

Shoudy, Sohns, P. C. Sullivan, Tibbetts, Weir, Weisenburger. Messrs. Crowley, Dallam, Dickey, Dunbar, Sturdevant, E. H. Sullivan, West, not voting; Messrs. Morgan and Willison on leave, and the amendment was concurred in.

The question then was on concurring in the amendment to strike out Section 9, as recommended by the committee of the whole, and on a call of the roll the following thirty-nine members voted aye: Allen, Blalock, Browne, Clothier, Coey, Durie, Eldridge, Godman, Gowey, Gray, Griffiths, Henry, Hicks, Hungate, Jamieson, Jeffs, Lillis, Lindsley, Manly, McCroskey, McDonald, McElroy, McReavey, Mires, J. Z. Moore, R. S. More, Newton, J. M. Reed, T. M. Reed, Schooley, Sharpstein, Stevenson, Stiles, Suksdorf, Tibbetts, Turner, Van Name, Warner, Winsor. The following twenty-six members [voted] no: Bowen, Buchanan, Burk, Cosgrove, Dunbar, Dyer, Eshelman, Fay, Glascock, Hayton, Jones, Joy, Kellogg, Kinnear, Minor, Neace, Bowen, Prosser, Shoudy, Sohns, Sturdevant, P. C. Sullivan, Travis, Weir, Weisenburger, Mr. President. Messrs. Comegys, Crowley, Dallam, Dickey, Fairweather, Sullivan, West, not voting; Messrs. Morgans and Willison on leave, and the amendment was concurred in.

Mr. Griffiths moved that the article be considered engrossed and ordered printed and pass to a third reading. Carried.

Mr. Turner moved to take a recess until 8 p.m., pending which Mr. Shoudy moved to adjourn, and at 5 p.m. the Convention stood adjourned to 9 a.m., July 31st, 1889.

July 31st, 1889

Convention called to order by the President at 9 a.m. Prayer by the Chaplain. On roll call all the members were present. Minutes read and approved.

A communication was read relative to the employment of labor on public works. Referred to the Committee on Legislative Department.

A communication from Superintendent of Seattle Public Schools [was] read and referred to the Committee on Education and Educational Interest.

A petition from Tacoma Chamber of Commerce relating to

the sale of tide flat and shore lands [was] read and referred to the Committee on State, School and Granted Lands.

A communication from P. C. Wyhe, District Secretary of the National Reform Association relating to forms for Preamble and Bill of Rights [was] read and referred to the Committee on Preamble and Bill of Rights.

Mr. Willison presented a petition from Pierce County Medical Society relating to the establishing of a State Board of Health and in connection therewith a Bureau of Vital Statistics. Read and referred to the Committee on State Medicine and Public Health.

Mr. Comegys presented the following telegram.

Colfax, W. T.

July 30, 1889

To Hon. Geo. Comegys

Sir: Will you not use influence against Section 9 of corporations article. It is unwise restriction on foreign corporations. Will drive money out and assist resident money and other corporate monopolies. Competition should not be discouraged.

O. E. WILLIAMS

Read and referred to the Committee on Corporations Other Than Municipal.

Mr. Gowey presented a petition relative to the Sunday rest article. Read and referred to the Committee on Preamble and Bill of Rights.

Mr. Crowley asked unanimous consent to grant privilege of the floor to Hon. Thomas H. Brents. Granted and so ordered.

Mr. Griffiths moved that the article on militia be now taken up and read a third time and put upon its final passage. It was so ordered. And the question was then on agreeing to the article on militia and on a call of the roll the following sixty-one members voted aye: Allen, Berry, Blalock, Bowen, Browne, Buchanan, Burk, Clothier, Coey, Comegys, Crowley, Dunbar, Durie, Eshelman, Fay, Glascock, Godman, Gowey, Gray, Griffiths, Henry, Hicks, Hungate, Jamieson, Jeffs, Joy, Kellogg, Kinnear, Lillis, Lindsley, Manly, McCroskey, McDonald, McElroy, McReavey, Minor, Mires, J. Z. Moore, R. S. More, Morgans, Newton, Power, J. M. Reed, T. M. Reed, Schooley, Sharpstein, Shoudy, Sohns, Stevenson, Stiles, Suks-

dorf, E. H. Sullivan, P. C. Sullivan, Tibbetts, Travis, Turner, Van Name, Warner, West, Winsor, Mr. President.

The following thirteen members voted no: Cosgrove, Dallam, Dickey, Dyer, Fairweather, Hayton, Jones, Neace, Prosser, Sturdevant, Weir, Weisenburger, Willison. Mr. Eldridge not voting, and the article was agreed to and referred to the Committee on Revision, Adjustment and Enrollment. See page 407 for article as agreed to on militia.

