

ACTS
Resolutions and Memorials
of the
REGULAR SESSION
THIRD LEGISLATURE
of the
STATE OF ARIZONA

AMENDMENT TO THE CONSTITUTION
and INITIATIVE MEASURES

Which received a majority of votes cast at the election held November 7, 1916, and became laws on the Governor's Proclamation,
Issued on December 8, 1916

SESSION BEGAN JANUARY 8, 1917
SESSION ADJOURNED MARCH 8, 1917
PHOENIX, ARIZONA

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Sec. 1, Chapter 90, Session Laws
Third Legislature
State of Arizona
1917

CERTIFICATE

STATE OF ARIZONA, }
Office of the Secretary, } ss.

I, SIDNEY P. OSBORN, Secretary of State of Arizona, do hereby certify that the Acts, Resolutions and Memorials herein contained are printed as passed by the Regular Session of the third Legislature of the State of Arizona, according to the engrossed copies on file in my office; and I further certify that the amendment to the Constitution and the Initiative Measures herein contained are true, correct and complete copies of the original petitions filed in my office.



Witness my hand and the Seal of the State of Arizona, given at Phoenix, the Capital, this Sixth day of June, 1917.

Sidney P. Osborn

Secretary of State.



ORDER OF ACTS



ORDER OF ACTS

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Acts



ACTS

CHAPTER I.

(House Bill No. 1.)

AN ACT

Making an Appropriation for the Current and Contingent Expenses of Carrying on and Conducting and Defraying the Expenses of the State Legislature of the State of Arizona for the Session of 1917.

Be it Enacted by the Legislature of the State of Arizona :

Section 1. That the sum of Fifty Thousand (\$50,000) Dollars is hereby appropriated out of the general fund now in the hands of the State Treasurer of the State of Arizona, or so much thereof as may be necessary for the several objects and purposes hereafter named.

(1) That the sum of Twenty-two Thousand Six Hundred and Eighty (\$22,680) Dollars is hereby appropriated for the payment of the salaries of the members of the first session of the Legislature of the State of Arizona for the year 1917.

(2) That the sum of Thirteen Thousand Three Hundred and Twenty (\$13,320) Dollars is hereby appropriated for the payment of the employees of the first session of the State Legislature of Arizona for the year 1917, or as much thereof as may be needed.

(3) That the sum of Two Thousand Three Hundred (\$2,300) Dollars is hereby appropriated for the payment of the mileage of the members of said Legislature, or so much thereof as may be needed.

(4) That the sum of Eleven Thousand Seven Hundred (\$11,700) Dollars is hereby appropriated for the payment of contingent expenses of said Legislature for the year 1917, or so much thereof as may be needed.

Section 2. All claims for salaries and mileage for the members of the respective houses of the Legislature shall be honored by the State Auditor upon the presentation of a certificate signed by the presiding officers of the State Legislature, whereupon the State Auditor shall issue his warrant upon the State Treasurer for the payment of the same, and the State Treasurer upon presentation shall pay the same out of the general fund herein provided for.

Section 3. That all salaries for clerks and employees of the respective houses of the Legislature shall be paid in like manner as provided for in Section Two of this Act.

Section 4. It is provided that said salaries of the said members of the Legislature and the salaries of said employees shall be payable on Monday of each and every week during the session of said Legislature, and that the incidental expenses shall be payable whenever the proper voucher shall be presented.

Section 5. Whereas an urgent necessity exists for the appropriation of funds to pay the salaries and mileage of the members of the Legislature, and provide funds for the contingent expenses of the Legislature, and the provisions of this Act are necessary for the expenses and maintenance of the Legislature, to keep it intact and preserve the public peace and health, and safety, an emergency is hereby declared to exist, and that this Act shall be in full force and effect from and after its passage and approval by the Governor, and is hereby exempt from the provision of referendum provided for in the State Constitution.

Approved January 29, 1917.

CHAPTER 2.
(Senate Bill No. 4.)
AN ACT

Prohibiting Unnatural Sexual Relations.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. Any person who shall wilfully commit any lewd or lascivious act upon or with the body or any part or member thereof, of any male or female person, with the intent of arousing, appealing to or gratifying the lust or passion or

sexual desires of either of such persons, in any unnatural manner, shall be guilty of a felony and shall be imprisoned in the State prison not less than one year nor more than five years.

Section 2. This act is in addition to, and not in place of, any other provision of law.

Approved February 15th, 1917.

CHAPTER 3.
(House Bill No. 25.)

AN ACT

Appropriating the sum of Five Thousand Dollars for each of the Years of 1917-1918 to be Expended for Conducting During said Years the Northern Arizona Fair, at Prescott, Yavapai County, Arizona, and to Acquire and Pay for the Grounds for the use of said Fair.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The sum of Five Thousand (\$5,000.00) Dollars for each of the years 1917 and 1918 is hereby appropriated out of any money in the State Treasury not otherwise appropriated for the purpose of aiding the cities of Northern Arizona in conducting and maintaining the annual Northern Arizona Fair, held at Prescott, Arizona, and participated in by Apache, Coconino, Mohave, Navajo and Yavapai Counties. The money hereby appropriated may also at the discretion of the officers conducting the said Northern Arizona Fair be used toward paying for the grounds for said Fair.

Section 2. The State Auditor is hereby authorized and directed to draw his warrant upon the fund above appropriated from time to time upon the receipt of properly verified vouchers, approved by the President of the Northern Arizona Fair Association, and the State Treasurer is hereby authorized and directed to pay such warrants.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved February 16th, 1917.

CHAPTER 4.

(Senate Bill No. 8.)

AN ACT

To Establish a Game Refuge to be Known as the Mount Graham State Game Preserve.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. For the better protection of the wild game birds and game animals of Arizona, and to provide a safe breeding place and refuge therefor, from which the surrounding country may be stocked and replenished with game, the following described area, lying within the county of Graham, State of Arizona, is hereby set aside for the purposes herein stated, and shall be designated as the Mount Graham State Game Preserve, to-wit:

All that portion of the Graham Mountains lying in, and forming a part of the Crook National Forest.

Section 2. The boundaries of the Mount Graham State Game Preserve, as hereby established, shall conform exactly with the boundaries of that portion of the Crook National Forest commonly known as the Graham Mountains; provided, that this Act shall in no wise interfere with the grazing of any stock on said game preserve, as permitted by the United States Government.

Section 3. It shall be unlawful for any person or persons to hunt, trap, kill, capture or pursue any bird or animal of any kind whatsoever within the limits of any State Game Preserve within the State of Arizona; provided, that the provisions of this Act shall not apply to the killing, capture or destruction of any mountain lion, wolf, fox, coyote, lynx or wildcat or other obnoxious animal, under such regulations as the State Game Warden may prescribe. Any person or persons violating the provisions of this section shall be deemed guilty of a misdemeanor and shall, upon conviction, be fined not less than fifty dollars nor more than two hundred and fifty dollars, or shall be imprisoned in the county jail for a period of not less than three months, nor more than one year, or shall suffer both such fine and imprisonment, in the discretion of the court.

Section 4. The State Game Warden shall have entire supervision of the Mount Graham Game Preserve, hereby created.

Section 5. This act shall take effect and be in force on and after the first day of July, 1917.

Approved February 21, 1917.

CHAPTER 5.

(House Bill No. 24.)

AN ACT

To Amend Paragraph 2770, Chapter 13, Title 11, Revised Statutes of Arizona, 1913, Civil Code, Providing for the Establishment and Maintenance of High Schools.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 2770, Chapter 13, Title 11, Revised Statutes of Arizona, 1913, Civil Code, providing for the establishment and maintenance of high schools, be and the same hereby is amended to read as follows:

2770. Any school district having an average daily attendance of two hundred (200) or more pupils, or having an assessed valuation of One Million Five Hundred Thousand (\$1,500,000) Dollars, or more, may, by a majority vote of the qualified school electors thereof, establish and maintain a high school; or two or more adjoining school districts having a joint average daily attendance of two hundred (200) or more pupils, or having a joint assessed valuation of One Million Five Hundred Thousand (\$1,500,000) Dollars, or more, may unite and form a union high school district for the purpose of establishing and maintaining a high school therein, at the expense of such high school district, or union high school district; provided, that no such high school district shall be formed of territory already embodied in any high school district, unless the remaining territory of the original district shall be contiguous and shall have an assessed valuation of Three Million (\$3,000,000) Dollars or more; provided further, that when a new district shall be formed under the terms of this Act from territory already included in a union high school district, such territory shall no longer be included in such original high school district; and, provided further, that the State Board of Education shall have power to establish a high school district in any district not meeting the requirements of this Act should a majority of the electors residing in such district petition said Board for the establishment of such district.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved February 21, 1917.

CHAPTER 6.

(Senate Bill No. 99.)

AN ACT

To Amend Paragraph 4846 of Chapter IV, Title 49, of the Revised Statutes of Arizona of 1913, so as to Exempt from Taxation all Observatories maintained for Astronomical Research, at Private Expense, for the Public Welfare and not for Profit, Together with all Property, Both Real and Personal, used for the Purposes of or in Connection with the Work or Maintenance of such Observatories Including all Moneys, Funds and Property of any sort, held in Trust by any Corporation, Trustee or Trustees or Others Acting in a Fiduciary Capacity, for the Maintenance of such Observatories and the Carrying on of their Work, so long as Such Observatories and other Property shall be Used for such Purposes only and not Used or Held for Profit.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 4846 of Chapter IV, Title 49 of the Revised Statutes of Arizona of 1913, be and the same is hereby amended by the insertion at the end thereof and immediately following subdivision (6) the following:

(7) All observatories maintained for astronomical research, at private expense, for the public welfare and not for profit, together with all property, both real and personal, used for the purposes of or in connection with the work or maintenance of such observatories including all moneys, funds and property of any sort, held in trust by any corporation, trustee or trustees or others acting in a fiduciary capacity, for the maintenance of such observatories and the carrying on of their work, so long as such observatories and other property shall be used for such purposes only and not used or held for profit.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

“This bill having remained with the Governor five days,

Sundays excluded, and the Legislature being in session, has become a law this twenty-third day of February, A. D. 1917.”

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 7.

(House Bill No. 2.)

AN ACT

Adopting a Flag for the State of Arizona.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The flag of the State of Arizona shall be as follows: The lower half of the flag shall be a blue field; the upper half shall be divided into thirteen equal segments or rays, which shall start at the center, on the lower line and continue to the edges of the flag, colored alternately light yellow and red, consisting of six yellow and seven red rays; in the center of the flag, super-imposed, a copper colored five pointed star, so placed that the upper points shall be one foot from the top of the flag and the lower points, one foot from the bottom of the flag. The red and blue shall be of the same shade as the colors in the flag of the United States; the flag to have a four foot hoist and a six foot fly, with a two foot star; the same proportions to be observed for flags of other sizes. The flag represents the copper star of Arizona rising from a blue field in the face of a setting sun.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

“This bill having remained with the Governor five days, Sundays excluded, and the Legislature being in session, it has become a law this twenty-seventh day of February, A. D. 1917.”

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 8.

(House Bill No. 44.)

AN ACT

To Amend Section 4, Chapter 17, Session Laws of Arizona, Regular Session, 1915, Providing for the Methods of Distribution of Bulletins of the Arizona State Bureau of Mines.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Section 4, Chapter 17, Session Laws of Arizona, Regular Session, 1915, shall be amended to read as follows:

Section 4. The regular and special reports of the Bureau of Mines shall be printed as the Board may direct, and reports may be distributed or sold by the Board as the interests of the State or science may demand. That the Board may, at their option, make no charge for bulletins distributed within the State, and fix the charge for the same bulletins distributed outside of the borders of Arizona, and the money obtained by the selling of such reports shall be put into the Bureau of Mines printing fund, hereby created, and be used for printing and distribution of further bulletins.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved Feb. 27th, 1917.

 CHAPTER 9.

(House Bill No. 33.)

AN ACT

To Amend Paragraph 299, Chapter 8, Title 9, of the Revised Statutes of Arizona, 1913, Penal Code; Pertaining to Offenses Committed Against Good Morals.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 299, Chapter 8, Title 9, of the Revised Statutes of Arizona, 1913, Penal Code, be and the same is hereby amended to read as follows:

299. It shall be unlawful for any person in the State of Arizona to sell, give or furnish, or cause to be sold, given or furnished, any cigars, cigarettes or cigarette papers, smoking or chewing tobacco, of any kind or character to any person under the age of twenty-one (21) years, and it shall be unlawful for any minor in the State of Arizona to buy, accept or receive from any person, any cigars, cigarettes or cigarette papers, smoking or chewing tobacco of any kind or character.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved February 27, 1917.

CHAPTER 10.
(Senate Bill No. 104.)

AN ACT

To Amend Section 105, Chapter 5, Session Laws, Second Special Session of the Second Legislature.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Section 105, Chapter 5, Session Laws, Second Special Session of the Second Legislature, be and the same is hereby amended to read as follows:

105. STATE LAND ADMINISTRATION FUND: The State land administration fund shall consist of all fees charged and collected by the commissioner, other than classification and appraisal fees, which shall be paid over to the State Treasurer, who shall carry the same under a fund to be known as the State land administration fund; said fund shall also be credited with any moneys appropriated by the Legislature thereto; the receipts of such funds shall be used to pay the necessary expenses of the commissioner in the administration of state lands, the appraisal of lands upon which applications for state loans have been made, and the maintenance of the State land department. Any unexpended receipts of the said fund remaining at the close of any fiscal year shall remain in said fund; provided, that if it shall appear at the close of any fiscal year, that there is more than twenty thousand dollars (\$20,000.00) in said fund, the excess over such amount shall be transferred to the general fund of the state; all charges or expenses payable out of the State land administration fund shall be itemized and approved as correct by the commissioner, then presented to the State Auditor, who shall audit the same and draw warrants therefor. The State Treasurer shall pay all such warrants out of said fund.

Section 2. All Acts and parts of Acts in conflict with this Act, are hereby repealed.

Section 3. Whereas, inasmuch as a large number of applications for State Loans are and for a great length of time have been pending, owing to the inability of the State Land Commissioner to make the appraisal required by law, the early operation of this Act is necessary for the public safety and the proper maintenance of a department of State, an

emergency is hereby declared to exist, and this Act shall become effective on and after its passage and approval by the Governor.

Approved February 27, 1917.

CHAPTER 11.
(Senate Bill No. 17.)

AN ACT

To Amend Paragraph 1188 of Chapter XVII, Title 6, Revised Statutes of Arizona, 1913, Civil Code, Relating to Adoptions.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 1188, Chapter XVII, Title 6, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

"1188. Any person may petition the Superior Court of the County in which a child resides for leave to adopt such child; but the prayer of such petition by a person having a husband or wife shall not be granted unless the husband or wife consents thereto and joins therein, if capable of giving such consent. It shall be the duty of the County Attorney of the County in which any such child resides, upon application of the person seeking such adoption, to draw the petition therefor and act as attorney for any such petitioner in all the adoption proceedings, without expense to any such petitioner. No fees of any kind or character shall be charged in any adoption proceedings by any clerk of any court, by any sheriff or by any other public official, but it shall be the duty of every public official to render any service required in connection with any adoption proceeding free of any charge whatsoever."

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 3, 1917.

CHAPTER 12.
(Senate Bill No. 18.)

AN ACT

To Amend Section 111, Chapter 5, Session Laws, Second Special Session of the Second Legislature of the State of Ari-

zona, Relating to the Investment of State Funds in First Mortgages on Farm Lands.

Be it Enacted by the Third Legislature of the State of Arizona :

Section 1. That Section 111, Chapter 5, Session Laws Second Special Session of the Second Legislature of the State of Arizona, be and the same is hereby amended to read as follows :

(Sec. 111.) Loans on first mortgages on farm lands shall not exceed in amount one-half of the actual value of any tract of land the loan may cover, which value shall be determined by appraisal by the Commissioner, and without such appraisal and the recommendation of the Commissioner the loan shall not be made. There shall not be loaned on one parcel of property, or to any person, association or corporation, more than five thousand dollars. No loan shall be made upon lands without the State of Arizona, nor on lands of which the appraised value is less than ten dollars per acre, and when loans are made on unimproved farm lands they shall be conditioned upon the entire amount loaned being employed, under regulations to be adopted by the Governor, Secretary of State and State Treasurer, in the improvement of the lands forming the basis of security.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 3, 1917.

CHAPTER 13.

(Senate Bill No. 52.)

AN ACT

To Establish a Game Refuge to be Known as the Huachuca State Game Preserve.

Be it Enacted by the Legislature of the State of Arizona :

Section 1. For the better protection of the wild game birds and game animals, and to provide a safe breeding place and refuge therefor, from which the surrounding country may be stocked and replenished with game, the following described area, lying within the counties of Cochise and Santa Cruz, State of Arizona, is hereby set aside for the purpose herein

stated, and shall be designated as the Huachuca State Game Preserve, to-wit:

All that portion of the Huachuca and Patagonia Mountains lying in, and forming that part of the Coronado National Forest lying between Meridians 110 and 111 of longitude and south of the Fourth Standard Parallel south.

Section 2. And the boundaries of the Huachuca State Game Preserve, as hereby established, shall conform exactly with the boundaries of that portion of the Coronado National Forest lying between Meridians 110 and 111 of longitude and south of the Fourth Standard Parallel south, commonly known as the Huachuca and Patagonia Mountains lying within said boundaries; provided, that this act shall in no wise interfere with the grazing of any stock on said game preserve, as permitted by the United States Government.

Section 3. The laws and regulations governing the control and protection of the animals and birds of any kind whatsoever within the limits of the Huachuca Game Preserve shall be the same as those governing other State Game Preserves within the State of Arizona.

Approved March 3, 1917.

CHAPTER 14.

(Sub. Senate Bill No. 49.)

AN ACT

To Amend Paragraphs 2485 and 2486, Chapter 4, Title X, Civil Code, Revised Statutes of Arizona, 1913, Relating to Indigent Sick; Providing for the Admittance to County Hospitals of Persons who are Able to and will Pay for Hospital Care, and Imposing Conditions with Respect to such Admittance

Be it Enacted by the Legislature of the State of Arizona:

Section 1. Paragraph 2485, Chapter 4, Title X, Civil Code, Revised Statutes of Arizona, 1913, is hereby amended to read as follows:

2485. No person other than an indigent shall receive public aid, or be admitted into any hospital the expenses of which are paid by the county, and any manager, superintendent, contractor or other person having charge of any such hospital

who shall knowingly receive into the same, for medical attention or subsistence, any person other than an indigent, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding three hundred dollars, and in addition thereto shall forfeit his right to receive any compensation for such services or for supplies of any kind so furnished to any such person; provided, however, that any manager, superintendent, contractor or person having charge of any hospital the expenses of which are paid by the county, may, under rules and regulations prescribed by the Board of Supervisors, admit into such hospital, for hospital care, medical and surgical attention, any person other than an indigent who is able to and will pay, in part or in whole, for such hospital care, medical and surgical attention, under such rules and regulations as may be prescribed by the Board of Supervisors.

Section 2. Paragraph 2486, Chapter 4, Title X, Civil Code, Revised Statutes of Arizona, 1913, is hereby amended to read as follows:

2486. Any person applying for county charity, whether for admission to the county hospital or for outdoor relief, shall make affidavit before some officer of the county authorized to administer oaths, that he or she is sick, poor or disabled, or unable to pay for subsistence, care or medical attention, or either, as the case may be; provided, that any person knowing the facts may make said affidavit, and the officer acknowledging the same shall receive no compensation therefor. Said affidavit shall be presented to the chairman of the board of supervisors, or in case of his absence, to any member of the board, who shall, if satisfied of the truth of the affidavit, admit the applicant to the county hospital or order the granting of out-door relief, as may appear proper, and no person shall be admitted to any such hospital without an order from a member of the board of supervisors. Provided, further, that any person other than an indigent who is in need of hospital care, medical or surgical attention, and who is able to pay, in part or in whole, for the same, may be admitted to the county hospital, and may employ, without expense to the county, a physician or physicians or a nurse or nurses, which said physicians and nurses shall be permitted the necessary use of the hospital facilities and equipment, under rules and regulations prescribed by the board of supervisors. This act shall not be construed to authorize the admission of a paying patient to any county hospital nor to entitle any such patient to the hospital facilities

or equipment, to the inconvenience or deprivation of any indigent patient and any such indigent patient shall receive the same care and treatment accorded to or provided for patients paying for care and attention in county hospitals, under the provisions of this act. Any person not an indigent who receives hospital care, medical or surgical attention under the provisions of this act, shall be required to make remuneration therefor, insofar as he may be able. The reasonable cost of such service shall until paid, be a debt due and owing the county; in case of the failure of a patient to pay the amount due and payable, it shall be the duty of the board of supervisors to furnish the county attorney of the county in which such county hospital is situated, a statement of the amount due and owing from such person, and thereupon it shall be the duty of the said county attorney to proceed to collect the amount in the same manner as other indebtedness due the county would be collected.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Section 4. WHEREAS, many of the counties of the state are extensive in area and contain throughout their entire extent but one hospital, the county hospital, and

WHEREAS, many cases requiring emergency treatment occur, and

WHEREAS, the peace, health and safety of the public depends upon the early operation of this act, an emergency is hereby declared to exist, and this act shall be in full force and effect from and after its passage and approval by the Governor.

