A. The big tunnel?

Q. Yes.

A. I didn't see it.

Q. You never examined that tunnel out there?

A. No.

Q. You didn't go out to it on this trip?

A. I crossed the creek and went to the little tunnel on the left hand side of the falls.

Q. I see. Well, there's an old building there, Jack, that looks something like an old mill building near this house.

A. Why its a good building, fine building.

Q. You never went into that---only the tunnel.

A. I guess that's all

MR. REAGAN: Before calling Mr. Clark I would like to have this introduced in evidence.

MR. WINN: I object because there is not sufficient identification.

MR. REAGAN: Well, he says he got it. That is all the identification he can give. I would like to have it introduced and marked.

THE COURT: All right.

MR. W. A CLARK, a witness for the plaintiff, being first duly sworn, testified as follows:

DIRECT EXAMINATION, by Mr. Reagan

Q. Will you please state your name in full to the jury.

A. W. A. Clark

Q. What is your business?

A. Hardware.

Q. I will ask you whether or not you hold any office under the appointment of the Governor.

A. I do not

Q. What is that office, please.

A. Special deputy

Q. In the liquor traffic business?

A. Yes, sir.

Q. I will ask you whether or not you were deputized by the Governor to assist in the service of the warrant that has been introduced here.

A. I was.

MR. WINN: We would like to see that authority.

Q. Was that oral or written.

A. It was oral

Q. By word of mouth?

A. Yes, sir.

Q. Now, will you state whether or not you accompanied the party who went to serve this warrant?

A. I did

Q. Will you state whether or not, or rather will you please state about what hour you arrived at the premises.

A. About eleven thirty.