Mr. Dunbar moved that the Convention resolve itself into a committee of the whole for the purpose of considering reports of the Committee on Preamble and Bill of Rights.

Mr. Griffiths raised a point of order that the article on Preamble and Bill of Rights is not in order. The point not sustained.

Mr. Warner from the Committee on Preamble and Bill of Rights submitted the following majority and minority report. Received and ordered referred to the committee of the whole, having the article under consideration:

In the Convention

Committee on Preamble and Bill of Rights

Minority Report

We the people of Washington, grateful to the Supreme Ruler of the universe for our liberties, do ordain this Constitution.

LOUIS SOHNS

J. C. KELLOGG

In the Convention

Committee on Preamble and Bill of Rights

Mr. President and Members of the Convention:

Your Committee on Preamble and Bill of Rights, to whom was recommended the Preamble originally reported by them, have had the same under consideration and respectfully report the following substitute therefor. "We the people of the state of Wash-

ington to secure the blessings of liberty, insure domestic tranquility and preserve our rights, do ordain this Constitution.”

C. H. WARNER

Chairman

GWIN HICKS

Secretary

FRANCIS HENRY

GEO. COMEGYS

FRANK M. DALLAM

On a submission shall the Convention go into a committee of the whole. Twas so ordered. Mr. Griffiths raised a point of order if the Convention was under the rules it would take two-thirds.

Chair ruled the question had been taken from the rules. At 9:40 the Convention went into a committee of the whole for the purpose of considering the article on Preamble and Bill of Rights, with Mr. Henry on the chair.

At 9:50 the committee rose and the President resumed the chair. The committee reported that they had had under consideration the article on Preamble and Bill of Rights and had made sundry amendments therein and recommended that they be concurred on and when so concurred in that it be adopted by the Convention. The question then was on concurring on the amendments recommended by the committee of the whole.

Mr. Jones demanded the ayes and noes. So ordered, and on a call of the roll the following fifty-five members voted aye: Allen, Berry, Blalock, Bowen, Browne, Buchanan, Burk, Clothier, Coey, Cosgrove, Dickey, Dunbar, Dyer, Eldridge, Eshelman, Fairweather, Fay, Glascock, Hayton, Hicks, Hungate, Jamieson, Jones, Joy, Kinnear, Lillis, Lindsley, Manly, McCroskey, McElroy, McReavey, Minor, Mires, J. Z. Moore, R. S. More, Morgans, Neace, Power, Prosser, J. M. Reed, T. M. Reed, Schooley, Sharpstein, Shoudy, Sohns, Stiles, E. H. Sullivan, Tibbetts, Travis, Turner, Weir, Weisenburger, Willison, Winsor, Mr. President.

The following nineteen members [voted] no: Comegys, Crowley, Dallam, Durie, Godman, Gray, Griffiths, Henry, Jeffs, Kellogg, McDonald, Newton, Stevenson, Sturdevant, Suksdorf, P. C. Sullivan, Van Name, Warner, West. Mr. Gowey not voting and the amendment was concurred in.

Mr. Prosser moved to amend the Preamble by inserting "State of" before the word "Washington." Carried.

Mr. Godman moved the following as an additional section. "No standing army shall be kept up by this state in time of peace and no soldier in time of peace be quartered in any house without the consent of the owner, nor in time of war except in the manner prescribed by law." Carried.

Mr. Godman moved to strike out Section 27 as amended and insert the following: "A grand jury shall be drawn and summoned at least once a year in each county." It was lost.

Mr. Griffitts moved to strike out all of Section 22 after the word "record" in line two, and demanded the ayes and noes. So ordered and on a call of the roll the following seventeen members voted aye: Allen, Blalock, Clothier, Fairweather, Griffitts, Jeffs, McDonald, McReavey, Mires, J. Z. Moore, R. S. More, J. M. Reed, Stevenson, Travis, Van Name, Weir, Willison.

The following fifty-four members no: Berry, Browne, Bowen, Buchanan, Burk, Coey, Cosgrove, Crowley, Dallam, Dickey, Dunbar, Durie, Dyer, Eldridge, Eshelman, Fay, Glascock, Godman, Hayton, Henry, Hicks, Hungate, Jamieson, Jones, Joy, Kellogg, Kinnear, Lillis, Lindsley, Manly, McCroskey, McElroy, Minor, Morgans, Neace, Newton, Power, Prosser, T. M. Reed, Schooley, Sharpstein, Shoudy, Sohns, Sturdevant, Suksdorf, E. H. Sullivan, P. C. Sullivan, Tibbetts, Turner, Warner, Weisenburger, West, Winsor, Mr. President. Messrs. Comegys, Gowey, Gray, Stiles not voting and the motion was lost.

