

Mr. Pope moved

That the rules be suspended and that

S. F. No. 557

Be read the second and third times and put upon its final passage.

Which motion prevailed.

S. F. No. 557

Was read the second time.

S. F. No. 557

Was read the third time and put upon its final passage.

And the roll being called there were yeas 32, and nays 0, as follows:

Those who voted in the affirmative were—

Messrs. Anderson, Bowen, Brown, Buckman, Burkhardt, Chapman, Clark, Clough, Compton, Comstock, Day, Dodge, Eaton, Edwards, Finseth, Hall, Halvorson, Hayden, Hixon, Hoard, Johnson M., Johnson T., Lende, Oswald, Pope, Scheffer, Shields, Thacker, Wallmark, Ward, Welch and Whiteman.

So the bill passed and its title was agreed to.

MESSAGES FROM THE HOUSE.

MR. PRESIDENT: I have to announce that the House concurs to the report of the conference committee on S. F. No. 471, and has repassed the bill as thus amended.

JOHN R. HOWARD,

Chief Clerk House of Representatives.

On motion the Senate concurred in the House amendment to S. F. No. 471, reported by the conference committee.

And the question being on the final passage of the bill as amended,

And the roll being called there were yeas 34 and nays 0, as follows:

Those who

voted in the affirmative were—

Messrs. Anderson, Brown, Buckman, Burkhardt, Chapman, Clark, Clough, Compton, Daniels, Day, Dodge, Durant, Eaton, Edwards, Finseth, Gibson, Goodrich, Hall, Halvorson, Hayden, Hoard, Johnson, T., Lende, Nachbar, Oswald, Pope, Shields, Swenson, Thacker, Wallmark, Ward, Welch, Whiteman and Wood.

So the bill passed and its title was agreed to.

Senator Edwards, from the Committee on Conference, appointed to consider H. F. No. 39, reports that the committee recommend that the House do concur in the Senate amendment to the bill.

The report was adopted.

EXECUTIVE COMMUNICATIONS.

The following communication was received from the Governor:

STATE OF MINNESOTA, }
EXECUTIVE DEPARTMENT, }
ST. PAUL, MINN., March 3, 1887. }

Hon. A. E. Rice, President of the Senate:

SIR—I return herewith without my approval

S. F. No. 489, Entitled "An act to regulate the fees of the sheriff of Scott county in certain proceedings under chapter eleven (11) of the General Statutes."

The sheriff's fee bill in the General Statutes is applicable to all the counties in the State except Hennepin and Ramsey, where the reasons for a lower scale of fees are apparent. While there may be apparent

reasons for reducing sheriff's fees in the more populous counties, I can see no good reason for a special law allowing the sheriff of Scott county to charge and collect greater fees than sheriffs of other counties are allowed for like duties.

If the sheriff of Scott county is justly entitled to the benefits which this bill would confer the relief should come in the form of an amendment to the general law so that all the sheriffs of the State could enjoy its benefits.

Under this bill, if it became a law, the sheriff of Scott county could charge and collect large fees from his county for "trying to serve" tax delinquents that ordinary inquiry would clearly show were non-residents and could not be served. The policy of the legislation sought by this bill is always questionable, and in this case I doubt if it is justified by sound and just reasons. It is within the power of the county commissioners to allow the sheriff for the service specified in this bill such compensation as he would be entitled to for similar services performed by him for private parties.

Very respectfully,

Your obedient servant,

A. R. MCGILL,
Governor.

STATE OF MINNESOTA, }
EXECUTIVE DEPARTMENT, }
ST. PAUL, MARCH 3, 1887, }

Hon. A. E. Rice, President of the Senate:

Sir:—I return herewith without my approval.

S. F. No. 631 entitled "An act to authorize the Owatonna Improvement Company to condemn lands to construct reservoirs in the county of Steele for milling, manufacturing, and water supply purposes."

The reason of my non-approval is that the bill is unconstitutional. It clearly violates subdivision ten of section thirty-three of Article four of the constitution.

Very respectfully,

Your obedient servant,

A. R. MCGILL,
Governor.

STATE OF MINNESOTA, }
EXECUTIVE DEPARTMENT, }
ST. PAUL, MARCH 3, 1887, }

Hon. A. E. Rice, President of the Senate.

Sir:—I return herewith without my approval:

S. F. No. 344 entitled "An act to authorize the retaining of water in a certain lake in Otter Tail county, Minnesota, for milling purposes."

The bill is in direct conflict with subdivision ten of section thirty-three of Article four of the Constitution which expressly prohibits the legislature from "granting to any individual, association or corporation, except municipal, any special or exclusive privileges, immunity or franchise whatever."

Very respectfully,

Your obedient servant,

A. R. MCGILL,
Governor.