Approved March 3, 1917.

CHAPTER 15.
(House Bill No. 9.)

AN ACT

To Amend Paragraph 2942, of Title 12, Chapter 7, Civil Code, Revised Statutes of Arizona, 1913.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 2942, of Title 12, Chapter 7,

Civil Code, Revised Statutes of Arizona, 1913, be, and the same is hereby amended to read as follows:

2942. There shall be printed for and furnished to each polling place at which an election is to be held, a number of ballots—at least two times the number of registered voters whose names appear on the precinct register for the precinct.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 5, 1917.

CHAPTER 16.

(House Bill No. 35.)

AN ACT

To Amend Paragraph 2810, of Chapter 16, Title 11, Revised Statutes of Arizona, 1913, Civil Code, Relating to Retirement of Teachers.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 2810 of Chapter 16, Title 11, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

2810. When any person shall be sixty years of age, and shall be without means of comfortable support, and shall have served for thirty years or more in the aggregate as a teacher in the public schools, twenty-five years of which shall be in the public schools of Arizona, the State Board of Education may order and direct that such person be retired from further services in the schools of Arizona, and from the date of making said order, the services of such person as teacher in said public schools shall cease and such person shall retire, and thereafter during his or her lifetime shall be paid from the school funds of the State an annual pension of six hundred dollars, to be paid in quarterly installments.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 5th, 1917.

CHAPTER 17.
(House Bill No. 36.)

AN ACT

Defining the Rights of the Producers of Farm, Garden and Agricultural Food Products to Sell and Dispose of the Same, and Providing Penalties for the Violation of Said Regulations.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That the producers of food products on agricultural lands, farms, and gardens in this State, shall never under any pretext be denied or restricted in the right to sell and dispose of the same, except in the manner and to the extent expressly provided in this Act.

Section 2. That "producers," within the meaning of this Act, shall be taken to include the owners, proprietors or tenants of the agricultural lands, orchards, farms and gardens, whereon or whereby such food products are grown, raised, or prepared for market.

Section 3. That "food products," within the meaning of this Act, shall be taken to include every product of the soil in its natural or manufactured state, and all swine, fowls, eggs and milk, and all products arising therefrom; provided, however, that this Act shall not apply to wines or intoxicating liquors.

Section 4. That the right to sell and dispose of such products shall extend to the producer in person, members of his family, his agents, and all persons in his service, as long as such products are sold or disposed of on his behalf and for his benefit.

Section 5. That nothing in this Act shall be so construed as to prevent this inspection of any food product by lawful authority, so long as such inspection is uniform as to the same product, and without cost to the producer thereof, and does not hinder or harass him in the sale of any wholesome product.

Section 6. That no tax, license, or other burden or fee shall ever be imposed or levied upon or demanded or collected from any producer as herein defined, because of any sale or sales of any such products; nor shall any penalty or punishment ever be imposed upon him on account of any such sale, except penalty for violation of laws regarding inspection; nor shall

any municipal ordinance, which in any manner or under any guise seeks to impose or subject him to any such tax, fee or penalty, have any force or effect, save and except that all such products shall, in common with similar products offered for sale by persons who are not the producers thereof, be subject to inspection; but no municipal ordinance providing for such inspection shall be valid unless it applies, in precisely the same manner and on precisely the same terms, to others offering similar products for sale.

Section 7. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 5, 1917

CHAPTER 18.

(House Bill No. 43.)

AN ACT

Providing for the Destruction of the Records in Juvenile Courts Under Certain Conditions.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. No record of the conviction of Juvenile offenders nor the facts of such conviction shall be admissible in evidence or in any way shown in any action or proceeding of a criminal nature, except during the period for which the defendant has been placed on probation by any of the courts of the State of Arizona, or within two years after the discharge of any such defendant from any institution to which such defendant may have been committed by any of the said courts of the State of Arizona, and such record of proceedings hereafter entered or kept as provided by law, shall be entirely removed and destroyed by the Clerk of the Court wherein the same is of record, after the expiration of the period for which the defendant has been placed on probation by any of the said Courts of the State of Arizona, or the expiration of two years after the discharge of such defendant from the institution to which he may have been committed by any of the said Courts, as the case may be, unless it shall appear to the Judge of the said Court that prior to the expiration of said period of probation, or the expiration of two years after the discharge of any such defendant from any institution as aforesaid, that such defend-

ant shall have been convicted of any offense under the laws of this or any other state.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 6, 1917.

CHAPTER 19.
(House Bill No. 82.)

AN ACT

Making an Appropriation in the Sum of \$15,379.18, with Interest Thereon at the Rate of 6% per Annum from the 14th Day of April, 1915, for the Purpose of Liquidating one Certain Judgment Rendered by the Supreme Court on the 29th Day of May, 1916, in the Case Entitled "A. W. Gregg vs. State of Arizona."

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That there is hereby appropriated out of any money in the General Fund not otherwise appropriated, the sum of \$15,379.18, with interest thereon at the rate of 6% per annum from the 14th day of April, 1915, for the payment of one certain judgment rendered by the Supreme Court of the State of Arizona, on the 29th day of May, 1916, in the case of A. W. Gregg vs. State of Arizona.

Section 2. The State Auditor is hereby authorized and directed to draw this warrant in favor of said A. W. Gregg, and the State Treasurer is hereby authorized and directed to pay such warrant.

WHEREAS, the immediate operation of the provisions of this Act is necessary, an emergency is hereby declared to exist, and this Act shall take effect and be in force from and after its passage and approval by the Governor, and it is hereby declared exempt from the referendum provision of the State Constitution.

Approved March 6, 1917.

CHAPTER 20.

(House Bill No. 154.)

AN ACT

Making an Appropriation for the Payment of the Services of W. A. Combs as Sheep Inspector During the Year 1915.

WHEREAS, the said W. A. Combs agreeable to the provisions of Chapter 2, Title 30, Revised Statutes of the State of Arizona, 1913, and amendments thereto, was appointed a sheep inspector by the Sheep Sanitary Commission of the State of Arizona, on the 19th day of January, 1915, at a salary of Five Dollars (\$5.00) per day, and

WHEREAS, the said W. A. Combs executed his bond and entered into his services in the capacity of Sheep Inspector on the 20th day of January, 1915, and remained in the service of said State, as such Sheep Inspector for a period of seventy-eight (78) days from January 20, 1915, up to and including April 8, 1915, whereby there became due him for such services the sum of Three Hundred Ninety and no-100 Dollars (\$390.00), and

WHEREAS, said W. A. Combs duly filed with said Sanitary Board his claim for such services in proper form on the 3rd day of July, 1915, for the approval of said Sanitary Commission, and

WHEREAS, said Sanitary Commission did not meet or take action upon such claim until on or before the month of August, 1916, and

WHEREAS, by reason of the premises, the claim of the said W. A. Combs was not presented to the State Auditor of the State of Arizona, until on or before the 3rd day of August, 1916, and

WHEREAS, said State Auditor refused to pay said claim agreeable to the opinion of the Attorney General of the State of Arizona rendered thereon for the reason that the Statute of Limitations was alleged to have applied to said claim, and that said claim thereby became unenforcible.

NOW THEREFORE, BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ARIZONA

Section 1. That the sum of Three Hundred and Ninety Dollars (\$390.00), or as much thereof as may be necessary, be,

and is hereby appropriated out of the General Fund of the State of Arizona for the purpose of paying W. A. Combs for services rendered to the State of Arizona, in the capacity of Sheep Inspector between the 20th day of January, and the 8th day of April, inclusive, 1915, at the rate of Five Dollars (\$5.00) per day.

Section 2. The State Auditor is hereby authorized and directed to draw his warrant, payable out of the General Fund in favor of said W. A. Combs for said sum of Three Hundred and Ninety Dollars (\$390.00), or so much thereof as may be necessary, upon the presentation of the claim by said W. A. Combs for said sum of Three Hundred and Ninety Dollars (\$390.00), and the State Treasurer is hereby authorized and directed to pay said warrant.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 6, 1917.

CHAPTER 21.

(Sub. Senate Bill No. 30.)

AN ACT

To Provide for Co-operation Between the State of Arizona and the Department of Labor of the United States of America, for the Establishment and Maintenance of Free Employment Offices in the State of Arizona, and Making an Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The State Board of Control is hereby authorized and empowered and it is made a part of the duty of said Board of Control, to establish and maintain free employment offices in the State of Arizona. Said free employment offices shall be conducted in co-operation with, and under the established rules and regulation of the Department of Labor of the United States.

Section 2. For the establishment and maintenance of free employment offices in the State of Arizona, as provided by Section One of this Act, there is hereby annually appropriated the sum of two thousand five hundred dollars, or as much thereof as may be necessary. The appropriation made under the provisions of this Act shall be set apart by the State Treas-

urer in a separate fund hereby designated. The Free Employment Office Fund. All moneys expended out of said fund shall be under the authority and by the direction of the State Board of Control. The State Auditor is hereby authorized and directed to draw said warrant and the State Treasurer is hereby directed to pay said warrant from said fund.

Section 3. All acts and parts of acts in conflict with this act are hereby repealed.

Approved March 7, 1917.

CHAPTER 22.

(Senate Bill No. 39.)

AN ACT

Providing for the Payment of Money Owed by Corporations, Co-partnerships, Associations or Individuals as Wages Earned by Deceased Employees, to the Surviving Husband or Wife of such Deceased Employee, Without Letters of Administration Being Issued on the Estate of Such Deceased Person.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The surviving husband or wife of any deceased person may, without procuring letters of administration, collect from any corporation, co-partnership, association or individual any sum of money which said corporation, co-partnership, association or individual may have owed such deceased person at the time of his or her death for wages earned by such deceased person while in the employ of such corporation, co-partnership, association or individual, provided said sum of money shall not exceed Three Hundred Dollars.

Section 2. Any corporation, co-partnership, association or individual, upon receiving an affidavit stating that a person previously in the employ of any such corporation, co-partnership, association or individual is dead, and that the affiant in such affidavit is the surviving husband or wife of such employee, as the case may be, and that the whole amount that such corporation, co-partnership, association or individual owed such deceased person at the time of his or her death, does not exceed the sum of three hundred dollars, may pay to such affiant any amount of such wages earned by said deceased

person if the same does not exceed three hundred dollars, and the receipt of such affiant shall be sufficient acquittance therefor.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 8, 1917.

CHAPTER 23.

(Senate Bill No. 68.)

AN ACT

Regulating Stallions Running at Large.

Be it Enacted by the Legislature of the State of Arizona:

Section 1 It shall be unlawful for any person, as owner or otherwise, to permit any stallion over two years old to run at large upon the range within the State of Arizona, unless such stallion shall be a high grade of some recognized good breed of horses.

Section 2. Any person guilty of violating any of the provisions of this act, upon conviction, shall be fined not less than twenty-five dollars, nor more than three hundred dollars.

Approved March 8, 1917.

CHAPTER 24.

(Senate Bill No. 90.)

AN ACT.

To Amend Paragraphs 3528, 3530 and 3542 and Repeal Paragraph 3543 of Chapter 3, Title 26 of the Revised Statutes of Arizona, Civil Code, 1913, Entitled Jurors, How Selected and Summoned.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 3528, of Chapter 3, Title 26, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

3528. In like manner and subject to the same provisions the said officers shall next select from said list the names of five hundred persons, or such greater number as the superior

court may direct, and the clerk of the superior court shall make a list thereof as the names are selected, and shall append them to a certificate in all respects similar to that prescribed by the preceding section, except that it shall be therein stated that the names are those selected from which to draw trial jurors. Said certificate shall be signed by each of said officers as in the preceding section, and shall then be known as the trial jury list. Both of said lists shall be forthwith filed in the office of the clerk of the superior court, and the county recorder shall immediately thereafter give notice in writing to the judge of the superior court of the said selections of names and the filing of said lists.

Section 2. That Paragraph 3530 of Chapter 3, Title 26, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

3530. Not less than ten nor more than twenty days before the time at which either a grand or trial jury shall be required to be in attendance upon the superior court, the judge thereof may, in his discretion, make and file with the clerk of the superior court an order that the jury be drawn. The number to be drawn shall be fixed in the order. If to form a grand jury, it must not be greater than twenty-one nor less than sixteen, and if to form a trial jury such number as the judge may direct not exceeding seventy-five; and such order shall also state the time at which jurors, grand or trial, shall be in attendance.

Section 3. That Paragraph 3542 of Chapter 3, Title 26, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

3542. Where jurors are not drawn and summoned in the manner hereinbefore prescribed to attend any superior court, or a sufficient number of jurors fail to appear, such court shall order a sufficient number to be drawn forthwith, in the manner provided by Paragraph 3536 of this Chapter, and summoned to attend such court in the manner prescribed in Paragraph 3541.

Section 4. That Paragraph 3543 of Chapter 3, Title 26, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby repealed.

Section 5. That all acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 8, 1917.

CHAPTER 25.
(Senate Bill No. 101.)
AN ACT

Assenting to the Provisions of the Act of Congress, Entitled
"An Act to Provide that the United States Shall Aid the
States in the Construction of Rural Post Roads, and for
Other Purposes.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That the Legislature of the State of Arizona hereby assents to the provisions of the Act of Congress, approved July eleven, nineteen hundred and sixteen, entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," thirty-ninth U. S. Statutes at Large, page three hundred and fifty-five. The State Engineer, with the approval of the State Board of Control, is hereby authorized to enter into all contracts and agreements with the United States Government relating to the survey, construction and maintenance of roads under the provisions of the said Act of Congress, to submit such scheme or program of construction and maintenance as may be required by the Secretary of Agriculture and do all other things necessary fully to carry out the co-operation contemplated and provided for by the said Act. For the construction and maintenance of rural post roads the good faith of the State is hereby pledged to make available funds sufficient to equal the sums apportioned to the State by or under the United States Government during each of the five years for which Federal funds are appropriated by Section 3 of the said Act and to maintain the roads constructed with the aid of funds so appropriated, and to make adequate provisions for carrying out such maintenance.

Approved March 8, 1917.

CHAPTER 26.
(Senate Bill No. 108.)

AN ACT

To Prohibit the Selling, Furnishing or Manufacturing of Tula-
pai, Tiswin or Corn Beer in the State of Arizona.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. Any person who sells or furnishes, or causes

to be sold or furnished to any Indian of whole or mixed blood any tulapai, tiswin, or corn beer, or who manufactures, causes to be manufactured, or aids in any manner in the manufacture of, or in the sprouting of corn or any other cereal for the purpose of manufacturing tulapai, tiswin or corn beer, shall be guilty of a misdemeanor.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 8, 1917.

CHAPTER 27.

(Senate Bill No. 78.)

AN ACT

Providing for the Appropriation of Five Hundred Dollars (\$500.00) to Reimburse Con P. Cronin for Money Expended by Him in Defending the Action of the Legislature of the State of Arizona, in the Enforcement of Chapter 62, of the Session Laws of Arizona, 1915.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated out of the general fund of the State, in payment to Con P. Cronin, for money expended by him in council fees, in defending the action of the legislature of the State of Arizona in the enforcement of Chapter 62 of the Session Laws of 1915, in the courts of the State, the sum of five hundred dollars.

Section 2. The State Auditor is hereby empowered and directed to draw his warrant upon the general fund of the State in favor of Con P. Cronin in the sum of five hundred dollars, the State Treasurer is hereby empowered and directed to pay same.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 8, 1917.

CHAPTER 28.
(Senate Bill No. 102.)

AN ACT

To Repeal Section 5126, Chapter 7, Title 50, of the Revised Statutes of Arizona, 1913, Civil Code.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 5126 of Chapter 7, Title 50, of the Revised Statutes of Arizona, 1913, Civil Code be, and the same is, hereby repealed.

Approved March 8, 1917.

CHAPTER 29.
(Senate Bill No. 60.)

AN ACT

To Render Liable to Assessment for Irrigation District Purposes Entered and Unentered Public Lands of the United States Within Irrigation District Boundaries to the Extent Authorized by an Act of Congress Entitled: "An Act to Promote Reclamation of Arid Lands," Approved August 11, 1916, and to Define the Rights of Entry-men Within Irrigation District Boundaries; and to Authorize the Organization of Irrigation Districts Under the Laws of the State for the Purpose of Co-operation with the United States Under Federal Reclamation Laws for the Purchase of a Water Supply, or for the Construction, Operation or Maintenance of Works, Including Drainage Works, or for the Assumption by the District of Indebtedness to the United States on Account of District Lands, and to Provide the Method of Contracting to Such End and the Manner and Method of Payments to the United States Under such Contract, and for the Apportionment of Assessments and Levy Thereof upon the Lands of the District to Secure Revenue for such Payments; and to Provide for the Judicial Review and Determination of the Validity of the Proceedings in Connection with such Organization and Contract.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. Public lands of the United States, both entered and unentered, within the boundaries of any irrigation district

organized in this state shall be assessed for district purposes in the manner provided by law to the extent authorized by an act of Congress entitled, "An Act to Promote Reclamation of Arid Lands," approved August 11, 1916, or any other law enacted by Congress in the same relation, resident entrymen of public lands shall be lawful petitioners for the organization of an irrigation district, and entrymen residing on lands included within any district, the plans and maps of which have been approved by the Secretary of the Interior, if otherwise qualified, shall be lawful electors for bond issued and special assessments whether or not they may be real property taxpayers for the purpose of general taxation. Such entrymen shall be deemed to be holders of land within any irrigation district to the end that they may be qualified general electors for irrigation district purposes in general. They shall share all privileges and obligations of private land owners within the district including the right to hold office, subject always to the terms of the aforesaid acts of Congress. The board of directors is authorized to make such investigations; and, based thereon, such representations and assurances to the Secretary of the Interior as may be requisite under such acts.

Section 2. In addition to the purposes otherwise authorized by law, irrigation districts may be organized for the following purposes, and irrigation districts heretofore or hereafter organized under the law of the state, in addition to the authority otherwise conferred upon them, shall have the following powers: To co-operate and contract with the United States under the Federal Reclamation laws heretofore or hereafter enacted for the purpose of the construction of works, whether irrigation or drainage works, or levees for the protection of lands in the district, or for the acquisition, purchase, extension, operation or maintenance of constructed works, or for a water supply, or for the assumption as principal or guarantor of indebtedness to the United States on account of district lands.

Section 3. The board of directors shall generally perform all such acts as shall be deemed necessary to carry out the enlarged powers in this act enumerated. Said board may enter into any obligation or contract with the United States for the aforesaid purposes and may provide therein for the delivery, distribution and apportionment of the water for the lands of such district in accordance with the acts of Congress applicable thereto, and the rules and regulations of the Secre-

tary of the Interior thereunder, and provision may be made in the contract for the refusal of water service to any or all lands which may become delinquent in the payment of any assessment levied for the purpose of carrying out any contract between the district and the United States. The contract may provide for the conveyance of water rights or other property of the district to the United States as partial consideration for the privileges obtained by the district under said contract, and in case contract has been or may hereafter be made with the United States, as herein provided, bonds of the district may be transferred to or deposited with the United States, if so provided by said contract and authorized as herein set forth, at not less than 85% of their par value to the amount to be paid by the district to the United States, or any part thereof; the interest or principal or both, on said bonds to be raised by assessment and levy as hereinafter prescribed, and to be regularly paid to the United States and applied as provided in said contract. Bonds deposited with or transferred to the United States may call for the payment of such interest not exceeding 6% per annum, may be of such denominations and call for the re-payment of the principal at such times as may be agreed upon between the board and the Secretary of the Interior. The contract with the United States may likewise call for the payment of the amount or amounts to be paid by the district to the United States, or any part thereof at such times and in such installments and with such interest charges not exceeding the aforesaid rate, as may be agreed upon, and for assessment and levy therefor as hereinafter provided. Moreover, the board on behalf of the district may accept appointment of the district as fiscal agent of the United States, or authorization of the district by the United States to make collection of moneys for or on behalf of the United States in connection with any federal reclamation project, whereupon, the district shall be authorized so to act and to assume the duties and liabilities incident to such action, and said board shall have full power to do any and all things required by the rules and regulations now, or that may hereafter be established by any department of the federal government in regard thereto. Districts co-operating with the United States may rent or lease water to private lands, entryment, or municipalities in the neighborhood of the district in pursuance of contract with the United States.