Mr. Griffitts desired to protest in writing to the article and have it spread upon the minutes (and submitted the following). Ordered, received and spread upon the records.

"I hereby object in writing to the action of the Convention in refusing to strike out Section 22 of article on Preamble and Bill of Rights, all of said section after the word 'record' in second line and desire this protest entered of record." So ordered.

Mr. Mires moved to amend as follows: Amend Section 16 by striking out the words "except for private ways of necessity" in lines one and two.

Mr. Gowey moved to amend the amendment to Section 16 by striking out line one and the words "of necessity" in line two. Lost.

The question was then on the amendment of Mr. Mires, and the ayes and noes were demanded and ordered, and on a call of the roll the following thirteen members voted aye: Allen, Gowey, Griffiths, Hungate, Jeffs, McReavey, Minor, Mires, Sturdevant, Tibbetts, Turner, Van Name, Willison.

The following fifty-seven members [voted] no: Berry, Blacklock, Bowen, Browne, Buchanan, Burk, Clothier, Coey, Comegys, Cosgrove, Crowley, Dickey, Dunbar, Durie, Dyer, Eldridge, Eshelman, Fairweather, Fay, Glascock, Godman, Hayton, Henry, Hicks, Jamieson, Jones, Joy, Kellogg, Kinnear, Lillis, Lindsley, Manly, McCroskey, McElroy, J. Z. Moore, R. S. More, Morgans, Neace, Newton, Power, Prosser, J. M. Reed, T. M. Reed, Schooley, Sharpstein, Shoudy, Sohns, Suksdorf, E. H. Sullivan, P. C. Sullivan, Travis, Warner, Weir, Weisenburger, West, Winsor, Mr. President. Messrs. Dallam, Gray, McDonald, Stevenson not voting, and the amendment was lost.

Mr. Dunbar moved to amend by adding after the word "necessity" in line two the words "and for the rights of way for irrigating canals or ditches."

Mr. Tibbetts moved that the article be recommended to the Committee on Preamble and Bill of Rights. Mr. Warner moved to amend by striking out "Committee on Preamble and Bill of Rights" and substitute "Committee on Judicial Department."

Mr. J. Z. Moore moved the previous question. Lost. Mr. Eldridge moved to amend as follows, "which necessity shall be determined by jury." Ruled out of order. On the question to refer to the Committee on Judicial Department it was so ordered.

Mr. Bowen moved that the Convention resolve itself into a committee of the whole for the purpose of considering the report of the Committee on State, County and Municipal Indebtedness. Carried. At 10:30 the Convention went into a committee of the whole for the purpose of considering the report with Mr. Dyer in the chair.

At 12 noon the committee rose and the President resumed the chair. The committee reported that they had had under consideration the report of the Committee on State, County and Mu-

nicipal Indebtedness and had made progress and asked leave to sit again. Leave granted. Mr. Mires moved that the Convention take a recess until 2 p.m., pending which the chair stated he would be unable to attend this afternoon and called Mr. P. C. Sullivan to occupy the chair for the afternoon, the motion was then agreed to.

At 2 p.m. the Convention was called to order by Mr. P. C. Sullivan. Mr. Prosser moved to go into a committee of the whole, pending which Mr. Buchanan asked consent to offer a substitute for Section 21 of the article of the Committee on Corporations Other Than Municipal. Consent given and substitute read and Mr. Buchanan moved that it be printed and referred to the committee of the whole. The Convention refused leave to print.

Mr. Prosser moved that the Convention resolve itself into a committee of the whole for the purpose of further considering of the report of the Committee on State, County and Municipal Indebtedness, pending which Mr. Cosgrove asked to be excused until 4 p.m., which was granted. The motion to go into committee of the whole was then agreed to and at 2:10 p.m. the Convention went into a committee of the whole to further consider the report with Mr. Dyer in the chair. At 5:50 the Convention rose and Mr. Sullivan resumed the chair.

The committee reported that they had had under consideration the report of the Committee on State, County and Municipal Indebtedness, and had made progress and asked leave to sit again. Leave granted.

On motion Hon. Watson C. Squire was granted privilege of the house. Mr. Gowey was excused for tomorrow. On motion of T. M. Reed the Convention at 5:55 p.m. adjourned until 9 a.m., August 1st, 1889.

August 1st, 1889

Convention called to order by the President at 9 a.m.

Prayer by the Chaplain. On a call of the roll all the members were present except Mr. Gowey absent on leave. Minutes read and approved.

The President submitted a letter from Geo. A. Tewksbury relative to dedicating monument to the Pilgrims at Plymouth,