

S. F. No. 66, A bill to amend the charter of the Minnesota Central Railroad.

SAM. H. NICHOLS,

Chief Clerk of the House of Representatives.

A call of the Senate was ordered.

The roll being called, the following Senators answered to their names :

Messrs. Atherton, Batchelder, Beman, Burbank, Butler, Chewning, Coggs well, Cutts, Everts, Graves, Haven, Honner, Hubbard, Jonsrud, Langdon, Lindall, Meagher, Meighen, Nelson, Nicols, Noble, Peterson, Pillsbury, Poehler, Railson, Rice Edmund, Rice W. D., Ruckholt, Sabin, Stevens, Stone, Talbot, Thompson, Ward, Waste, White and Whittemore.

On motion, further proceedings under the call were dispensed with.

The hour for the election of President pro tem. having arrived, Senator S. S. Beman was nominated.

The roll being called there were yeas 35, and nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atherton, Batchelder, Burbank, Butler, Chewning, Coggs well, Cutts, Everts, Graves, Honner, Hubbard, Hutchins, Jonsrud, Langdon, Lindall, Macdonald, Meagher, Meighen, Nelson, Noble, Peterson, Pillsbury, Poehler, Railson, Rice Edmund, Rice W. D., Sabin, Stevens, Stone, Talbot, Thompson, Ward, Waste, White and Whittemore.

So Mr. Beman was declared unanimously elected President pro tempore of the Senate.

On motion,

H. F. No. 158, A bill to amend sections one hundred and thirty-six and one hundred and forty-six of the general statutes of the State of Minnesota, relating to taxes,

Was taken up and indefinitely postponed.

On motion, the Senate took a recess until 7½ o'clock P. M.

EVENING SESSION.

The Senate met pursuant to adjournment, at 7 1-2 o'clock, P. M., and was called to order by the President.

The roll being called, the following Senators answered to their names :

Messrs. Atherton, Butler, Coggs well, Cutts, Graves, Haven, Honner, Hutchins, Jonsrud, Langdon, Lindall, Macdonald, Meighen, Nelson, Peterson, Pillsbury, Poehler, Rice W. D., Ruckholt, Sabin, Stevens, Talbot, Thompson, Ward, Waste, White and Whittemore.

The following communication was received from his Excellency the Governor :

STATE OF MINNESOTA,
EXECUTIVE DEPARTMENT,
ST. PAUL, March 6, 1873. }

To the Hon. W. H. Yale, President of the Senate:

DEAR SIR:—I have the honor to enclose herewith for reconsideration of the Senate

S. F. No 223, entitled "An act to vacate the plat of the village of Merriam, Scott county,"

Which fails to meet my approval for the reason that I consider the courts a safer repository for the powers brought into requisition by this act, than is the Legislature. I have no evidence that this particular act would work direct injustice, but it would be a bad precedent of the same kind that I have heretofore refused to sanction.

This class of legislation being vicious, the executive cannot undertake to examine all the extrinsic facts and circumstances related to each bill and make discriminations; especially should the executive make this rule of action so long as there is another tribunal to which the power is delegated by general law, to consider and determine such cases on their merits, after due notice to all concerned.

Very respectfully submitted,

HORACE AUSTIN,

Governor.

The question being shall the bill become a law notwithstanding the veto of the Governor.

The roll being called there were yeas 3, and nays 23, as follows :

Those who voted in the affirmative were—

Messrs. Atherton, Macdonald and Ward.

Those who voted in the negative were—

Messrs. Butler, Coggsell, Cutts, Haven, Hutchins, Jonsrud, Langdon, Lindall, Meagher, Meighen, Nelson, Peterson, Pillsbury, Poehler, Rice W. D., Ruckholt, Sabin, Stevens, Talbot, Thompson, Waste, White and Whittemore.

So the veto was sustained.

On motion, the Senate concurred in the House amendments to

S. F. No. 195, A bill to appropriate money to build a bridge across the St. Francis river, in Sherburne county,

The roll being called there were yeas 27, and nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atherton, Batchelder, Coggsell, Cutts, Haven, Honner, Hubbard, Hutchins, Jonsrud, Langdon, Lindall, Macdonald, Meagher, Meighen, Nicols, Peterson, Pillsbury, Poehler, Porter, Sabin, Stevens, Stone, Talbot, Thompson, Ward, White and Whittemore.

So the bill passed and its title was agreed to.

The following message was received from the House of Representatives :

MR. PRESIDENT:—I have to announce that the House has passed the following Senate Files herewith returned :

S. F. No. 83, A bill to appropriate money for current expenses and salaries of officers of the State prison.

S. F. No. 121, A bill to vacate the plat and survey of Kaposia, in Dakota county.

S. F. No. 154, A bill to amend section four of chapter one hundred and seven of the general statutes, relating to grand juries.

Also that the House has passed the following House file herewith transmitted :

H. F. No. 416, A bill to provide for the appointment of State officers ad interim.

SAM. H. NICHOLS,

Chief Clerk of the House of Representatives.