Section 4. Any proposal to enter into a contract with the

United States for the re-payment of construction moneys, the cost of a water supply or the acquisition of property, and to issue bonds, if any be proposed, shall be voted upon at an election wherein proceedings shall be had insofar as applicable in the manner provided in the case of the ordinary issuance of district bonds. Notice of such election shall contain, in addition to the information required in the case of ordinary bond elections, a statement of the maximum amount of money to become payable to the United States for construction purposes, cost of water supply and acquisition of property, exclusive of penalties and interest, together with a general statement of the property, if any, to be conveyed by the district as herein above provided. The ballots at such election shall contain a brief statement of the general purpose of said contract and the amount of the obligation to be assumed as aforesaid, with the words "contract—yes" and "contract—no," or "contract and bonds—yes" and "contract and bonds—no" as the case may be. The board of directors may, by petition, filed in the Superior Court of the county in which the office of such district is located, institute a proceeding for the purpose of having a judicial examination and judgment of the court as to the validity of such contract, and the regularity and legality of the proceedings of the said board for the authorization of the board to enter into such contract and the authority for and the validity of the issuance and deposit or transfer of said bonds, if any, and the validity of the organization of the district; whereupon, the same proceedings shall be had as in the ordinary case of a judicial examination and judgment as to the validity of bonds and with like effect. Such a proceeding may moreover be instituted by any person interested as an elector, taxpayer or property owner.

Section 5. Any rights of way or other property owned or acquired by the district may be conveyed by the board to the United States insofar as the same may be needed for the construction, operation or maintenance of works by the United States for the benefit of the district under any contract that may be entered into with the United States pursuant to this act.

Section 6. All payments due or to become due to the United States under any contract between the district and the United States, including such payments of interest and principal on bonds as may be required in connection with the deposit or transfer thereof to the United States, shall be paid, unless otherwise provided by contract, by revenue derived from an-

nual assessments, apportioned as hereinafter prescribed, and levies therefor, upon such real property within the district as may be assessable for district purposes under the laws of the State, and such real property shall be and remain liable to be assessed and levied upon for such payments as herein provided. It shall be the duty of the board of directors to include in their annual estimates all sums which may be necessary to meet all payments to the United States when due as provided in said contract. Assessments for such purpose, however, shall not necessarily be uniform in amount per acre over the irrigable lands of the district, but shall rather accord in amount with the provisions of the contract between the United States and the district, the Federal laws applicable thereto, and the notices and regulations issued in pursuance of said laws, and in case such contract is for the assumption by the district as principal or guarantor of indebtedness to the United States theretofore existing on account of district lands, there shall be further taken into account the provisions of existing contracts carrying such indebtedness and the amounts of such liens as may be released in pursuance of contract between the United States and the district. The amount of assessment for each tract of land shall be set forth in a certificate, a copy whereof shall be transmitted to the boards of supervisors of each county in which any lands of such district are located, together with other matters required by the irrigation district laws of the state so to be certified, and the laws of the State as to the making and levy of assessments for irrigation district purposes shall be complied with insofar as practicable in the making and levy of assessments for payments due the United States under any such contract. Nothing herein contained shall be construed to relieve the district from obligation to pay as a district in case of the default of any land unless so provided by contract. All moneys collected by assessment and levies to carry out any contract with the United States shall be kept in a fund to be known as a "United States Contract Fund," to be used for payments due to the United States under any such contract.

Section 7. In case of contract between the United States and any irrigation district in pursuance of this act the engineering investigations, letting of contracts by the district and related undertakings looking to the construction of works, purchase thereof or of a water supply, or acquisition of property, in lieu of compliance with the provisions of the general irrigation district laws of the state in that regard, may be done

and performed by the United States or the district, or insofar as may be required by, or as the same may be covered into or substituted for by, the contract between the United States and district. The officers, agents and employes of the United States as well as those of the district, shall have the right to enter upon any land in the district to make surveys or locate sites for construction of works in furtherance of such engineering investigations.

Section 8. Where contract shall have been entered into between the United States and any irrigation district, the district shall not be dissolved, nor shall the boundaries be changed, nor shall any specific tract or tracts of land be released or discharged for the outstanding bonded indebtedness of the district, in pursuance of bonds deposited with or transferred to the United States, by payment of a proportion of said indebtedness as provided in the general irrigation district law except upon the written consent of the Secretary of the Interior filed with the official records of the district. If such consent be given and lands be excluded such lands shall be free from all liens and charges for payments to become due to the United States.

Section 9. The provisions of Chapter Eight of the Session Laws of the Second Special Session of the Second Legislature of Arizona shall be and remain in force as regards irrigation districts in this act referred to, except insofar as herein modified expressly or by necessary implication; and nothing in this act contained, except in Section One hereof, shall be so construed as to affect irrigation districts heretofore or hereafter organized which shall not co-operate with the United States as in this act provided, or to effect the operation of the district not related to co-operation with the United States.

Approved March 8, 1917.

CHAPTER 30.
(Senate Bill No. 63.)

AN ACT

To Provide for the Regulation, Supervision and Control of the Business of Buying and Selling Securities and Commodities by Brokers on or Through Exchanges or Boards of Trade or Other Public Markets; to Provide for the Licensing of Brokers; to Define and Prohibit Bucketing; and Fixing Penalties.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The following words used in this act shall, unless a different meaning is plainly required by the context, have the following meanings:

“Person” shall mean an individual, partnership, corporation or association, whether acting in his, their or its own right or as the officer, agent, servant, employe, correspondent or representative of another.

“Contract” shall mean any agreement, trade, contract or transaction.

“Securities” shall mean all evidence of debt or property and options for the purchase or sale thereof, shares in any corporation or association, bonds, coupons, scrip, rights, choses in action, and other evidences of debt or property and options for the purchase or sale thereof.

“Commodities” shall mean any personal property other than securities.

“Broker” shall mean every person who buys or sells or contracts to buy or sell, as agent for or representative of or for or on account of another, any security or commodity on or through any exchange or board of trade or other public market.

“Bucketing” shall mean (a) The making of or offering to make any contract respecting the purchase or sale of any securities or commodities, wherein both parties thereto intend, or the broker intends, that such contract shall be, or may be, terminated, closed, or settled according to or upon the basis of the public market quotations of prices made on any board of trade or exchange upon which said securities or commodities are dealt in and without a bona fide purchase or sale of the same; or (b) the making of or offering to make any contract respecting the purchase or sale of any securities or commodities, wherein both parties thereto intend, or the broker intends, that such contract shall be, or may be deemed terminated, closed, or settled when such public market quotations of prices for the securities or commodities named in such contract shall reach a certain figure without a bona fide purchase or sale of the same; or (c) the making of or offering to make any contract respecting the purchase or sale of any securities or commodities, wherein both parties thereto do not intend, or the broker does not intend, the actual or bona fide receipt or delivery of such securities or commodities, but do intend, or the broker does intend, a settlement of such contract based upon the dif-

ferences in such public market quotations of prices at which said securities or commodities are or are asserted to be bought and sold.

Section 2. Within thirty days after this act takes effect every person doing business as a broker shall file with the Secretary of State a statement in writing, under oath, which shall contain, in such form as the Secretary of State shall prescribe, (a) the name and postoffice address of the broker; (b) if the broker be a co-partnership or unincorporated association, the name and postoffice addresses of all the members thereof, and if the broker be a corporation, the names and postoffice addresses of all officers and directors thereof; (c) the location of the office or principal place of business of the broker in Arizona; (d) an application on behalf of the broker for a license to do business under the provisions of this act.

Section 3. At the time of presenting such statement and application for filing the broker shall:

(1) Pay to the Secretary of State the sum of two hundred dollars as a license fee for the calendar year, and a license fee of two hundred dollars shall be paid before the license shall be issued for any calendar year thereafter. Such fees shall be turned into the State Treasury as general funds of the State.

(2) Deliver to the Secretary of State a good and sufficient bond for five thousand dollars, payable to the State of Arizona, to be executed by said applicant together with a surety company or two good and sufficient sureties, and to be approved both as to form and sureties by the Secretary of State. Said bond shall be conditioned upon the faithful compliance with the provisions of law by said applicant, and provide that upon failure to so comply, the applicant shall be liable to any and all persons who may suffer loss by reason thereof.

Section 4. Upon payment of such license fee, the Secretary of State shall file such statement and application and shall issue a license, under the seal of the State, reciting that the broker is licensed to do business under the provisions of this act during the fiscal year for which such license is issued. Said license shall at all times be publicly displayed by the broker at his said office or place of business.

Section 5. All brokers' licenses issued under the provisions of this act shall expire at the end of the fiscal year for which the same are issued and may be renewed only upon filing the

statement and application and payment of the license fee required for the granting of an original license.

Section 6. Every broker licensed under the provisions of this act shall keep at his said office or principal place of business true and complete books of account showing all of the broker's assets, liabilities, transactions and business.

Section 7. The State Bank Examiner shall have power to prescribe the manner and form in which every licensed broker's books of account shall be kept and to examine the same at all times and to require the broker and his agents and employes to produce for his examination all other papers and records relating to the broker's transactions and business, and, in general, shall have the same powers of examination and regulation of the transactions and business of licensed brokers as he has with respect to banks and other financial institutions of this State.

Section 8. If at any time, upon examination, it shall appear to the satisfaction of the State Bank Examiner that any licensed broker is insolvent, or is doing business in violation of any of the provisions of this act he may by order, suspend the license of such broker until such insolvency be cured or such unlawful practices shall cease, as the case may be. During such suspension it shall be unlawful for the broker to do any business under said license, except under the supervision of and to the extent permitted by said State Bank Examiner.

Section 9. Every licensed broker shall, within twenty-four hours after demand, furnish to any customer or principal for whom such broker has executed any order for the purchase or sale of any securities or commodities, either for immediate or future delivery, a written statement showing the time when, the place where and the price at which the same were bought or sold

Section 10. Any person who shall make or offer to make any bucketing contract shall be guilty of a felony and upon conviction thereof shall, if a corporation, be punished by a fine or not less than five hundred dollars nor more than five thousand dollars for each offense, and all other persons so convicted shall for each offense be punished by a fine of not less than five hundred dollars nor more than five thousand dollars, or by imprisonment in the state prison for not more than five years, or by both such fine and imprisonment.

Section 11. Any person who shall communicate, receive exhibit or display in any manner any statement of quotations of prices of any securities or commodities, with intent to make or offer to make, or to aid in making or offering to make, any bucketing contract, shall be guilty of a felony and upon conviction thereof, shall be subjected to the penalties provided in Section 10 of this act.

Section 12. Any person who shall wilfully violate any of the provisions of this act other than those mentioned in Sections 10 and 11, relating to bucketing contracts, shall be guilty of a misdemeanor and upon conviction thereof shall, if a corporation, be punished by a fine of not less than one hundred dollars nor more than two thousand dollars for each offense, and all other persons so convicted shall for each offense be punished by a fine of not less than five hundred dollars nor more than five thousand dollars, or by imprisonment in the county jail for not more than one year, or by both such fine and imprisonment.

Section 13. Nothing in this act contained shall be construed to authorize the doing of any act prohibited by the provisions of Paragraphs 326 to 336, both inclusive, of Chapter 10, Title 9, of the Revised Statutes of Arizona, 1913, Penal Code, but the provisions of this act shall be deemed to be accumulative or additional to said provisions of the Penal Code.

Approved March 8, 1917.

CHAPTER 31.

(House Bill No. 175.)

AN ACT

Providing for the Creation of County Highway Commissions, and Prescribing the Powers and Duties of Such Commissions.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. Whenever, under the provisions of existing laws, the Board of Supervisors of any county in this State shall secure a petition signed by fifteen per centum of the property tax payers of said county who are in all other respects qualified electors in said county, praying that the question whether the bonds of said county shall be issued for the construction or

improvement of highways within such county be submitted to the property tax payers of said county, such Board of Supervisors, shall, at least ninety days before the day appointed for such election, appoint a Highway Commission for such county, which Commission shall have the powers and shall perform the duties hereinafter set forth.

Section 2. Said Highway Commission shall consist of five members, each of whom shall have been a bona fide resident and freeholder of said county for three years last past. Such Commissioners shall be appointed for a term of two years and until their successors are appointed and qualified; provided, that should the proposition to issue the bonds of the county submitted to the tax payers as aforesaid, fail to carry, or when all highway improvements for which bonds are voted at such election are completed, or when all the money arising from the sale of the bonds voted at such election shall have been expended, the term of office of such Commission shall automatically end.

The Board of Supervisors shall have power to remove any such Commissioners for just cause, which cause shall be fully set forth in such order of removal.

All vacancies shall be filled by appointment by the Board of Supervisors, which appointment shall be only for the unexpired term.

Each Commissioner shall give bond to the county for the faithful performance of his duties, in such sum as the Board of Supervisors may require and which bond shall be approved by the Board of Supervisors.

No member of the Board of Supervisors shall be qualified to act as Highway Commissioner under this Act.

Section 3. Immediately upon their appointment, said Commission shall proceed with diligence to investigate the main public highways of the county, in case the bonds proposed to be issued are for the improvement of the highways of the county generally, or in case the bonds proposed to be issued are for the improvement of certain highways of the county specified in the call for such election, then the Commission shall investigate the condition of such specific highways, and shall cause to be prepared a map of such highways, showing their location, conditions, connections and such other information in regard thereto as the Commission may deem necessary for the purposes of this Act, and shall ascertain and determine

which of said main public highways so investigated by them, should be improved with the funds arising from the sale of the bonds proposed to be issued and the kind of improvements which should be made thereon and shall procure an estimate of the cost of such improvement.

They shall also investigate the necessity or desirability of the laying out and constructing any new public highways in said county and shall include such proposed new highways in the map above mentioned, together with their connections, and such other information in regard thereto as the Commission may deem necessary for carrying out the purposes of this Act.

Section 4. The said Commission may employ a competent engineer to make all necessary surveys and prepare the map or maps above mentioned and to assist the Commission in determining the best material to be used and the best and most feasible manner of making such improvement and the cost thereof.

At least twenty days before the day appointed for such election, the said Commission shall make to the Board of Supervisors of such county, a detailed report of their investigation, together with their suggestions and recommendations regarding the construction or improvement of the highways investigated by them, as above provided, and shall accompany said report with a copy of the map or maps hereinbefore mentioned and their estimate of the costs of such proposed highway improvements, and thereupon the Board of Supervisors shall publish such report six times in a daily or twice in a weekly newspaper in said county, which publication shall be made at least two weeks before the day appointed for the election.

No defect, irregularity or omission in any of the proceedings prior to the calling of such election, shall affect the validity of such bonds.

Section 5. At any election called for the purpose of determining whether bonds of the county shall be issued for the purpose of the construction or improvement of county roads, the Board of Supervisors of such county may form road bond election precincts by consolidating the election precincts established for general election purposes to a number not exceeding six of such general election precincts to one of such road bond election precincts and shall appoint one inspector, two judges and one clerk for each road bond election precinct.

Except as otherwise provided in this Act, such election shall be conducted in the same manner as other county bond elections are required to be conducted; provided, that notice of such election and the ballots prepared therefor shall state whether the proceeds of the bonds proposed to be issued are to be used in the improvement of the roads of said county generally, or upon those roads only which are specifically described in the notice of election and upon the ballots prepared for use at such election.

Section 6. All bonds issued under the provisions of this Act shall be sold by the Board of Supervisors of the county in the same manner as other county bonds.

The proceeds of such bonds shall be placed in a special fund to be denominated the "Highway Improvement Fund," and shall be used only for the purpose for which they were authorized at such election and such other purposes as are authorized by this Act; provided, that any surplus remaining in said fund after the completion of the work of the improvement of the highway for which such bonds were voted, shall be passed into the general road fund of the county.

Section 7. All money derived from the sale of such bonds, together with any money received by said Commission from other sources, shall be paid out by the Treasurer of the county upon the order of such Highway Commission.

Section 8. All work for which said bonds are issued shall be done under the supervision and direction of the Highway Commission. As soon as the funds arising from the sale of said bonds are in the treasury, the Commission shall determine the character of the work to be done and shall prepare plans, specifications and profiles for the doing of such work, and thereupon shall advertise for bids for the doing of said work, or any part thereof in accordance with such plans, specifications and profiles, by publishing a notice calling for bids thereon for ten days in a daily newspaper or two weeks in a weekly newspaper published in such county. Every contract for the doing of any part of said work shall be let after advertisement as above provided to the lowest responsible bidder, who will give security for the faithful performance of said contract with sureties to be approved by said Commission in such amount as said Commission shall determine; provided, however, that the said Commission may make contracts for any part of said work the cost of which does not exceed One

Thousand Dollars, without calling for bids therefor as above provided, and provided further, that said Commission may reject any and all bids received, and may thereupon re-advertise for bids for doing any part or the whole of said work.

Said Commission may employ a Secretary and all necessary engineers, inspectors and superintendents to supervise the performance of such contracts or to have charge of the doing of said work, and shall fix their compensation.

Section 9. No railroad, electric railroad, or street railroad shall be constructed along or upon any portion of a highway improved under the provisions of this Act, except for crossing duly authorized by the Board of Supervisors or other legislative body having control thereof, nor shall any Board of Supervisors or other legislative body have power to grant any franchise for the construction of any railroad, electric railroad or street railroad, along or upon any such improved portion of such highway, except for crossing, provided, that when any such highway or portion thereof, shall, after the improvement of the same under the provisions of this Act, be included within the boundaries of any incorporated city or town the foregoing provisions of this section shall not prohibit the granting of any such franchise by the proper municipal authorities, along, upon or across any such highway, or portion thereof so included, within the boundaries of any such incorporated city or town. Any such franchise shall be granted only upon the express condition that the grantee thereof, will pay to the county for the benefit of the general fund thereof, an amount equal to the cost of the improvement or construction of such portion of the roadbed or highway constructed or improved under the provisions of this Act as shall be occupied by the track or tracks of such railroad, electric road or street railroad.

Section 10. No part of any highway, lying within the corporate limits of any incorporated city or town shall be improved under the provisions of this Act, but when any highway, which is being so improved, shall pass through any incorporated city or town, said city or town is hereby authorized to improve the portion of such highway lying within its corporate limits and for the purpose of raising the necessary funds therefor, to issue bonds in such manner as may be provided by law for the issuing of bonds by such city or town for public improvement.

Section 11. All necessary repairs to any highway improved

under this Act, shall be made by the same officers who may be charged with the duty of repairing other highways of the county, and the cost of such repairs shall be paid out of the general fund of the county.

Section 12. Said Highway Commission shall at least once in every six months, make and file with the Board of Supervisors a detailed statement of their proceedings, showing the amount of money in the Highway Improvement Fund at the time of their last statement, the amount of all donations since received, and the purpose for which said donations were made, the amount since expended, with the purposes for which it was expended and the balance remaining, the contracts entered into or other obligations incurred by them and still outstanding, the highways in course of improvement or completed since their last statement, and the condition of the work on each, together with any other information that they may consider of interest to the public, which detailed statement shall be published by the Board of Supervisors in some newspaper published in the county, the cost of which publication shall be paid out of the Highway Improvement Fund.

Section 13. The members of the Highway Commission shall serve without any compensation whatever. The actual and necessary traveling and other incidental expenses of the members of said Commission, actually and necessarily incurred in the discharge of his duties and all other expenses incurred, either by the board of Supervisors or by said Commission, under the provisions of this Act, shall be paid out of the general funds of the county until there shall be sufficient money in the Highway Improvement Fund derived from the sale of bonds, with which to pay the same, whereupon the general fund of said county shall be reimbursed from the Highway Improvement Fund for the amounts so expended, and thereafter all expenses of said Commission, shall be paid out of said Highway Improvement Fund.

Section 14. All acts and parts of acts in conflict with the provisions of this act, are hereby repealed.

Approved March 8, 1917.

CHAPTER 32.
(House Bill No. 105.)

AN ACT

Providing for the Purchase and Restoration of the Old Gubernatorial Mansion at Prescott, Arizona, Providing for the Care Thereof in Perpetuity, and Providing for an Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The State Board of Control is hereby authorized and empowered to purchase at a price not to exceed the sum of Seven Thousand Dollars, the old Gubernatorial Mansion, or residence, and eight lots, in Block Five, in the City of Prescott, County of Yavapai, State of Arizona. Provided, however, that a good and sufficient agreement be first executed and delivered to the Board of Control in the name of the State of Arizona, by the mayor and common council of the City of Prescott, guaranteeing in perpetuity full care and maintenance of said Gubernatorial Mansion.

Section 2. A good and sufficient deed shall be executed by the present owners of said property enumerated above, conveying by warranty deed, all right, title and interest, in and to the said property, to the State of Arizona, which said deed shall be approved by the Attorney General of the State, as to its legal form. Accompanying said warranty deed, shall also be a good and sufficient abstract of title, or certificate of title, which shall be examined and approved by the Attorney General of the State.

Section 3. There is hereby appropriated out of the General Fund of the State, the sum of Seven Thousand Dollars (\$7,000.00), or so much thereof as may be necessary to purchase said Gubernatorial Mansion, and said eight lots, and to carry out the provisions of this act.

Section 4. The State Auditor is hereby authorized and directed to draw his warrant upon the General Fund of the State for any amount necessary to carry out the provisions of this act, which shall have been approved by the Secretary of the Board of Control, and the State Treasurer is hereby authorized and directed to pay same.

Approved March 8, 1917.

CHAPTER 33.
(Senate Bill No. 129.)

AN ACT

To Provide for the Relief of Pinal Lumber and Hardware Company, and Making an Appropriation Therefor.

Whereas, Pinal Lumber and Hardware Company sold to the State Engineer at Florence, Arizona, in 1915, supplies amounting to One hundred five dollars and eighty-seven cents (\$105.87), and

Whereas, claims against the State of Arizona must be presented and allowed within one year, and

Whereas, by oversight the above claims was not presented for payment until after the expiration of one year and for said reason has not been paid, and

Whereas, the State Engineer states that the above claim is correct and should be paid, and

Whereas, the State Auditor refuses to pay said claim for the reason that it was not presented within the time required by law,

NOW, THEREFOR, BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ARIZONA:

Section 1. That there is hereby appropriated out of any funds in the State Treasury to the credit of the State Road Tax Fund the sum of one hundred five dollars and eighty-seven cents (\$105.87), for the purpose of paying the claim of Pinal Lumber and Hardware Company against the State Engineer, and the State Auditor is hereby authorized and directed to draw his warrant in said sum to Pinal Lumber and Hardware Company, and the State Treasurer is hereby authorized and directed to pay said warrant.

Approved March 8, 1917.

CHAPTER 34.
(Sub. Senate Bill No. 72.)

AN ACT

To Amend Sections Nineteen Hundred Sixty-One and Nineteen Hundred Sixty-Two of the Revised Statutes of Nineteen Hundred and Thirteen, Being Sections Nine and Ten of the Improvement Act of Nineteen Hundred and Twelve, so as to Provide that the Legislative Body may Prescribe the Form of Contract and Rules and Regulations for the Superintendence of the Work by the Superintendent of Streets to Extend the Scope of the Bond Filed for the Benefit of Persons Furnishing Materials or Property or Labor and Services to Extend the Time in Which Claims may be Filed and Suit may be Brought on such Bonds, and Authorizing the Legislative Body to Require New Bonds in Case those Accepted by the Superintendent of Streets are Unsatisfactory.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Section Nineteen Hundred and Sixty-one of the Revised Statutes of 1913 be amended to read as follows:

1961. The Superintendent of streets is hereby authorized in his official capacity to make all written contracts and receive all bonds authorized by this chapter. All such contracts shall specify a reasonable time for the completion of the improvement, provided that the legislative body may by resolution provide a form of contract not inconsistent with the provisions of this chapter and fix a reasonable time for the completion of the work. The superintendent of streets, with the consent of the legislative body may extend the time so fixed from time to time. The work provided for must in all cases be done under the direction of the superintendent of streets. The legislative body by resolution or motion noted in its minutes may prescribe such rules and regulations relating to the supervision of the work as it may deem proper, and in the event that the work is not prosecuted with diligence, said legislative body may after hearing upon notice served upon the contractor and his bondsmen by resolution entered in its minutes, prescribe such terms and conditions as to it may seem fit and proper before permitting the contractor to continue with the work. Upon the completion of the work the contractor to whom it may be awarded or his assigns shall be entitled to an assess-

ment issued to cover the expenses of the work done under his contract.

Section 2. That Section Nineteen Hundred Sixty-two of the Revised Statutes of Nineteen Hundred and Thirteen be amended as follows:

1962. The contractor shall before executing the said contract file with the superintendent of streets a good and sufficient bond satisfactory to the superintendent of streets with either a surety company as bondsman or two or more sureties in a sum not less than one-fourth of the contract price, and payable to the city, conditioned for the faithful performance of the contract, and the sureties shall justify before any person competent to administer an oath in double the amount mentioned in such bond over and above all statutory exemptions unless said bond be given by a surety company. The contractor shall also before executing the said contract file with the superintendent of streets a good and sufficient bond satisfactory to the superintendent of streets, in a sum not less than one half of the total amount payable by the terms of said contract. Such bond shall be executed by the principal and either a surety company as bondsman or two sureties who shall qualify for double the sum specified in said bond unless said bond is given by a surety company and shall be made to inure to the benefit of any and all persons, companies or corporations who may have claims against said contractor or any assign of said contractor, or any sub-contractor under said contract for or on account of labor or services performed or material or property furnished for or used in the said work or improvement or the performance thereof, and shall provide that if the contractor to whom said contract was awarded, or any assign of his, or any sub-contractor under said contract fails to pay all moneys due or to become due for or on account of any materials or property so furnished for said improvement or the performance thereof, or used in the said work or improvement or the performance thereof or for any work, labor or services done thereon or furnished therefor, the sureties will pay the same to an amount not exceeding the sum specified in said bond. Any materialman, person, company or corporation having any claim on said bond may within ninety days from the time the assessment for said improvement is finally approved by the legislative body, file with the superintendent of streets a verified statement of his or its claims, together with the statement that the same or some part thereof has

not been paid. At any time within ninety days after the filing of such claims, the person, company or corporation filing the same may commence an action on said bond for the recovery of the amount due on said claim together with the costs incurred in said action, and a reasonable attorney's fee to be fixed by the court for the prosecution thereof, provided that the superintendent of streets shall submit all bonds accepted by him under this section to the legislative body at its first meeting after such acceptance, and if said legislative body shall find any of said bonds unsatisfactory or insufficient, it shall require a new sufficient bond, satisfactory to said legislative body to be filed in place thereof, and in case such new bond shall not be filed within a reasonable time to be specified by said legislative body, the contract shall be forfeited by the contractor.

Section 3. All acts or parts of acts inconsistent with the provisions hereof are hereby repealed.

Approved March 8, 1917.

CHAPTER 35.

(Senate Bill No. 93.)

AN ACT

To Provide for a Deficiency in Amount of an Appropriation Made for the Purpose of Building and Equipping a Female Ward Building at State Asylum for the Insane by Appropriating so Much as may be Necessary of the Sum of Three Thousand Dollars to Complete that Purpose, With an Emergency Declared.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That to fully complete the purpose of an appropriation made in Section 13, of Chapter 3, Laws of First Special Session of the Second Legislature of the State of Arizona, an additional amount of so much as may be necessary but not to exceed the sum of three thousand dollars (\$3000.00) is hereby appropriated and to be transferred from the general fund to the credit of the Asylum for the Insane Building Fund to be expended by the Board of Control to fully complete and equip the Female Ward Building at the State Asylum for the Insane and for no other purpose.

Section 2. Whereas the project referred to in Section one of this act has been only partially completed for lack of sufficient funds, and in present state is in danger of great depreciation; that proper care of and provision for inmates of the State Asylum for the Insane require immediate completion of such project. Whereas also, the support and maintenance of that Asylum as a state institution requires the earlier operation of this enactment than otherwise exists, such an emergency is hereby declared to exist as under the provisions of Section 3, Article IV of the State Constitution will exempt this act from any petition of referendum, and that it will be immediately operative when enacted and approved in manner provided as to acts so exempted.

Approved March 8, 1917.

CHAPTER 36.
(House Bill No. 192.)

AN ACT

To Make an Appropriation of Two Hundred Dollars for the Purpose of Securing the Painting of Portraits of Certain Legislative Officials.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The sum of two hundred dollars (\$200.00) is hereby appropriated to be expended by and under the direction of the Board of Control of the State of Arizona for the purpose of securing the painting of the portraits of the Speaker of the House of Representatives and the President of the Senate of the Third Legislature of the State of Arizona.

Section 2. Upon the presentation of verified claims approved by the Board of Control the State Auditor shall issue his warrant upon the State Treasurer for the payment of claims arising under this act, and the State Treasurer shall pay the same out of the sum hereby appropriated.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 8, 1917.

CHAPTER 37.

(Senate Bill No. 64.)

AN ACT

To Revise the Revenue Laws of this State Relative to the Assessment, Levy, Equalization and Collection of Taxes and to Provide for one Assessment of Property for the Purposes of State, County, City and Incorporated Towns; to Provide for the Assessment for State, County, City and Incorporated Town Taxes by County Assessors, and for the Equalization Thereof by the County Board of Supervisors; to Provide for the Collection of State, County, City and Incorporated Town Taxes by the County Treasurer, to Provide a Method of Accounting by the County Treasurer and the Officers of Various Cities and Incorporated Towns as to City and Town Taxes, to Abolish the Office of City and Town Assessors and of Ex-officio City and Town Tax Collectors and Boards of Equalization in Cities and Towns of this State; to Repeal Paragraphs 1851 to 1868, Inclusive, of the Revised Statutes of Arizona, 1913, Civil Code; and to Repeal all Acts and Parts of Acts Inconsistent with the Provisions of this Act.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. For the purpose of levy of all taxes, either for State, counties, cities, towns or municipal corporations having power to assess taxes for general purposes, there shall be but one valuation of the taxable property of the State, and of the counties, towns, cities or municipalities thereof, which valuation shall be that which is finally fixed and set out upon the assessment rolls of each county, after such valuation has been equalized and determined by the action of the State Board of Equalization.

Section 2. Upon the valuation so fixed and determined the common council, commission or other governing board of any city, town or municipal corporation within the State, organized, operating and subject to the provisions of the general law relating to cities, towns or municipalities, shall, make all levies of taxes, in the manner in this act provided, for the general purposes and requirements of such municipalities; provided, that any city, town or municipality organized and operating under the provisions of any special act or special

charter may avail itself of the benefits and privileges of this act, to the same extent as if such city, town or municipality were organized and operating under the provisions of general law.

Section 3. The county assessment and tax roll, as prescribed by the State Tax Commission, shall contain additional columns for city and town purposes.

Section 4. It shall be the duty of the county assessor to extend and carry out the total valuations of all property subject to taxation, and the valuation assessed to each and every taxpayer, into columns provided for state and county purposes. He shall also in like manner extend and carry out in columns provided for the purposes of cities, towns, school districts, special road districts, drainage districts and all other local assessment districts within the county so that these several columns will show each and every assessment and the total of the columns will show the total valuation of all the property subject to taxation within the limits of the county, and all the property subject to taxation within the limits of cities, towns, school districts, special road districts, drainage districts, and all other local assessment districts which lie within the county. The roll shall then be the assessment roll for all and each of the same and the assessments for all and each of the same shall be equalized by the state and county boards of equalization, to the same extent and in the same manner and at the same time they equalize taxes for state and county purposes.

Section 5. In addition to its other duties with respect to the assessment and tax roll, the board of supervisors shall also compute and carry out in separate money columns all city and town taxes for each and every city and town in their respective counties, and such assessment roll shall then be also the assessment and tax roll for said cities and towns.

Section 6. When such assessment rolls are completed, the extensions therein made, revised and equalized, all in the manner required by other provisions of law relating to the levy, assessment and collection of taxes for State and county purposes, no other assessment or tax rolls shall be made for the purpose of collecting any general tax for any city, town or other municipal corporation having power to levy and collect taxes for general purposes in this State.

Section 7. Within five days after the assessment rolls

have been finally equalized and all changes in valuations and otherwise ordered to be made, by the State Board of Equalization, have been made therein by the board of supervisors of each county, the clerk of the board of supervisors shall compute the columns of assessed valuations of all city, town and other municipal corporations, whose taxes are included in such roll, and arrive at the total assessed valuation of all the property subject to taxation by such city, town and municipal corporation and deliver or cause to be delivered to the board, common council, board of managers, or other managing board thereof, the aggregate total amount of valuation of all of the property within its taxing limits; the respective city councils, board of managers, and other managing boards of such town, cities and municipal corporations, shall then compute the rates per hundred dollars of valuation to be levied on account of each separate fund for which taxes are to be levied and collected, and then by resolution make the levy of taxes for their respective city, town or municipal corporation.

Section 8. The common council, commission, or other governing board of any city, town, or municipality, coming within or availing itself of the provisions of this act shall, on or before the day upon which the county board of supervisors makes the county tax levy, cause a certified duplicate of its tax levy to be sent by registered mail, or personally delivered, to the chairman of the board of supervisors of the county in which such city, town or municipality is located.

Section 9. The board of supervisors of each county shall, on or before the third Monday in August of each year, assess the amount of taxes so certified to it as having been levied for city, town or municipal purposes, designating the amount which shall, on each one hundred (\$100.00) dollars of taxable property, real and personal, be levied for such purposes.

Section 10. The taxes as shown upon the roll for cities, towns and other municipalities shall be collected by the county treasurer at the times and in manner provided for by law for the collection of state and county taxes. The warrant to the county treasurer shall include such city and county taxes, and confer upon the county treasurer the same powers respecting the collection of such city and town taxes and respecting the return and sale of property for delinquent taxes, as conferred upon him respecting the collection, return and sale for the delinquent taxes of state or county.

Section 11. It shall be the duty of the county treasurer to pay over to the treasurer of each city, town or other municipal corporation in his county, on the first day of each month in each year, all money in his hands collected for the previous month on taxes for each such city, town, or other municipal corporation, and on or before the first day of January in each year make a final settlement with the treasurer of each such city and town, or other municipal corporation, respecting the taxes for each and pay over to the treasurer of each city, town, or municipal corporation the money then due. The county treasurer shall pay over to the treasurer of each city, town or municipal corporation, in the same manner, as fast as realized or collected, the proportionate amount of delinquent taxes, interest, and costs, on all collections of delinquent taxes, and of and from tax sales and redemptions therefrom. In receipting for payments made by county treasurers the treasurer of each city, town, or other municipal corporation shall give the county treasurer duplicate receipts for each payment made; and the county treasurer shall give one of such duplicate to the city auditor, city recorder, or town clerk, or other municipal officer, whose duty it may be to audit or check the accounts of the treasurer of the city, town, or municipal corporations as the case may be, and the other duplicate receipt shall be an acquittance to such county treasurer for amounts thereby shown in his settlements with the county board of supervisors.

Section 12. All general city and town taxes levied or assessed under the provisions of this chapter shall become due and delinquent, and shall attach to and become a lien on the real and personal and other property assessed, at the same time as state and county taxes; and all provisions of this title, as to reviewing or equalizing such assessments, as to proceedings in aid of the collecting and enforcement, as to returns when delinquent, as to sales of property when delinquent, and all similar provisions in the tax and revenue laws of this state, applying to state and county taxes, shall equally apply to the city and town taxes, and persons to whom assessed, and other persons, and with like force and effect.

Section 13. The roll, with the warrant of the chairman of the board of supervisors thereto affixed, shall be full and sufficient authority for the county treasurer to collect the taxes therein levied, including all state, county, city and town taxes thereon.

Section 14. The jurisdiction of the county assessor for

the purpose of collecting taxes on personal property not secured by real estate, shall continue in full force and effect during the entire calendar year.

Section 15. All duties of assessing and valuing property for any and all purposes, as well as the collection of taxes on all unsecured personal property, heretofore performed by the city and town assessors, is hereby made the duty of the several county assessors.

Section 16. In cities, towns or municipalities coming within or availing themselves of the provisions of this act, special taxes and special assessments shall be levied and collected in the manner and form, by such officers and under such proceedings, as may be provided by law and the ordinances of such cities, towns or municipalities.

Section 17. The duties of assessor, of tax collector, and of the board of equalization, relating to the assessment property, the equalizing of assessments and the collection of taxes thereon, for general purposes, in cities, towns and municipalities coming within the provisions of this act are hereby abolished, and all powers of such officers incident to any such duty, are hereby revoked and annulled.

Section 18. Paragraphs 1851 to 1865 inclusive, Civil Code, Revised Statutes of Arizona, 1913, and all acts and parts of acts in conflict with this act are hereby repealed.

Section 19. This act shall become effective January 1, 1918.

Approved March 8, 1917.

CHAPTER 38.

(House Bill No. 3.)

AN ACT

To Provide for a Minimum Wage for Women and Fixing Penalty for Violation Thereof.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. No person, persons, firm or corporation, transacting business within the State of Arizona, shall employ any female in any store, office, shop, restaurant, dining-room, hotel, rooming house, laundry or manufacturing establish-

THIS ACT HAS BEEN FILED AGAINST
 OF SUCH A NATURE AS TO BRING THE LEGAL SUFFICIENCY
 DETERMINED BY THE SUPERIOR COURT FOR
 BE KNOWN WHEREAS THE ATTORNEY GENERAL HAS REFERRED
 OSBORN, SECRETARY OF STATE
 JUNE 23, 1917.

ment, at a weekly wage of less than Ten Dollars per week; a lesser amount being hereby declared inadequate to supply the necessary cost of living to any such female to maintain her health, and to provide her with the common necessaries of life.

Section 2. Any person, persons, firm or corporation violating any of the provisions of this act shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than Fifty Dollars, nor more than Three Hundred Dollars, or by imprisonment in the county jail for not less than ten days, nor more than sixty days, or by both such fine and imprisonment, for each separate offense.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 8, 1917.

CHAPTER 39.

(House Bill No. 197.)

AN ACT

To Amend Paragraph 4877, Title 49, Revised Statutes of Arizona, 1913, so as to Make the Assessment Lists a Part of the Assessment Roll and Providing that they shall be Returned to the Assessor After a Certain Period.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraphs 4877, Title 49, Revised Statutes of Arizona, 1913, be amended so as to read as follows:

4877. On or before the twentieth day of May of each year, the assessor shall complete the assessment roll, as required by law and shall attach his certificate thereto, and deliver it, with a cross index, made by him, of the real estate and mines assessed therein, showing the ownership thereof, and all the assessment lists from which the assessment roll was made, to the clerk of the board of supervisors, which shall be filed in the office of said clerk.

For the purpose of public inspection of equalization, the entering of all changes in assessments, of new assessments, and the making of the abstract, the assessment lists shall be a part of the assessment roll. After the board of supervisors

of each county shall have made any changes in the assessment roll ordered by the State Board of Equalization, the assessment lists shall be returned to the assessor.

As soon as he receives said assessment roll the clerk of the board of supervisors shall give notice of the fact, specifying therein the time of the meeting of the Board of Equalization by publication in some newspaper, if there be one published in the county, and if none, then in such manner as the Board of Supervisors shall direct; and he shall keep the roll open in his office for public inspection.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Section 3. This act shall take effect and be in force from and after January 1, 1918.

Approved March 8, 1917.

CHAPTER 40.
(House Bill No. 194.)

AN ACT

To Provide for the Revision and Compilation of the School Laws of the State of Arizona, and the Appointment of Three Commissioners to Carry out the Provisions of this Act, and Making an Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That the Governor of the State of Arizona, be and is hereby authorized and directed within ten days after the passage of this act, to appoint three commissioners, who shall be residents of the State of Arizona, and such commissioners when so appointed, shall be vested with power, authority and discretion, and it shall be their duty to compile, revise and codify the school laws of the State of Arizona.

Section 2. The said commissioners shall begin work on said revision, compilation and codification at the capitol of the State, within ten days after their appointment and continue said work until it is completed, which time shall and must be before the first day of the next regular session of the legislature of the State of Arizona; and upon completion of said work, they shall make their report to the Governor, who shall transmit the same to the legislature.

Section 3. The commissioners shall receive no compensation for their services; provided, however, that they shall receive necessary traveling expenses while specifically engaged in such work.

Section 4. It shall be the duty of the Secretary of State to furnish all necessary stationery and supplies, which may be required by the said commission in the performance of said work.

Section 5. In case of resignation, disability or death, of any member of said commission, the Governor is hereby empowered to appoint another commissioner.

Section 6. For the purpose of carrying out the provisions of this Act as herein set out, there is hereby appropriated the sum of Six Hundred (\$600.00) Dollars; and upon presentation to the State Auditor, of verified claims certified by the commission of the respective amounts due the said commission, the State Auditor is hereby authorized and directed to draw his warrant in said amounts, and the State Treasurer is hereby authorized and directed to pay said warrants.

Approved March 8, 1917.

CHAPTER 41.

(House Bill No. 159.)

AN ACT

To Establish a Game Refuge to be Known as the "Pinal Mountains State Game Preserve" and to Prescribe Penalties for the Violation Thereof.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. For the better protection of wild game birds and game animals, and to provide a safe breeding place and refuge therefor from which the surrounding country may be stocked and replenished with game, the following described area lying within the County of Gila, State of Arizona, hereby is set aside for the purposes hereinafter stated and shall be designated as the "Pinal Mountains State Game Preserve" to-wit, all that portion of the Pinal Mountains lying in and forming a part of the Crook National Forest Reserve.

Section 2. The boundaries of the "Pinal Mountains State

"Game Preserve" as hereby established, shall conform exactly with the boundaries of that portion of the Crook National Forest Reserve, commonly known as the Pinal Mountains, all of which are situated in said Crook National Forest Reserve, provided, that this act shall not in any way interfere with the grazing of any stock on said game preserve as permitted by the United States government.

Section 3. It shall be unlawful for any person or persons at any time to hunt, trap, kill, capture or ensnare any bird or animal of any kind whatever within the limits of any State Game Preserve within the State of Arizona; provided, that the provisions of this act shall not apply to the killing, capture or destruction of any mountain lion, wolf, fox, coyote, lynx, wildcat or skunk, under such regulations as the state laws or State Game Warden may prescribe. Any person or persons violating any of the provisions of this section shall be deemed guilty of a misdemeanor and shall upon conviction thereof, be fined not less than Fifty (\$50.00) Dollars, nor more than Two Hundred Fifty (\$250.00) Dollars, or shall be imprisoned in the county jail for a period of not less than three months nor more than one year, or shall suffer such fine and imprisonment in the discretion of the court.

Section 4. The State Game Warden shall have supervision of the "Pinal Mountains State Game Preserve" as herein created.

Approved March 8, 1917.

CHAPTER 42.

(House Bill No. 149.)

AN ACT

To Establish a Game Refuge to be Known as the "Blue Range Game Preserve."

Be it Enacted by the Legislature of the State of Arizona:

Section 1. For the better protection of wild game birds and game animals and to provide a safe breeding place and refuge therefor from which the surrounding country may be stocked and replenished with game, the following described area lying within the County of Greenlee, State of Arizona, is hereby set aside for the purposes herein stated, and shall be designated as the "Blue Range Game Preserve" to-wit: All

that portion of the Blue Range Mountains embraced in the Apache National Forest Reserve in Greenlee County.

Section 2. The boundaries of the "Blue Range Game Preserve" as hereby established shall conform exactly with the boundaries of that portion of the Apache National Forest Reserve of Greenlee County, provided that this act shall in no wise interfere with the grazing of any stock on said game preserve as is permitted by the United States government.

Section 3. It shall be unlawful for any person or persons at any time to hunt, trap, kill, capture or pursue any bird or animal of any kind whatever within the limits of any State Game Preserve within the State of Arizona; provided that the provisions of this act shall not apply to the killing, capture or destruction of any mountain lion, wolf, fox, coyote, lynx or wildcat under such regulations as the State Game Warden may prescribe. Any person or persons violating the provisions of this section, shall be deemed guilty of a misdemeanor and shall upon conviction be fined not less than Fifty (\$50.00) Dollars, nor more than Two Hundred and Fifty (\$250.00) Dollars, or shall be imprisoned in the county jail for a period of not less than three months nor more than one year, or shall suffer both such fine and imprisonment in the discretion of the court.

Section 4. The State Game Warden shall have the entire supervision of the "Blue Range Game Preserve" hereby created.

Section 5. This act shall take effect and be in force on and after the first day of July, 1917.

Approved March 8, 1917.

CHAPTER 43.
(Senate Bill No. 147.)

AN ACT

To Amend Chapter III, Title 46, Paragraph 4716, of the Revised Statutes of Arizona, 1913, Civil Code, Relating to the Rights, Powers, and Disabilities of Aliens and of Certain Companies, Associations and Corporations with Respect to Property in this State, and Repealing all Acts or Parts of Acts Inconsistent or in Conflict Herewith.

Be it Enacted by the Legislature of the State of Arizona:

That Chapter III, Title 46, Paragraph 4716, of the Revised

Statutes of Arizona, 1913, Civil Code, be amended to read as follows:

Section 1. No person, other than a citizen of the United States, or who has declared his intention to become such, or who is eligible to citizenship under the existing laws of the United States, and no corporation, more than thirty per cent. of whose stock is owned by persons other than citizens of the United States, or who have declared their intention to become such, or who are eligible to citizenship under existing laws of the United States, shall hereafter acquire any land, or title thereto, or interest therein, other than mineral lands, or such as may be necessary for the actual working of mines and the reduction of the product thereof; provided, that no alien shall acquire title to any land or real property within this state, except as hereinafter provided; and provided further, that this chapter shall not prevent an alien from leasing any land or real property within this state for a period of not exceeding five years; and, provided, further, that this chapter shall not prevent the holder (whether aliens or non-residents) of liens upon real estate, or any interest therein heretofore or hereafter acquired from holding or taking a valid title to the real estate in the enforcement of such lien; nor shall it prevent any such alien from enforcing any lien or judgment for any debt or liability now existing, or which may hereafter be created, nor from becoming a purchaser at any sale made for the purpose of collecting or enforcing the collection of such debt or judgment, nor preventing widows or heirs who are aliens, or who have not declared their intention to become citizens of the United States, from holding lands by inheritance; but all lands acquired as aforesaid shall be sold within five years after the title thereto shall be perfected in such alien, and in default of such sale within such time, the title of such real estate shall revert and escheat to the State of Arizona; and any person who has under his declaration to become a citizen, acquired the title to, or the right to possession of lands in this state, and who fails to complete his citizenship, shall be subject to all the provisions of this chapter relating to aliens.

The provisions of this chapter shall not be construed in any way to prevent or interfere with the ownership of mining lands, or lands necessary for the working of mines and the reduction of the products thereof; nor shall the provisions of this chapter be so construed as to conflict in any manner with

any rights existing under and by virtue of any treaty of the United States with any other country.

Section 2. All acts and parts of acts inconsistent, or in conflict with the provisions of this act are hereby repealed.

Approved March 12th, 1917.

CHAPTER 44.

(Senate Bill No. 133.)

AN ACT

To Accept the Benefits of an Act Passed by the Senate and House of Representatives of the United States of America in Congress Assembled to Provide for the Promotion of Vocational Education.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The State of Arizona hereby assents to the provisions and accepts the benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled entitled: "An Act to provide for the promotion of vocational education; to provide for co-operation with the states in the promotion of such education in agriculture and the trades and industries; to provide for co-operation with the states in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditure," approved February 23, 1917, and will observe and comply with all the requirements of said act.

Section 2. The State Board of Education is hereby designated as a state board for the purposes of the said act and is hereby given all necessary power to co-operate with the Federal Board of Vocational Education in the administration of the provisions of the act.

Section 3. The State Treasurer is hereby designated as custodian for vocational education for the purposes of the said act, and shall receive and provide for the proper custody and disbursement of moneys paid to the state from the appropriations of said act.

Section 4. For the purpose of meeting the requirements of said Federal act, there is hereby appropriated out of the general fund of the state, a sum of money sufficient to meet

the requirements of said act; provided, however, that said sum of money shall not be less than Fifteen Thousand (\$15,000.00) Dollars annually.

Approved March 12th, 1917.

CHAPTER 45.

(House Bill No. 103.)

AN ACT

To Amend Paragraph 2818, Chapter 18, Title II, Revised Statutes of Arizona, 1913, Civil Code, Entitled "State Tax and County School Tax."

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 2818, Chapter 18, Title II, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

2818. The County school superintendent in each county shall, on or before the first day of August of each year, furnish the board of supervisors an estimate in writing of the amount of school funds needed for the ensuing year. In making up his estimate the county school superintendent shall take into consideration all moneys asked for by the board of trustees in accordance with the preceding section. He shall multiply the sum representing the daily average attendance of the county for the previous year by such sum, as will produce the amount of funds estimated; provided, that in no case shall the sum be less than thirty-five dollars per pupil representing the daily average attendance. (In figuring the daily average attendance in each county only the six months of school showing the highest daily average attendance shall be counted.) Provided, further, that the county school superintendent shall add to the above sum a sufficient amount so that no district employing but one teacher shall receive a less sum than eight hundred and fifty dollars; the county school superintendent shall apportion not less than seventeen hundred (\$1,700.00) dollars to each school district of his county employing two teachers; provided the average daily attendance for the preceding year is thirty-eight (38) pupils or more, said allotment within these limits to be determined as conditions justify, by the county school superintendent by and with the consent of the board of supervisors; provided, further, that ten per cent

of the superintendent's estimate shall be added thereto, which ten per cent shall form a reserve fund and the aggregate shall be the minimum amount of money required to maintain kindergarten and common schools for that year. The county school superintendent in making his estimate, shall estimate whether or not his estimate will produce the amount of money asked for by any board of trustees, and if not he must estimate the additional amount needed for such district or districts and certify same at the time of certifying to his estimate. The board of supervisors of each county shall annually, at the time of levying other taxes, levy a county school tax of a rate not less than a rate sufficient to raise the said minimum amount of money less the amount of money received by the county for school purposes from the state and other sources, and in addition a rate on the property of any district or districts in which an additional amount has been asked for; said tax shall be added to the county tax and collected in the same manner. That portion levied for county school purposes shall be paid into the county treasury to the credit of the county school fund for the support of the common schools. Such additional portion as has been levied for school purposes in a particular district shall be paid into the school fund of such district.

Approved March 12th, 1917.

CHAPTER 46.
(Senate Bill No. 95.)

AN ACT

To Amend Section 117, Chapter 5, Session Laws, Second Special Session of the Second Legislature, Relating to Fees to be Charged by the State Land Commissioner; and Providing for a Fee to be Charged by the State Treasurer for Application for State Loans.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Section 117, Chapter 5, Session Laws, Second Special Session of the Second Legislature, be and the same is hereby amended to read as follows:

Section 117. The commissioner shall charge the following fees: For filing application for selection of public lands \$3.00; for filing bonds, \$1.00; filing application for lease or purchase, \$1.00; issuing lease, \$1.50; issuing certificate of purchase, \$3.00;

issuing patent, \$5.00; filing application for reimbursement, \$2.00; filing application for transfer or assignment of lease, or certificate of purchase, \$1.50; transferring lease, \$1.50; transferring certificate of purchase, \$3.00; filing application for right of way, \$5.00; filing application to cut timber or wood, or use any product of state lands, \$2.00; issuing permit to contract to cut timber or wood, or use any product of state lands, \$2.00; filing and approving bond, \$2.00; making certified copy of proceedings or other records of the commissioner, 20c per folio; classification and appraisal fee, two per cent of the purchase price for all improvement and land sold. All fees shall be paid in advance; provided that the classification and appraisal fee, when the same amounts to twenty-five cents or over per acre, may be paid in installments of twenty per cent of such fee annually for five years, at the same time and in the same manner as the annual payments on the land are made. In case any application filed with the commissioner is rejected, the fee therefor shall be refunded to the applicant. The commissioner shall pay all fees collected by him to the state treasurer, taking his receipts therefor, and the state treasurer shall deposit them in the appropriate funds.

Section 2. The state treasurer shall charge, for filing application for state loan, \$5.00. In case any application for a state loan, filed with the state treasurer, is rejected, the fee therefor shall be refunded to the applicant. The receipts from this source shall be covered into a fund to be known as the State Loan fund, and the State Treasurer is hereby authorized to make claims upon and the Auditor is directed to draw his warrants in payment of claims upon the said fund, certified to by the State Treasurer, for services performed or supplies furnished in connection with the investment of the funds received from the sale of state lands and the products thereof. Any moneys remaining in said fund at the close of any fiscal year shall be transferred to the general fund.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 12th, 1917.

CHAPTER 47.

(Senate Bill No. 40.)

AN ACT

To Prohibit Anonymous Advertisements, Arguments, Statements or Advise with Respect to Initiated or Referred Measures or Amendments to the Constitution.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Title 22, Civil Code, Revised Statutes of Arizona, 1913, entitled Initiative, Referendum and Recall, be and the same is hereby amended by inserting therein a new paragraph, to be numbered 3332 a, as follows, to-wit:

3332 a. Any person or persons, club, association, corporation or other organization who makes, publishes, circulates or places before the public in this state, or who directly or indirectly causes to be made, published, circulated or placed before the public in this State, in a newspaper, or in the form of a book, notice, handbill, poster, circular or letter, or in any other way, any advertisement, argument or statement in favor of or against any initiated or referred measure or amendment to the State Constitution, or which advises or purports to advise the electors of this state with respect to any such referred measure or amendment to the State Constitution, without clearly stating and setting forth in such advertisement, argument or statement the true name or names of the person or persons, club, association, corporation or other organization making, publishing, circulating or placing the same before the public, together with the true name or names, and the addresses, of the person or persons, or of the officers, directors and not less than five members of the corporation, association, club or other organization directly or indirectly causing the said advertisement, argument, statement or advice to be made, published, circulated or placed before the public, or defraying the expense thereof, in whole or in part, shall upon conviction therefor, be punished by a fine not exceeding five hundred dollars, or by imprisonment in the penitentiary not exceeding two years, or by both such fine and imprisonment, in the discretion of the court before which such conviction shall be had; provided, however, that this section shall in no wise abridge, amend or affect the existing provisions of law with respect to the publicity pamphlet on initiated and referred

measures and amendments to the constitution, issued by the secretary of state.

Section 2. All acts and parts of acts in conflict herewith are hereby repealed.

Approved March 12th, 1917.

CHAPTER 48.

(Sub. Senate Bill No. 27.)

AN ACT

To Provide for the Destruction of Prairie Dogs or other Rodent Pests in Counties of the State of Arizona and to Authorize Boards of Supervisors to Levy a Tax to Provide Funds for such Destruction.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The board of supervisors of any county that does not pay a bounty for the destruction of prairie dogs, is authorized and empowered, upon petition of one hundred resident land owners, to levy annually, at the same time and in the same manner as other taxes are levied, a tax of one-half mill on the assessed valuation of all real and personal property in the county subject to taxation; the proceeds of said tax to be set aside and kept in a separate fund to be known as the prairie dog fund, and to be used solely for the destruction of prairie dogs or such other noxious rodents as may be declared a nuisance by the board of supervisors of the county.

Section 2. The board of supervisors of any county having a prairie dog fund, as provided in Section 1 of this act, is authorized to purchase poisons, grain, and other supplies, or to prepare poisoned grain or other baits, and to distribute the same to owners, occupants and lessees of land infested by prairie dogs or other noxious rodents, upon the written promise by such owner, occupant, or lessee that the baits will be distributed on such lands within a reasonable time and in accordance with directions given by the board of supervisors. The board of supervisors is also empowered, when deemed necessary, to employ an agent or agents to prepare the baits and supervise their distribution, and to pay such agent or agents a reasonable compensation for such service.

Section 3. The board of supervisors of any county en-

gaging in the destruction of prairie dogs or other rodents under the provisions of this act may provide poison bait and authorize any person or persons to enter upon land unoccupied by the owner or lessee for the purpose of destroying rodents thereon, upon certification that live stock will not be imperiled by such action.

Section 4. All poison baits prepared and distributed by the board of supervisors shall be placed in containers plainly labeled to show the contents thereof.

Section 5. In order to secure the most effective and economical expenditure of the funds set aside for prairie dog and rodent destruction, boards of supervisors taking advantage of the provisions of this act shall co-operate so far as practicable with state and federal organizations engaged in similar work.

Approved March 12, 1917.

CHAPTER 49.
(Senate Bill No. 114.)

AN ACT

To Provide an Appropriation for the Purpose of Arizona's Participating in the International Farm Congress and Soil Products Exposition, to be Held at Peoria, Illinois, October, 1917.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated from the general fund of the State of Arizona, the sum of one thousand dollars, or as much thereof as may be necessary for the purposes hereinafter provided.

Section 2. The appropriation hereinbefore provided for shall be expended for the collection, forwarding, installation and display of agricultural, horticultural, and other soil products from various parts of Arizona at the Twelfth International Farm Congress and Soil Products Exposition, to be held at Peoria, Illinois, in October, 1917, for the exploitation of her climatic, mineral, agricultural and other resources, and to induce further settlement of Arizona's lands by farmers of experience, ability and means.

Section 3. The appropriation hereinbefore provided for shall be expended by and under the direction of a State Com-

missioner of Immigration, to be appointed by the Governor, for the purpose of carrying out the provisions of this act, and shall include all traveling and other necessary expenses of said Commissioner, as well as all other necessary expenses of transportation, space, lighting, decoration, installation, display and exploitation of said exhibits; it being understood that no part of this appropriation shall be expended for the compensation of the Commissioner for his services.

Section 4. The State Auditor is hereby authorized and directed to draw his warrants upon the state treasurer to the order of the proper persons, for all payments and expenditures authorized by this act, upon requisitions approved by said State Immigration Commissioner, and the State Treasurer is hereby authorized and directed to pay said warrants out of the general fund.

Section 5. It shall be the duty of said Commissioner, within six months after the close of said exhibition, to make a report to the Governor of Arizona of the work done, and the results actually accomplished thereby.

Approved March 12, 1917.

CHAPTER 50.

(Senate Bill No. 103.)

AN ACT

To Amend Paragraph 4839 and 4842, Chapter 3, Title 49, of the Revised Statutes of Arizona, Civil Code, 1913, Relating to the Levy of the Annual State and County Taxes.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 4839, Chapter 3, Title 49, of the Revised Statutes of Arizona, Civil Code, 1913, be and the same is hereby amended to read as follows:

4839. There shall be levied annually upon the real and personal property within the state, such a sum or sums of money as the legislature may by law provide and deem to be sufficient, with other sources of revenue, to defray the necessary ordinary expenses of the state for each fiscal year, and any deficiency which may have accrued from any previous year or years, and such further sum or sums as shall be necessary to pay the interest and principal of the bonds of the state,

as provided by law; and upon the same property and upon the same valuation the board of supervisors of each county shall levy and collect for the same fiscal year, on an estimate for county purposes, additional taxes for such purposes which together with other sources of revenue, shall not, however, aggregate a total sum of money, exclusive of taxes for school and bond purposes, ten per centum greater in amount than the total sum levied and collected for other than school and bond purposes from all sources during the next year prior to that in which the levy is made. The said estimate shall contain a statement of the amount of money required for each item of expenditure necessary for county purposes, together with the amounts necessary to pay the interest and principal of the county bonds, as provided by law, and the said estimate shall be entered upon the minutes of the board.

Section 2. That Paragraph 4842, Chapter 3, Title 49, of the Revised Statutes of Arizona, Civil Code, 1913, be and the same is hereby amended to read as follows:

4842. It shall be the duty of the board of supervisors, city and town councils, or other governing bodies of incorporated cities and towns, to meet one week previous to the day on which they levy taxes, and at the time and place designated in said notice, when and where any taxpayer who may appear shall be heard in favor of or against any proposed tax levies. When such hearings shall have been concluded, such board of supervisors, city or town council, or other governing body of incorporated cities and towns, shall adopt the estimate as finally determined upon. All taxes shall be levied or voted in specific sums and shall not exceed the amount specified in such published estimates, and in no event shall the aggregate amount of taxes to be raised, excepting taxes for school and bond purposes, exceed ten per centum greater in amount than the total sum levied and collected from all sources, for all purposes other than school and bond purposes, during the year next prior to that in which the levy is made.

Approved March 12, 1917.

CHAPTER 51.
(Senate Bill No. 7.)

AN ACT

To Amend Chapter II, Title 7, Revised Statutes of Arizona, 1913, Civil Code, Entitled "Towns," and Pertaining to "Officers, Their Appointment and Duties."

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 1832 of the Revised Statutes of Arizona, 1913, Civil Code, be amended to read as follows:

1832. In addition to the common council, the officers of every town shall be a town clerk, town marshal and town engineer.

Section 2. That Paragraph 1833 of the Revised Statutes of Arizona, 1913, Civil Code, be amended to read as follows:

1833. The town clerk shall also be treasurer of the town; the town marshal shall be collector of all taxes for the town; and the town engineer shall have full charge of the town streets, sewers and water works and in towns of three thousand or more inhabitants, shall be a competent civil engineer, provided, the (that) in towns of less than three thousand inhabitants the town marshal, in addition to his duties as town marshal may act as town engineer.

Section 3. That Paragraph 1836 of the Revised Statutes of Arizona, 1913, Civil Code, be amended to read as follows:

1836. The town clerk, town marshal and town engineer shall be appointed biennially by the common council at its first regular meeting subsequent to the election of such council. The town engineer shall receive a salary of not to exceed two hundred dollars (\$200.00) per month; provided, that this act shall not affect the term of office or salary of any town officer holding office prior to the passage and adoption of this act.

Section 4. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 14, 1917.

CHAPTER 52.
(Senate Bill No. 50.)

AN ACT

To Amend Paragraphs 1956 and 1974, Chapter 13, Title 7, Revised Statutes of Arizona, 1913, Civil Code, Entitled Cities and Towns; and to Amend Sections 2 and 3, Chapter 53, 1915 Session Laws of Arizona, Entitled an Act to Amend Paragraphs 1955, 1957 and 1960, Chapter 13, Title 7, Revised Statutes of Arizona, 1913, Relative to Improvement of Streets; so as to Shorten the Time Required for the Publication of Proceedings Under said Improvement Act; to Define the Terms Daily, Semi-Weekly and Weekly Newspapers and Limit the Time a Sufficient Protest shall Bar Further Proceedings to Six Months; With an Emergency Clause.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 1956 of the Revised Statutes of 1913, being section 4 of the Improvement Act of 1912, be amended so as to read as follows:

1956. Said resolution of intention shall be published FIVE times in a daily newspaper, or TWO times in a weekly or SEMI weekly newspaper, published and of general circulation in the said municipality, the several publications being in regular successive issues of the said paper. The superintendent of streets shall also cause to be conspicuously posted along the line of said proposed improvement, at not more than three hundred feet in distance apart, notices of the passage of said resolution. Said notice shall be headed "Notice of Proposed Improvement," in letters at least one inch in height, and shall state the fact of the passage of the resolution of intention, and briefly describe the improvement proposed. Such posting shall be deemed to have fulfilled the requirements hereof when there has been a substantial compliance with the foregoing provisions respecting the manner of posting, and no irregularities connected therewith shall affect the validity of the proceedings, unless the same shall have been willful or substantial.

Section 2. That Paragraph 1957 of Section 2 of Chapter 53, Session Laws of Arizona, 1915, entitled "An act to amend Paragraphs 1955, 1957 and 1960 of Chapter 13, Title 7, of the Revised Statutes of Arizona, 1913, relative to improvement

of streets," be and the same is hereby amended to read as follows:

1957. The owners of a majority of the frontage of the property fronting on said proposed improvement, or when the cost of said improvement has been made chargeable upon a district, then the owners of a majority of the frontage of property fronting upon the proposed improvement, together with the owners of a majority of the frontage of property fronting upon the streets or parts of streets contained within the limits of said assessment district, may make a written protest against said improvement within fifteen days after the date of the last publication of the resolution of intention, or within fifteen days after the completion of the posting of notices of the proposed improvement by the superintendent of streets if such date be subsequent to the day of said last publication. Such protest shall be filed with the city clerk or other officer exercising like official functions, who shall endorse thereon the date of their reception by him, and such objections so delivered and endorsed shall be a bar to any further proceedings in relation to the making of said improvement FOR A PERIOD OF SIX MONTHS FROM THE DATE SUCH OBJECTIONS ARE FILED unless the owners of one-half or more of the frontage as aforesaid shall meanwhile petition for the said work to be done. Objections to the extent of the district to be assessed to pay the expenses of said improvement may be made by any owner or owners of property contained in said assessment district within the same period above provided for the filing of protests against the work. Such objections shall show the amount of frontage owned by each signer together with the post office address of each objector. Whenever such objection to the extent of the proposed assessment district shall have been filed, the legislative body of said municipality shall fix a time for hearing the same, and the city or town clerk shall notify the persons making such objections by depositing a notice thereof in the post office of said city, postage prepaid, addressed to the addresses given by each objector, at least ten days prior to the time fixed for said hearing. At the time fixed for said hearing, or at the time or times at which said hearing may be adjourned, the said legislative body shall hear the objections urged, and pass upon the same, and its decision shall be final and conclusive. It may in its discretion modify the extent of the proposed assessment district, in which event a new resolution of inten-

tion shall be passed containing a description of the modified district, and said new resolution shall be published, and notices thereof posted in the manner hereinbefore provided with respect to the original resolution of intention.

When no protests against such work or no objections as to the extent of the proposed assessment district have been filed within the time above specified, or when a protest shall have been filed and it is found by said legislative body to be insufficient, or when the objections to the extent of the proposed district shall have been heard, and shall have been denied, immediately thereupon the said legislative body shall have jurisdiction to order the proposed improvements. Upon acquiring jurisdiction, the said legislative body may by resolution order the improvement described in the resolution of intention to be done. Such resolution need not fully describe the improvement nor the extent of the assessment district when the expense of said work is to be chargeable upon a district, but may refer to the resolution of intention for such description. The superintendent of streets shall then publish a notice reciting the fact of the passage of the resolution ordering the work, and inviting sealed proposals or bids for making the improvement therein ordered, twice in one or more daily newspaper, or ONCE in a weekly or SEMI WEEKLY newspaper, published and circulated in said city. He shall also cause a copy of such notice to be posted conspicuously for five days on or near the council chamber door of the said legislative body. He shall state in said notices the time within which the said proposals may be filed with the city or town clerk, which shall not be less than ten days from the date of the first publication of the notice inviting bids.

Section 3. That paragraph 1960 of Section 3, Chapter 53, Session Laws of Arizona, 1915, entitled "An act to amend Paragraphs 1955, 1957 and 1960 of Chapter 13, Title 7, Revised Statutes of Arizona, 1913, relative to improvement of streets," be and the same is hereby amended to read as follows:

1960. All proposals, or bids offered, shall be accompanied by a bond payable to the order of the Mayor of the city for an amount which shall not be less than ten per centum of the aggregate proposal. The legislative body of said city, shall, in open session, open, examine and publicly declare the said proposals or bids. It may reject any and all proposals or bids if it deem this for the public good, and also the bid of any person who has been delinquent or unfaithful in any former

contract with the municipality, and shall reject all proposals or bids other than the lowest regular proposal or bid of any responsible bidder, and may award the contract for said work or improvement to the lowest responsible bidder at the price named in his bid, which award may be made by motion noted in the minutes of said legislative body, but shall not be effective unless a majority of the members of said legislative body shall have voted in favor thereof.

Notice of such award of contract shall be published twice in a daily newspaper, or ONCE in a weekly or SEMI WEEKLY newspaper, published and of general circulation in said city. At any time within fifteen days from the date of the first publication of the notice of award of contract, any owner of, or other person having any interest in, any lot or land liable to assessment, who claims that any of the previous acts or proceedings relating to said improvement are irregular, defective, illegal, erroneous or faulty, may file with the clerk of the city council a written notice specifying in what respect said acts and proceedings are irregular, defective, illegal, erroneous or faulty. Said notice shall state that it is made in pursuance of this section. All objections to any act or proceeding prior to said notice of award, relating to said improvement not made in writing in the manner and at the time aforesaid shall be waived, excepting as to matters directly affecting the acquiring of jurisdiction by the said legislative body to order the said work or improvement. If in the opinion of said legislative body, any such objection is well taken, it may abandon the said proceedings or such portion of the same as it may deem desirable to correct or modify, and proceed as in the first instance. Within twenty days from the date of the first publication of the notice of award of contract, when no objections of the character herein mentioned are filed, the successful bidder shall enter into a contract to make said improvement at the prices specified in his bid. In the event that objections are filed and are rejected by the legislative body, then within five days from receiving notice from the city clerk of such rejection, the successful bidder shall enter into said contract. If such bidder neglects, fails or refuses to enter into such a contract within said period, then the legislative body without further proceedings shall again advertise for proposals or bids as in the first instance, and award the contract for said improvement to the then lowest regular bidder.

Section 4. That paragraph 1974 of the Revised Statutes of 1913, Civil Code, being Section 22 of the Improvement Act of 1912, be amended to read as follows:

1974. First. The words "work," "improve," "improved" and "improvement," as used in this Chapter, shall include all work mentioned in this Chapter, and also the construction, reconstruction and repairs of all or any portion of said work.

Second. The notices, resolutions, orders or other matter required to be published by the provisions of this Chapter, shall be published in a newspaper printed in the English language of general circulation, and which has been established and published within the municipality in which the improvements are proposed to be made, to which said notices, resolutions, orders, or other matters relate, for at least one year prior to the first publication of said notice, resolution, order or other matter, provided, that in any such municipality where only one newspaper has been published for one year, any newspaper in such municipality shall be eligible to publish any such notices, resolutions, orders or other matters. THE TERM DAILY NEWSPAPER AS USED IN THIS ACT SHALL BE HELD TO INCLUDE ALL NEWSPAPERS REGULARLY PUBLISHED FIVE OR MORE TIMES A WEEK, AND THE TERMS WEEKLY AND SEMI WEEKLY NEWSPAPERS SHALL BE HELD TO INCLUDE ALL NEWSPAPERS REGULARLY PUBLISHED LESS THAN FIVE TIMES A WEEK. No other statute shall govern or be applicable to the publications herein provided for, provided, however, that only in case there is no daily, semi-weekly or weekly newspaper printed or circulated in any such city, then such notices, resolutions, orders or other matters as are herein required to be published in a newspaper shall be posted and kept posted for the same length of time as required herein for the publication of the same in a daily, semi-weekly or weekly newspaper, in three public places in such city. Proof of the publication or posting of any notice provided for herein shall be made by affidavit of the owner, publisher or clerk of the newspaper, or of the poster of the notice. No publication or notice, other than that provided for in this Chapter, shall be necessary to give validity to any of the proceedings provided for therein.

Third. The word "municipality" and the word "city" as used in this Chapter, shall be understood and so construed

as to include, and is hereby declared to include, all corporations heretofore organized and now existing, and those hereafter organized, for municipal purposes.

Fourth. The words "paved" or "repaved," as used in this Chapter, shall be held to mean and include pavement of stone, whether paving blocks or macadamizing, or of bituminous rock or asphalt, or of iron, wood, or other material, whether patented or not, which the legislative body shall by ordinance adopt.

Fifth. The terms "street superintendent and superintendent of streets," as used in this Chapter, shall be understood and so construed as to include, and are hereby declared to include, any person or officer whose duty it is, under the law, to have the care or charge of the streets, or the improvement thereof in any city. In all those cities where there is no street superintendent or superintendent of streets, the legislative body thereof is hereby authorized and empowered to appoint a suitable person to discharge the duties herein laid down as those of street superintendent or superintendent of streets; and all provisions hereof applicable to the street superintendent or superintendent of streets shall apply to such person so appointed.

Sixth. In municipalities in which there is no mayor, then the duties imposed upon said officer by the provisions of this Chapter, shall be performed by the president of the board of trustees, or other chief executive officer of the municipality.

Seventh. The term "quarter block," as used in this Chapter as to irregular blocks, shall be deemed to include all lots or portions of lots having any frontage on either intersecting street half way from such intersection to the next main street, or when no main street intervenes, all the way to a boundary line of the city.

Section 5. WHEREAS, in several towns of this state, conditions exist which necessitate the immediate construction of certain improvements under the Improvement Act of 1912 and there is no daily newspaper published and circulated in said towns and proceedings under the Improvement Act of 1912 cannot be successfully conducted by requiring publication for the length of time now provided by the Improvement Act of 1912 and the early operation of this act is necessary for the public peace, health and safety, an emergency is hereby declared to exist and this act is hereby exempted from the

operation of the referendum provisions of the state constitution and shall take effect and be in full force and effect from and after its passage and its approval by the Governor.

Approved March 14, 1917.

CHAPTER 53.
(Senate Bill No. 10.)

AN ACT

To Provide the Procedure for the Issuance and Sale of Bonds by Boards of Trustees of School Districts for the Purpose of Raising Money to Purchase or Lease School Lots; to Build School Houses and Supply said School Houses with Furniture and Apparatus and Improve the Ground of said School Houses; and to Liquidate or Validate any Indebtedness Already Incurred for such Purposes.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The procedure for the issuance and sale of bonds by Boards of Trustees of school districts for the purpose of raising money to purchase or lease school lots, or to build school houses and supply them with furniture and apparatus or to improve the grounds of said school houses, or to liquidate or validate any indebtedness already incurred for such purposes, shall be solely in conformity with paragraphs 2736 to 2749, both inclusive, of the Civil Code, Revised Statutes of 1913; provided, that the procedure for the issuance of such bonds shall be solely in conformity with Chapter II, Title 52, Civil Code, Revised Statutes 1913, whenever the amount thereof shall, together with other indebtedness of the school district, exceed four per centum of the valuation of the taxable property of such school district, to be ascertained by the last assessment for state and county purposes previous to incurring such indebtedness.

Section 2. All bonds or other evidences of indebtedness heretofore authorized to be issued and sold by boards of trustees of school districts, or by boards of supervisors, or by both acting conjointly, for the purpose of raising money to purchase or lease school lots, or to build school houses and supply them with furniture and apparatus, or to improve the grounds of said school houses, or to liquidate or validate any indebtedness already incurred for such purposes, are hereby declared

legal and valid for the purpose for which such bonds were authorized to be issued and sold; and the approval and authorization heretofore given by the board of trustees of any school district or the board of supervisors of the county in which such school district is situated, shall in any action or proceeding instituted under the provisions of this act, be taken to be conclusive evidence of the legality of such bonds, or other evidence of indebtedness, and of all acts and things done in the premises in relation thereto in the matter of the authorization and the issuance or sale of said bonds or other evidence of indebtedness.

Section 3. All acts and parts of acts in conflict with this act are hereby repealed.

Section 4. WHEREAS, the provisions of this act are necessary for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist and this act shall be in full force and effect from and after its passage and approval by the Governor.

Approved March 12, 1917.

CHAPTER 54.

(House Bill No. 16.)

AN ACT

To Amend Paragraph 3864, Chapter 4, Title 32, of the Revised Statutes of Arizona, 1913, Civil Code, Pertaining to Absolute Divorce.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 3864 of Chapter 4, Title 32, of the Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

3864. A divorce from the bonds of matrimony shall not in any wise affect the legitimacy of the children thereof; and either party may, after the dissolution of the marriage, marry again only after one year shall have elapsed from the date of judgment of such divorce; provided, however, that if proceedings are begun prior to the expiration of the said one year to set aside said judgment of divorce, then and in that event said parties to the divorce, or either of them, may not marry again until the said proceedings shall have been determined.

Approved March 12, 1917.

CHAPTER 55.
(House Bill No. 155.)

AN ACT

To Provide for the Abolition of Common Towel and Common Drinking Cup, and Providing Penalty for the Violation of this Act.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. It shall be unlawful for any person within the State of Arizona to provide or furnish a common towel or a common drinking cup which may be used by more than one person in any barber shop, public wash house, public lavatory, or in any other public place.

Section 2. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be liable of a fine not to exceed Twenty-five Dollars (\$25.00) for each offense.

Approved March 14, 1917.

CHAPTER 56.
(Sub. Senate Bill No. 70.)

AN ACT

To Amend Chapter Thirteen, Title Seven, of the Revised Statutes of Arizona for 1913, Civil Code, by Adding Thereto New Provisions, Providing for the Improvement of Streets, Lanes, Alleys, Places, Courts, Avenues, Boulevards, Highways, Crossings, Intersections and Public Ways Situated Partly Within Two or More Municipalities by Concurrent Action of the Legislative Bodies of such Municipalities.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Chapter Thirteen, Title Seven of the Revised Statutes of nineteen hundred and thirteen Civil Code be amended by adding thereto the following new provisions:

(a) Whenever the legislative body of two or more municipalities in this state, as herein defined, shall each desire to improve one or more streets, lanes, alleys, places, courts, avenues, boulevards, highways, crossings, intersections or

public ways which are situated either in length or width partly in each of such municipalities, such legislative bodies may each pass a resolution of intention briefly describing the entire improvement proposed to be made, and briefly describing the entire district to be assessed for said improvement proposed to be made, and briefly describing the entire district to be assessed for said improvement, and in addition thereto stating approximately what portion of said improvement is situated within the limits of each of said municipalities, and stating that it is proposed that said improvement is proposed to be made by the concurrent action of said municipalities, in addition to the other requirements prescribed in this chapter for resolutions of intention. Whenever such resolutions of intention are adopted, protests against said improvement or objections to the extent of the district, and all other protests and objections authorized by this chapter, may be filed by any or all property owners within the district to be assessed, with the clerk of any or all of said legislative bodies, and if the protests filed with the clerk of any of said legislative bodies shall be found sufficient by any of said legislative bodies, or if the objections to the extent of the district shall be sustained by either said legislative bodies, said protests and objections shall be deemed sufficient for the entire improvement, and no resolution ordering the work adopted by any of said legislative bodies shall become effective until the same or similar resolution has been adopted by all of said legislative bodies.

(b) All publications required for such proceedings may be made in a newspaper published in one of said municipalities, provided such newspaper has a general circulation in the remaining municipalities in which said improvement is situated. Such publications shall refer to the proceedings in each of the municipalities, and all notices posted shall likewise refer to the proceedings in each of said municipalities, and only one posting shall be required.

(c) The contract shall be signed by the proper official of each of said municipalities, but each municipality shall be bound only for the portion of said improvement situated within its limits. Each municipality shall make the assessment for that portion of the work situated within its limits, and no portion of the work situated within one of the said municipalities shall be charged up against the property owners of another of such municipalities.

(d) The incidental expenses for said improvement shall be apportioned among the municipalities according to the proportion of the improvement situated in each, and the legislative body of each municipality shall hear and confirm only the assessment for its portion of the improvement.

(e) This section shall be liberally construed to promote the making of improvements by concurrent action of the legislative bodies of two or more municipalities, and no irregularity in either of said municipalities shall effect the assessment for said improvement if the provisions of this chapter shall have been substantially complied with and the property owners shall have been given a hearing on the assessment for the improvement.

Approved March 14, 1917.

CHAPTER 57.

(Sub. House Bill No. 93.)

AN ACT

To Supplement Chapter 5, Title 55, Civil Code, Revised Statutes of the State of Arizona of 1913, Entitled "Drainage Districts," by Providing for an Alternative System of Levying and Collecting Assessments and Taxes for the Purposes of Such Districts According to Benefits.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The petitioners joining in a petition for the organization of a Drainage District under the provisions of Chapter 5, Title 55, Civil Code, Revised Statutes of the State of Arizona of 1913, entitled "Drainage Districts," may if such petitioners so elect, request that the land in the proposed Drainage District when organized, shall be subdivided into tracts of not less than forty acres each, as specified in such petition, to the end that the benefits to be derived by any such division by the construction of the proposed drainage works may be determined and the proportionate part of all taxes and assessments to be levied and collected on account of the proposed Drainage District, may be apportioned and charged against each such subdivisions in the proportion that the same may be determined to be benefitted, as provided in this act, by the construction of the proposed drainage works.

Section 2. If the petitioners request such subdivision then the board of supervisors shall, in their determination or order, provided for in Paragraph 5429, Chapter 5, Title 55, Civil Code, Revised Statutes of the State of Arizona of 1913, also recite or refer to the fact that such subdivision is requested in the petition for the organization of the Drainage District, and if the organization of such proposed drainage district shall thereafter be perfected the same shall be subject to the provisions of this Act, but all proceedings relative to the organization of such district, and all proceedings taken and had on account of or in connection with such district when organized shall in all respects conform to the provisions of said Chapter 5, Title 55, Civil Code, Revised Statutes of the State of Arizona of 1913, except as to the apportionment of assessments and taxes against the lands therein, as provided in this act, it being the express purpose of this act to provide for an alternative system of taxes and assessments in addition to that provided in said Chapter 5, Title 55, whereby the assessments and taxes on account of such Drainage Districts may be levied and collected according to benefits as herein provided.

Section 3. When any such district shall be organized subject to provisions of this act, the Board of Directors of such district, after the adoption by said board of plans for the conduits, drains and other drainage works and works incident thereto, proposed to be constructed by the district, shall appoint two appraisers together with the engineer for the district, and it shall be the duty of said appraisers and engineer to go upon the lands embraced within the district and divide the proposed districts into tracts of not less than forty (40) acres each, and apportion to each such subdivision or parcel of land, the amount of benefits which they shall determine each such parcel will receive by the construction of the proposed drainage works, such apportionment shall be made on a system of units, that is to say, there shall be apportioned against each subdivision of the land determined to be least benefitted, one unit of assessment, and against each tract receiving a greater benefit successively there shall be apportioned a greater number of units, provided, however, that no subdivision or parcel of land within the district shall have apportioned against it less than one unit, nor more than five units. Said appraisers and engineer shall, within ninety (90) days after their appointment, make and return to the board

of directors of the district, a schedule of all lands within the district showing the number of units apportioned to each tract or subdivision made by said appraisers and engineer. Such returns shall be signed by said appraisers and the engineer of the district, but it shall be sufficient if the same is signed by only one of such appraisers and the engineer, and the subdivisions and apportionment of units shall be final and binding on all parties upon being approved by the board of directors of the district. The schedule so made, filed and approved shall thereupon become and thereafter be and remain the basis of fixing the burden for all taxes and assessments that shall thereafter be levied and collected against the respective sub-divisions or parcels of land in the district.

Section 4. When any such drainage district shall be organized subject to provisions of this act the board of directors of the district shall furnish the board of supervisors and assessor of the county with the estimate in the manner and at the time in each year, as provided in Paragraph 5466 of said Chapter 5, Title 55, Civil Code, Revised Statutes of the State of Arizona of 1913, and in addition to the matters required to be furnished to the board of supervisors and the assessor under said Paragraph 5466, as well as Paragraph 5467 of said Chapter 5, Title 55, when applicable, furnish the board of supervisors of the county, or of the respective counties, as the case may be, with a duplicate of the schedule of the several tracts or subdivisions as made, filed and approved, as hereinbefore provided, of the lands within the district with the amount of money necessary to be charged against each in order to raise the sum called for under the estimate submitted therewith.

Section 5. The board of supervisors in each county within which is situated any district, or any part of any district organized subject to provisions of this act, must annually, at the time of levying county taxes levy a tax to be known as the "(name of district) Drainage District Taxes" sufficient to raise an amount equal to the amount called for in the estimate submitted to them by the board of directors of said district for that year. The supervisors must levy the amount in dollars and cents against each subdivision or parcel of land within the district as shown by the schedule accompanying the estimate of the Board of Directors of the district for that year; which amounts so levied shall be a special tax against each of the several parcels or subdivisions of said land, and the taxes so levied shall be computed and entered on the assessment roll

of the county assessor, and if the supervisors fail to levy such tax then the assessor must do so. All such taxes as well as all assessments made for the purposes of such district, shall be collected at the same time and in the same manner as other state and county taxes, and when collected shall be paid into the county treasury, and placed to the credit of the proper funds of such district.

Section 6. All assessments voted as provided in such Chapter 5, Title 55, shall be apportioned against the several tracts of land within any district organized subject to provisions of this act, according to the unit system of benefits hereinbefore provided for.

Section 7. Whereas, this act requires early operation in order to preserve the public peace, health and safety an emergency is hereby declared to exist and this act shall be in full force and effect from and after its passage and its approval by the Governor and is hereby exempted from the operation of the referendum provisions of the state constitution.

Approved March 14th, 1917.

CHAPTER 58.

(Senate Bill No. 151.)

AN ACT

To Provide for an Annual Tax Sufficient, with Other Sources of Revenue, to Defray the Necessary Ordinary Expenses of the State for each of the Fiscal Years Ending June 30th 1918, and June 30th, 1919; To Pay the Deficits for the Preceding Fiscal Year; to Provide a Sinking Fund, and, to Pay the Annual Interest on the State Debt.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby levied upon the real and personal property within the State of Arizona, for the fiscal year ending June 30th, 1918, and for the fiscal year ending June 30th, 1919, the rate of taxation to be fixed by the State Board of Equalization as provided by law, based upon the total assessed valuation of all property in the State of Arizona, an annual tax sufficient, with other sources of revenue, to defray the necessary ordinary expenses of the state for each of these fiscal years, as authorized by law; to pay the deficits for the

preceding fiscal year; to provide a sinking fund, and to pay the annual interest on the state debt.

Approved March 12, 1917.

CHAPTER 59.
(Senate Bill No. 54.)

AN ACT

To Provide for the Organization, Control and Equipment of State Normal and High School Cadet Companies, and for the Promotion of Rifle Practice Therein, and Making an Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The male students of any state normal or high school in this state having thirty or more such students, fourteen years of age or over, shall be organized into a cadet company or companies, of not less than thirty members each, under such rules and regulations as the normal and high school cadet commission may prescribe. Provided, that boys fourteen years of age or over residing within the district of any high school coming under the provisions of this act, may be permitted to receive the benefits thereof under regulations to be prescribed by the state normal and high school cadet commission. Said cadet company or companies shall at all times be under the guidance and control of the principal of the said school, whose duty it shall be to make regulations regarding the moral, educational and physical welfare of said cadets.

Section 2. Said companies shall each have one captain, one first lieutenant, one second lieutenant, and such non-commissioned officers and privates as correspond to the non-commissioned officers and privates of the infantry companies of the National Guard of Arizona, all to be appointed by the principal of the school.

Section 3. In case any school coming under the provisions of this act has more than one company it shall have one cadet major, who shall be appointed by the principal; one cadet adjutant, and one sergeant-major, who shall be appointed by the major.

Section 4. The adjutant general of the state may issue commissions to such officers as may be recommended by the

principals of the said schools, and warrants to the non-commissioned officers shall be issued by said principals.

Section 5. Said cadets shall be drilled in accordance with the drill regulations prescribed by the United States army.

Section 6. Said cadets may wear a uniform or such distinguishing garb or insignia as may be prescribed by the normal and high school cadet commission.

Section 7. Any commissioned officer or non-commissioned officer may have his commission or warrant cancelled, and be reduced to the ranks on recommendation of, or by the principal of the school, for failing in his studies, or for misbehavior, either in school or in the cadet company, or for other good cause.

Section 8. A sufficient number of rifles suitable for drill purposes shall be purchased by the normal and high school cadet commission.

Section 9. Target practice shall constitute a part of the instruction to be given to said cadets, and the normal and high school cadet commission shall purchase and supply to each of said schools a sufficient number of Krag-Jorgensen, or other efficient rifles, for field target work and for gallery practice, and such ammunition and equipment as in the judgment of said commission shall be necessary. All target practice shall be under the supervision of competent members of the National Guard of Arizona, detailed for that purpose by the Adjutant General of the state.

Section 10. The Adjutant General of the state shall detail from the organization of the National Guard some competent member thereof who shall act as drill and rifle practice instructor for said cadet companies, in addition to the daily drill hereinafter provided. The Adjutant General shall provide for compensating the person or persons detailed by him to instruct said cadets in drill and target practice.

Section 11. Whenever practicable said cadets shall be permitted to have target practice upon the national rifle ranges, under the supervision of national guard instructors.

Section 12. The adjutant general of the National Guard shall inspect said cadet companies at least once each year, and report thereon to the normal and high school cadet commission.

Section 13. The adjutant general shall provide suitable

drill regulations, books of instruction, and the necessary blank forms for reports for each of said schools having a cadet company, relating to the drill, target practice, attendance, discipline, and condition of property of said cadet organizations. On such reports the drill and rifle practice instructor as provided in Section 10, shall make reports semi-annually and shall forward said reports, one copy thereof to the state superintendent of public instruction, and one copy to the adjutant general's office, and shall bear the endorsement of the principal of said school, together with such remarks as the principal may deem pertinent.

Section 14. The principal of the school shall be responsible for all public property supplied to said cadet companies.

Section 15. All normal and high school boards, boards of trustees, and the board of education, county superintendents of schools and the state superintendent of public instruction are hereby authorized, empowered and directed to facilitate the carrying out of this act by co-operating with the normal and high school cadet commission.

Section 16. To each student taking the course in military training, as herein provided, the same credits shall be allowed as are now allowed to students taking the course in manual training.

Section 17. In all schools having a company or companies of cadets, one of the faculty shall be qualified to impart military instruction and training and it shall be his duty, in addition to the duties now prescribed by law and the school regulations, to devote not to exceed one-half hour each day to the giving of instructions in the manual of arms, to such company or companies as may be maintained in said school.

Section 18. In addition to the drill in the manual of arms provided for in the preceding chapter, the normal and high school cadet commission shall determine and fix a minimum period of drill for each school month.

Section 19. For the purposes of carrying out and making effective the requirements of this act, there is hereby created a state normal and high school cadet commission, to consist of the state superintendent of public instruction, the adjutant general of the state, and one citizen member who shall be appointed by the Governor, and shall serve without pay. The duties imposed by this act upon the superintendent of public

instruction and the adjutant general shall be in addition to those now prescribed by law, and they shall receive no additional compensation as members of said commission. The superintendent of public instruction shall be the chairman and the adjutant general shall be the secretary of said commission.

Section 20. For the purposes of carrying out the provisions of this act, and defraying the expenses thereof, there is hereby appropriated out of the general fund of the state the sum of fifteen thousand dollars, one-half to be raised by tax levy for the fiscal years 1917-1918 and one-half by tax levy for the fiscal years 1918-1919, and the state auditor is hereby authorized and empowered to draw his warrant in such sum or sums as may be approved by the said NORMAL AND HIGH SCHOOL CADET COMMISSION, signed by the chairman and countersigned by the secretary, in accordance with the provisions hereof, and the state treasurer is hereby directed to pay the same out of any money or monies in the state treasury not otherwise appropriated.

Section 21. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 14, 1917.

CHAPTER 60.

(House Bill No. 193.)

AN ACT

In Relation to the Net Proceeds of Sale of Products of State Farms and Experimental Stations and to Provide for their Transfer to the General Funds.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That any moneys now in the Date Palm Fund, the Dry Farm Fund, the Experimental Farm Fund, the Sulphur Springs Valley Dry Farm Fund, the Yuma Horticultural Station Fund, the Northern Arizona Dry Farm Fund, the Salt River Valley Experimental Farm Fund, shall be transferred and deposited in the general fund of the state; and all moneys which may hereafter be derived from the sales of any products or products from any of the aforementioned farms or experimental stations, shall be deposited in the general fund of the state.

Section 2. The superintendent, supervisor, foreman or gen-

eral manager of each experimental farm, university farm, date palm orchard, horticultural station or dry farm, shall keep an accurate account of everything raised or produced by him on the place, under his control, and shall make an accurate detailed report thereof, annually to the Governor, who shall transmit the same to the legislature at the beginning of each regular session; and all products not used in maintaining the institution, shall be sold for cash and the proceeds deposited in the state treasury and be credited to the general fund.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 14, 1917.

CHAPTER 61.

(Sub. Senate Bill No. 77.)

AN ACT

To Classify the Counties of the State of Arizona According to their Assessed Valuation of Taxable Property; to Establish the Salaries of State and County Officers, and Their Deputies and Employes; to Regulate the Employment of Deputies, Clerks and Employes, and to Repeal Chapter 2, Title 15, Civil Code, Revised Statutes of Arizona, 1913, and all Acts and Parts of Acts Amendatory Thereof, and Declaring an Emergency.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. State officers shall receive the following salaries:

The Governor, six thousand five hundred dollars per annum.

The Secretary of State, thirty-five hundred dollars per annum.

The State Auditor, three thousand dollars per annum.

The State Treasurer, three thousand dollars per annum.

The Attorney General, four thousand dollars per annum; provided that the attorney general shall have been a practicing attorney, before the Supreme Court of the state, for not less than five years prior to taking office, and provided, further, that he shall devote his entire time to the discharge of the

duties of his office, and shall not engage, directly or indirectly, in the private practice of law.

The Superintendent of Public Instruction, three thousand dollars per annum.

The members of the Corporation Commission, three thousand dollars per annum, each.

The State Mine Inspector, three thousand dollars per annum.

The members of the Tax Commission, three thousand dollars per annum each.

The Chief Justice and Judges of the Supreme Court, five thousand dollars per annum, each.

The Clerk of the Supreme Court, twenty-seven hundred dollars per annum.

The Reporter of the Decision of the Supreme Court, twelve hundred dollars per annum.

The Judges of the Superior Court of the Counties of Cochise, Maricopa, Yavapai and Gila, four thousand five hundred dollars per annum each.

The Judges of the Superior Court of the Counties of Greenlee, Pinal, Pima, Coconino and Mohave, four thousand dollars per annum, each.

The judge of the Superior Court of Yuma County, thirty-six hundred dollars per annum.

The judges of the Superior Court of the counties of Navajo, Graham, Santa Cruz and Apache, three thousand dollars per annum, each.

One-half of the salary of each judge of the Superior Court shall be paid by the state and the other half by the county for which he is elected.

A sum of money sufficient to carry out the provisions of this section is hereby annually appropriated out of the general fund of the state.

Section 2. Whenever the judge of the Superior Court of any county of the state is called into another county of the state by the Superior Judge thereof, or by the Governor, to hold court, or to preside over any proceeding connected therewith he shall be paid by the county into which he is called, his

actual expenses incurred in holding said court, or presiding over said proceeding connected therewith.

Section 3. There is hereby appropriated, annually, from the general fund of the state, such sums as may be necessary to defray the expenses of superior court judges called to sit within the Supreme Court in the hearing of causes in which any member or members thereof are disqualified.

Section 4. All state officers, employees, members of state boards or commissions not mentioned in this act, and all deputies, clerks, stenographers and employees of any state officer, board or commission, or any state or public institution, shall receive the salary provided by the laws creating or authorizing their respective positions, or amendatory thereof, and shall not, under any pretext, receive any salary or emolument from the state in excess of the salary so provided by law.

Section 5. For the purpose of regulating and fixing the compensation of all county and precinct officers herein provided for, the several counties of this state are hereby classified according to the assessed valuation of their taxable property as fixed and determined upon the assessment and tax rolls of the said counties; provided, that necessary expenses in addition to the salaries herein provided and not otherwise expressly provided for in this act, may be audited and allowed by the boards of supervisors of the respective counties, when such expenses are necessarily incurred in the discharge of their duties.

(a) Counties having an assessed valuation of more than fifty million dollars shall belong to and be known as, counties of the first class.

(b) Counties having an assessed valuation of more than fifteen million dollars, and not over fifty million dollars shall belong to and be known as counties of the second class.

(c) Counties of an assessed valuation of more than twelve million dollars and not over fifteen million dollars shall belong to and be known as counties of the third class.

(d) Counties having an assessed valuation of more than eight million dollars and not over twelve million dollars shall belong to and be known as counties of the fourth class.

(e) Counties having an assessed valuation of eight million dollars or less shall belong to and be known as counties of the fifth class.

Section 6. Whenever the assessed valuation of the taxable property of any county, determined as herein provided, shall advance to the minimum fixed by this act for counties of the next higher class, such county shall thereafter become and be a county of the next higher class, and whenever the assessed valuation of any county shall fall below the minimum herein fixed for the counties of any such class, such county shall thereupon become and be a county of the next lower class.

Section 7. (a) In counties of the first class, the county officers shall receive, respectively, the following annual salaries, to-wit: Clerk of the superior court, twenty-seven hundred dollars; sheriff, four thousand dollars; recorder, twenty-seven hundred dollars; treasurer and ex-officio tax collector, three thousand dollars; county attorney, three thousand dollars; assessor, twenty-seven hundred dollars; superintendent of schools, twenty-four hundred dollars; also actual and necessary traveling expenses not to exceed five hundred dollars per annum, receipts of such expenditures to be audited by the board of supervisors; chairman board of supervisors, fifteen hundred dollars; members board of supervisors, twelve hundred dollars, each. Each of said officers, other than the board of supervisors, and the superintendent of schools, shall appoint one chief deputy, which said deputy shall receive, respectively, the following annual salaries, to-wit: Deputy clerk of the Superior court, eighteen hundred dollars; deputy sheriff, twenty-one hundred dollars; deputy recorder, eighteen hundred dollars; deputy treasurer and ex-officio tax collector, eighteen hundred dollars; deputy county attorney, two thousand dollars; deputy assessor, eighteen hundred dollars, deputy superintendent of schools, fifteen hundred dollars. The board of supervisors of each county of the first class shall appoint a clerk, who shall receive an annual salary of twenty-four hundred dollars.

(b) In counties of the second class, the county officers shall receive, respectively, the following annual salaries, to-wit: Clerk of the superior court, twenty-four hundred dollars; sheriff, thirty-six hundred dollars; recorder, twenty-four hundred dollars; treasurer and ex-officio tax collector, twenty-four hundred dollars; county attorney, twenty-five hundred dollars; assessor, twenty-four hundred dollars; superintendent of schools, two thousand dollars; chairman board of supervisors, fifteen hundred dollars; members board of supervisors, twelve hundred dollars, each. Each of said officers, other than the board

of supervisors, by and with the consent of the board of supervisors, may appoint one chief deputy, at a salary to be fixed by the said board, not to exceed one hundred and fifty dollars per month, and the board of supervisors shall appoint one clerk of said board at a salary not to exceed one hundred and seventy-five dollars per month.

(c) In counties of the third class, the county officers shall receive, respectively, the following annual salaries, to-wit: Clerk of the superior court, twenty-two hundred and fifty dollars; sheriff, thirty-six hundred dollars; recorder, twenty-two hundred and fifty dollars; treasurer and ex-officio tax collector, twenty-two hundred and fifty dollars; county attorney twenty-five hundred dollars; assessor, twenty-two hundred and fifty dollars; superintendent of schools, two thousand dollars; chairman board of supervisors, thirteen hundred dollars; members board of supervisors, eleven hundred dollars, each. Each of said officers, other than the board of supervisors, may appoint one chief deputy, at a salary to be fixed by the said board, not to exceed one hundred and twenty-five dollars per month, except in the case of chief deputy sheriff, who may be paid not to exceed one hundred and fifty dollars per month, and the board of supervisors shall appoint one clerk of said board at a salary not to exceed one hundred and fifty dollars per month.

(d) In counties of the fourth class, the county officers shall receive, respectively, the following annual salaries, to-wit: Clerk of the superior court, fifteen hundred dollars; sheriff, twenty-four hundred dollars; recorder, fifteen hundred dollars; treasurer and ex-officio tax collector, fifteen hundred dollars; county attorney, fifteen hundred dollars; assessor, fifteen hundred dollars; superintendent of schools, fifteen hundred dollars; chairman board of supervisors, nine hundred dollars; members board of supervisors, seven hundred dollars, each. The assessor and superintendent of schools shall be allowed their necessary traveling expenses not to exceed two hundred dollars per annum. The board of supervisors shall appoint one clerk of said board at a salary to be fixed by the board.

(e) In counties of the fifth class, the county officers shall receive, respectively, the following annual salaries, to-wit: Clerk of the superior court, one thousand dollars; sheriff, twenty-four hundred dollars; recorder, twelve hundred dollars; treasurer and ex-officio tax collector, fifteen hundred dol-

lars; county attorney, twelve hundred dollars; assessor, one thousand dollars; superintendent of schools, one thousand dollars; chairman board of supervisors, eight hundred and fifty dollars per annum; members board of supervisors, seven hundred dollars per annum, each. Each of said officers, other than the board of supervisors, may appoint one chief deputy, by and with the consent of the board of supervisors, at a salary to be fixed by the said board not to exceed seventy-five dollars per month, and the board of supervisors shall appoint one clerk of said board at a salary not to exceed one thousand dollars per annum.

(f) All of the county officers hereinbefore named may, by and with the consent of and at salaries to be fixed by the board of supervisors, appoint such deputies, stenographers, clerks and assistants as may be necessary to properly conduct the affairs of their respective offices.

Section 8. The salaries provided in this act shall be in full compensation for all services of every kind and description rendered by the officers named in this act, either as officers, ex-officio, deputies or assistants.

Section 9. All the county officers, employees, members of county boards and commissions not mentioned in this act, and all deputies, stenographers, clerks and employees of any county officer, board or commission, or of any county institution, shall receive the salary provided by the laws creating or authorizing their respective positions, or amendatory thereof, and shall not, under any pretext, receive any salary or emolument from the county in excess of the salary so provided by law.

Section 10. The sheriffs of the several counties shall be allowed by the boards of supervisors of their respective counties, the actual and necessary expenses incurred by them or any of their deputies, for pursuing criminals, or for transacting all criminal business, and their actual and necessary expenses for the service of all processes and notices, or for transacting all civil business, and all such expenses of their office shall be a charge against the county, and shall be allowed by the board of supervisors, and paid as other county charges are paid. The sheriffs shall pay into the county treasury, on the first Monday of each month, all fees and mileage earned and collected by them for the service of all papers or processes issued by any court of this state.

Section 11. All precinct officers now holding office shall

receive the salary and compensation heretofore provided by law; provided, that in case any vacancy shall occur in any precinct office the board of supervisors shall, at the time of filling such vacancy fix the salary of the person appointed to fill such vacancy in such amount as the board may deem proper.

Section 12. At the regular July meeting of the various boards of supervisors preceding a general election, said boards shall fix the salaries of all precinct officers for the two years commencing on the first day of the following January.

Section 13. Justices of the Peace may be allowed by the board of supervisors, as a county charge, office rent, stationery, telephone and lights; and constables shall be allowed by the board of supervisors the actual and necessary expenses incurred by them in pursuing criminals, or for transacting criminal business, and the actual and necessary expenses incurred by them in the service of notices and processes, and the transaction of business in civil cases; and all such expenses shall be a charge against the county and paid as other county charges are paid.

Section 14. All salaries shall be paid twice in each month on regular days not more than sixteen days apart.

Section 15. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Section 16. WHEREAS, it is necessary for the public peace and safety, and for the proper maintenance of departments of state, that a general salary bill be enacted, and since there is at the present time no constitutional general salary bill upon the statutes an emergency is hereby declared to exist and this act shall be in full force and effect from and after its passage and approval by the Governor.

Approved March 14th, 1917.

CHAPTER 62.

(House Bill No. 4.)

AN ACT

Making it a Misdemeanor for any Person who, Being the Owner or Lessee of any Building or Place, Permits the Same to be Used for Purposes of Lewdness, Assignation or Prostitution, and Providing Punishment Therefor. Also Declaring all Buildings and Places Nuisances Wherein or upon Which Acts of Lewdness, Assignation or Prostitution, are Held or Occur or Which are Used for such Purposes, and Providing for the Abatement of such Nuisances by Injunction or Otherwise.

Approved March 14th, 1917.

Note—A referendum has been filed against this act, in accordance with the provisions of Chapter 1, Title XXII, Revised Statutes of Arizona, 1913, Civil Code, and therefore must be submitted to the electors of the state at the next regular general election, to be held in November, 1918, and cannot become effective unless approved at such election.

SECRETARY OF STATE.

CHAPTER 63.

(Sub. House Bill No. 34.)

AN ACT

To Prohibit the Introduction into, the Manufacture, Sale, Receipt, Possession, Transportation or Disposal of any Ale, Beer, Wine or any Malt, Vinous, Spirituous Liquors or any Mixture or Preparation of like Nature, or any Intoxicating Liquors of any Kind and Defining Advertising, Bootlegging, Clubs, Common Carriers, Ouster Proceedings Status of Liquor, and Providing a Penalty for the Violation Thereof.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. Ale, beer, wine or any malt, vinous or spirituous liquors or any mixture or preparation of like nature, or any intoxicating liquors of any kind shall not be manufactured in or introduced into the State of Arizona under any pretense. Every person who sells, gives, barter or disposes of any ale,

beer, wine or any malt, vinous or spirituous liquors or any mixture or preparation of like nature, or any intoxicating liquors of any kind to any person in the State of Arizona, or who manufactures or introduces into or attempts to introduce into the State of Arizona any ale, beer, wine or any malt, vinous or spirituous liquors or any mixture or preparation of like nature, or any intoxicating liquors of any kind shall be guilty of a misdemeanor.

Section 2. It shall be unlawful for any person in the State of Arizona to receive, or cause to be received, from without the State of Arizona for any purpose, any ale, wine, beer or any malt, vinous or spirituous liquors or any mixture or preparation of like nature, or any intoxicating liquors of any kind, and it shall be unlawful for any person in the State of Arizona to have in his possession, for any purpose any ale, wine, or beer or any malt, vinous or spirituous liquors or any mixture or preparation of like nature or any intoxicating liquors of any kind, which he has introduced or caused to be introduced into the State of Arizona, and it shall be unlawful for any person to transport or cause to be transported, within the State of Arizona any ale, wine, beer or any malt, vinous or spirituous liquors or any mixture or preparation of a like nature, or any intoxicating liquors of any kind, provided that it shall be lawful for any regularly ordained priest or clergyman of an established church to receive, transport and possess wine to be used for sacramental purposes, and provided further, that the University of Arizona, through its board of regents, may introduce, receive, transport and possess grain alcohol for scientific uses, and may use and may distribute such alcohol under such restrictions and regulations as said board of regents may from time to time adopt, to other institutions of research and learning, for scientific uses. Provided, also, that nothing herein shall prevent the manufacture and sale of such preparations as flavoring extracts, essences, tinctures, perfumes or remedies containing drugs or medicines which do not contain more alcohol than is necessary for legitimate purposes for extraction, solution or preservation, and which contain drugs in sufficient quantity to medicate such compounds, and which are sold for legitimate and lawful purposes and not as beverages. And provided further, that nothing herein shall prevent the introduction, transportation and possession of denatured alcohol.

Section 3. Advertising.—It shall be unlawful for any per-

son, association or corporation, either directly or indirectly, to advertise intoxicating liquors in this state for sale or gift in any newspaper, periodical, circular, handbill, or pricelist, or on any sign, sign-board, bill-board, bulletin-board, or in any manner whatsoever; or for any owner, officer or person in charge of any newspaper, periodical, sign, sign-board, bill-board, bulletin-board, printing office, advertising agency or publicity bureau, or any other person, to publish or distribute any matter in this state which either directly or indirectly advertises intoxicating liquors for sale or gift.

Bootlegger.—Any person who shall, by himself, or his employee, servant or agent, for himself or any person, company or corporation, keep or carry on his person, or in a vehicle, or leave in a place for another to secure, any intoxicating liquor as herein defined, with intent to sell or dispose of the same by gift, or otherwise, or who shall within the State in any manner, directly or indirectly, solicit, take or accept any order for the sale, shipment, or delivery of intoxicating liquor in violation of the law, shall be termed a bootlegger, and shall be guilty of a misdemeanor.

Clubs.—It shall be unlawful for any officer, employee or member of any club, society or association, or for any proprietor, manager or employee of any hotel, restaurant, rooming house, boarding house or any place of public entertainment, to keep, or to aid or abet in keeping, any intoxicating liquors for the purpose of sale or gift as a beverage or for the division or distribution of the same about any such place in any manner whatsoever. In all cases arising under this section, any person above specified shall be a competent witness to prove a violation of any of the provisions hereof, and no such person shall be excused from testifying by reason of such testimony tending to incriminate himself but the testimony so given shall in no case be used against himself.

Common Carriers.—It shall be unlawful for any common or special carrier or for any person, association or corporation, to carry any intoxicating liquors into this state or from one point to another within this state for the purpose of delivery, or to deliver the same to any person, company or corporation within this state except for such purposes as are heretofore stated. There shall be no property rights of any kind in liquors or vessels used for the purpose of violating the law.

Unauthorized possession of liquor prima facie evidence of violation of law.

Ouster Proceedings.—If any Justice of the Peace, District Attorney or Sheriff shall neglect or refuse to do his duty in the enforcement of the provisions of this act, any freeholder or Governor or his agent, or Attorney General of the state may file a complaint in any Superior Court of competent jurisdiction of this state, setting forth the specific charges of such neglect and refusal against any of said officials. Such action shall be brought in the name of the people of the State of Arizona on the relation of the complainant. Proceedings shall then be had in said court as are provided by law for civil action to the end that the defendant shall have a full and complete hearing and trial of the charges made. If the defendant shall be convicted he shall be deemed ousted from his office, and a decree be entered accordingly. The vacancy, if any such so created, shall be filled as provided by the constitution or law for the appointment in case of vacancy.

Section 4. Any person who shall violate any provisions of this act or any rule or regulation thereunder, shall be guilty of a misdemeanor and upon conviction thereof shall be imprisoned for not less than ten days or more than two years, and fined not less than twenty-five dollars and costs, nor more than three hundred dollars and costs for each offense, and the liquors received, transported, possessed, manufactured, introduced or disposed of in violation of this act shall be by the court publicly destroyed.

Approved March 14, 1917.

CHAPTER 64.

(Senate Bill No. 152.)

AN ACT

To Provide for the Erecting and Furnishing of a Building to Serve as a Mining Exhibit Building in Connection with the Arizona State Fair.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That there is hereby appropriated the sum of \$30,000.00 to be expended by and under the direction of the Arizona State Fair Commission out of the general fund, for

erecting and furnishing a building to serve as a MINING EXHIBIT BUILDING in connection with the Arizona State Fair.

Section 2. That said building to be erected on the Arizona State Fair grounds at or near the city of Phoenix, Maricopa County, State of Arizona. The said building to be erected and constructed under the supervision of the Board of Control according to plans and specifications to be adopted by said board.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 19th, 1917.

CHAPTER 65.
(Senate Bill No. 92.)

AN ACT

Providing for the Construction of an Extension, and an Approach Thereto, of the State Highway Bridge Over the Gila River Near Wellton, Yuma County, Arizona, and Making an Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated the sum of Fifty Thousand Dollars (\$50,000) for the construction of an extension and approach to the state highway bridge across the Gila River near Wellton, Yuma County, Arizona.

Section 2. This appropriation shall be covered into the State Road Tax Fund, twenty-five per cent portion, and shall be expended under the direction of the state board of control and the state engineer under the provisions of Chapter 7, Title 50, Revised Statutes of Arizona, 1913.

Approved March 19th, 1917.

CHAPTER 66.

(Sub. Senate Bill No. 44.)

AN ACT

To Amend Chapter 1, Title 48, Revised Statutes of Arizona, 1913, Civil Code, Entitled, "Practice of Medicine."

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 4739, of Chapter 1, Title 48, Revised Statutes of Arizona, 1913, Civil Code, be and hereby is amended to read as follows:

"4739. Four forms of certificates shall be issued by said board under the seal thereof and signed by the president and the secretary; first, a certificate authorizing the holder thereof to practice medicine and surgery; second, a certificate authorizing the holder thereof to practice osteopathy; third, a certificate authorizing the holder thereof to practice any other system or mode of treating the sick or afflicted not referred to in this section; fourth, a reciprocity certificate under the provisions hereinafter specified. Any of these certificates on being recorded in the office of the county recorder, as hereinafter provided, shall constitute the holder thereof a duly licensed practitioner in accordance with the provisions of his certificate.

In order to procure a certificate to practice medicine and surgery, the applicant for such certificate must file with said board, at least two weeks prior to a regular meeting thereof, satisfactory testimonials of good moral character, and a diploma issued by some legally chartered medical school, the requirements of which shall have been, at the time of granting such diploma, in no particular less than those prescribed by the Association of American Medical Colleges for that year, or satisfactory evidence of having possessed such diploma; and he must also file with said diploma an application sworn to before some person authorized to administer oaths, stating that he is the person named in said diploma, that he is the lawful holder thereof, and that the same was procured in the regular course of instruction and examination, without fraud or misrepresentation. The said application shall be made upon a blank furnished by said board, and it shall contain such information concerning the medical instructions and the preliminary education of the applicant as said board may by rule provide. Applicants who have failed to meet the above re-

quirements must be rejected. Applicants for a certificate to practice osteopathy shall be subject to the above regulations, except that in place of the diploma hereinbefore referred to, they shall be required to file a diploma from a legally chartered college of osteopathy, having a course of instruction of at least twenty months, requiring actual attendance, and after 1908, of three years of nine months each, and including the studies examined upon under this act. Applicants for a certificate to practice any other system or mode of treatment not in this act referred to, shall be subject to the above regulations, except that in place of the diplomas hereinbefore referred to, they shall be required to file a diploma from a legally chartered college of the system or mode of treatment which the applicant claims or intends to follow.

The board is hereby authorized to enter into a contract or contracts of reciprocity with other states wherein the standard of such states is not in any degree or particular less than were the requirements in the State of Arizona in the same year, for the issuance of a certificate to practice a system or mode of treating the sick or afflicted, such certificate to be similar in scope of practice as the certificate issued in the other state; PROVIDED, HOWEVER, that an application based upon a certificate to practice any system or mode of treating the sick or afflicted issued in the District of Columbia or in any state or territory prior to March fourth, 1907, if refused or denied by reason of the insufficiency of the standard of such state or territory then such applicant may have the privilege of either a written or oral examination before the board at the option of the applicant. Any person may file an application with the said board to practice medicine and surgery within the State of Arizona, in the event that such applicant has been duly licensed prior to August 1, 1901, and has practiced medicine and surgery in another state or territory, or the District of Columbia, for a period of time commencing prior to the first day of August, 1901. Such application shall be verified and shall contain a statement showing: (a) the full name of the applicant; (b) all institutions at which he has studied and the period of such study, and all institutions from which he has graduated; (c) a statement of whatever certificate or certificates to practice medicine and surgery may have been issued to him, together with the date of such certificate and a description of the same, and, if required by the board, the certificates themselves, or satisfactory proofs of their is-

suance; (d) a statement of all places in which said applicant has practiced medicine and surgery; (e) such other general information as to his past practice, as may be required by the said board. The said board shall make such independent investigation of the character, ability and standing of the applicant as it may deem proper and necessary, and if it shall find after such investigation that said applicant has been a practicing physician and surgeon in any other state or territory or in the District of Columbia prior to August 1, 1901, and prior to said last named date has been duly licensed so to practice and that his reputation as such physician and surgeon is good in the community in which he has so practiced medicine and surgery, and has been a resident of his last state of residence for a period of one year prior to date of filing his application in the State of Arizona, they shall afford him an examination on a day suiting the convenience of the board not more than six months subsequent to the presentation of said application. Said examination shall be oral, practical, and clinical in nature, and full consideration shall be given to the duration and character of the applicant's practice. If after such last mentioned examination it is determined by a majority vote of said medical examiners conducting said examination, that such applicant is so qualified to practice medicine and surgery within the State of Arizona, and that his reputation and standing in the community in which he has previously practiced is good, and said applicant shall be entitled to receive a "physician and surgeon certificate." Each applicant on making such application shall pay to the secretary of the board, a fee of twenty-five dollars, which shall be paid to the treasurer of the board, of which sum fifteen dollars shall be returned to him should he not receive a certificate hereunder. All certificates issued pursuant to this section shall be marked across the face thereof "reciprocity certificate."

In addition to the requirements above set forth, all applicants for a certificate must be personally examined by said board as to their qualifications. The examination shall be conducted in the English language, shall be practical in character and designed to discover the applicant's fitness to practice his profession, and shall be, in whole or in part, in writing, on the following fundamental subjects, to-wit: Anatomy, histology, gynecology, pathology, bacteriology, chemistry and toxicology, physiology, obstetrics, general diagnosis, hygiene. Examinations in each subject shall consist of not less than ten

questions, answers to which shall be marked upon a scale of zero to ten. But all applicants must obtain not less than a general average of seventy-five per cent. and not less than sixty per cent., in any one subject; provided, that applicants who can show at least five years of reputable practice shall be granted a credit of five per cent, upon the general average, and five per cent additional for each subsequent ten years of such practice, and shall receive not less than fifty per cent on any one subject.

The examination papers shall form a part of the records of the board and shall be kept on file by the secretary for a period of one year after each examination. In said examination the applicant shall be known and designated by number only, and the name attached to the number shall be kept secret until after the board has finally voted upon the application. The secretary of the board shall in no instance participate as an examiner in any examination held by the board."

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 19, 1917.

CHAPTER 67.

(Senate Bill No. 41.)

AN ACT

Providing for the Repair and Reconstruction of the State Highway Bridge Crossing the Gila River at a Point Opposite the Town of Florence, Pinal County.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of Fifty Thousand Dollars (\$50,000.00) or such portion thereof as may be necessary for the repair and reconstruction, under the direction of the state engineer, of the bridge across the Gila River and approaches thereto, in Pinal County near the City of Florence at a point where the state highway crosses said river.

Section 2. The state auditor is hereby authorized and directed to draw his warrant upon the fund hereby appropriated from time to time upon receipt of properly verified vouchers,

approved by the state engineer, and the state treasurer is hereby authorized and directed to pay such warrants.

Section 3. WHEREAS, an immediate operation of this act is necessary for the preservation of the public health and safety, an emergency is hereby declared to exist and this act shall be in full force and effect from and after its passage and approval by the Governor, and is hereby exempt from the operation of the referendum provisions of the state constitution.

Section 4. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 19th, 1917.

CHAPTER 68.

(House Bill No. 107.)

AN ACT

Providing for the Construction of Approaches to the State Highway Bridge over the Agua Fria River Near Coldwater, Maricopa County, and Making Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated the sum of Twenty-two Thousand (\$22,000.00) Dollars for the construction of approaches to the state highway bridge over the Agua Fria River, near Coldwater in Maricopa County, Arizona.

Section 2. This appropriation shall be covered into the state road tax fund, twenty-five per cent portion, and shall be expended under the direction of the state board of control and the state engineer under the provisions of Chapter 7, Title 50, Revised Statutes of Arizona, 1913.

Section 3. WHEREAS, an urgent necessity exists for the completion of this construction, an emergency is hereby declared to exist and this act shall be in full force and effect from and after its passage and approval by the Governor, and is hereby exempted from the operation of the referendum provisions of the State Constitution.

Approved March 19th, 1917.

CHAPTER 69.
(House Bill No. 90.)

AN ACT

To Amend Paragraph 5123 of Chapter 7, Title 50, of the Revised Statutes of Arizona, 1913, Civil Code, (Chapter 66, Laws of 1912, 1st Special Session, State of Arizona.)

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That paragraph 5123, Chapter 7, Title 50, of the Revised Statutes of Arizona, 1913, Civil Code, (Chapter 66, Laws of 1912, first Special Session, State of Arizona,) be and the same is hereby amended to read as follows:

5123. There shall be annually levied and collected in the manner in which other State taxes are levied and collected, by a levy of the officials provided by law, ten (\$0.10) cents on each one hundred (\$100.00) dollars, of the assessed valuation of taxable property within the State, for the purpose of raising a fund to be known as the "State Road Tax Fund," for the construction, reconstruction, repairing, improving and maintaining State highways and bridges, as follows:

Twenty-five per cent (25%) of the "State Road Tax Fund," herein provided for, shall be subject to be paid out upon the authority and under the direction of the State Board of Control and the State Engineer, who are hereby charged with such responsibility.

Seventy-five per cent (75%) of such "State Road Tax Fund," herein provided for, shall be apportioned to the several counties in the amount to each county of seventy-five per cent of the taxes collected under this act, by said county, and such amount shall be subject to be paid out for the construction, reconstruction, repair, improvement and maintenance of public highways, roads, and bridges, in the manner as in this act provided, for the work in this act provided for, within such county, upon the authority and under the direction of the County Board of Supervisors of such county and the State Engineer, who are hereby charged with such responsibility.

Provided, that no obligation shall be assumed or expense incurred under the provisions of this act, within any fiscal year, in the amount of any sum in excess of the levy herein provided, and the unexpended balance from the previous fiscal year.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 19th, 1917.

CHAPTER 70.
(House Bill No. 75.)

AN ACT

To Provide for the Establishment of Local Boards of Child Welfare Empowered to Grant Relief to Children of Widowed Mothers.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. Provision is hereby made for the appointment of local boards of child welfare, which, subject to the provisions of this act and through the vote of public moneys by local authorities for such purpose shall be empowered to grant allowances to widowed mothers with one or more children under the age of sixteen years in order that such children may be suitably cared for in their own homes by such mothers. Provided always that such allowances shall be made only when the mothers are suitable persons mentally and morally to bring up their children properly and require aid to enable them to do so.

Section 2. Within sixty days after the passage of this act the Judge of the Superior Court of each county, shall appoint a Board of Child Welfare for such county, and the Clerk of the Board of Supervisors shall be secretary ex-officio of such Board.

Section 3. Where the appointment of the Board of Child Welfare is to be made by the Judge of the Superior Court, as herein provided, such Judge of the Superior Court shall appoint a Board of Child Welfare composed of seven members, with the County Superintendent of the poor of the county, or other officer exercising the duties of County Superintendent of the poor, a member ex-officio of such Board. The said Judge of the Superior Court shall also appoint as members of such Board, a representative each of the public schools, and the public health authorities and of the Juvenile Court, or in case there be no Juvenile Court, of the Superior Court, in such county. He shall also appoint three additional members of

said local Board of Child Welfare, two at least of whom shall be women. The Judge of the Superior Court shall appoint the members of the said Board of Child Welfare, with the exception of the County Superintendent of the poor or other officer exercising like powers in the county who shall continue to serve during his entire term of office, for definite terms of six years each, provided, however, that the places occupied by the representatives of the public school and the public health authorities as well as the representatives of the Juvenile Court or the Superior Court, shall become vacant upon their retirement from such public school, public health or court work, whereupon the vacancy so created shall be filled for the balance of the term by some other representative of such authorities; and further provided that the Judge of the Superior Court shall appoint the original members of the Board of Child Welfare, except the County Superintendent of the poor or other officer exercising like powers in the county, for one, two, three, four, five and six years respectively, and shall thereafter when their terms expire, appoint them or their successors for terms of six years each. In the event of a vacancy occurring before the expiration of a term of a member, the appointment to fill such vacancy shall be for the balance of the term.

Section 4. The members of the Board of Child Welfare, as herein provided, shall receive no compensation for their services as members of such Board, but shall be allowed the necessary expenses incurred by them in the discharge of their official duties.

Section 5. The said Boards of Child Welfare shall in their discretion, have authority and be empowered to grant an allowance to any dependent widow resident in the county wherein she applies for an allowance, provided such allowance be approved by the Board of Supervisors of said county, who is of good habits and character, and is at the time of such application for an allowance the mother of one or more children under the age of sixteen years living with and dependent upon her, provided such widow is a citizen of the United States and has been a resident of the county where the application for an allowance is made for a period of one year immediately preceding such application, and whose husband was a citizen of the United States, and a resident of the State of Arizona at the time of his death, such allowance may by a majority vote of all its members, duly entered upon the minutes of any regu-

lar or special meeting of such Board, be granted directly by the said Board of Child Welfare, subject to the approval of the Board of Supervisors of the county, through its duly appointed visitors, agents or other representatives. Before aiding any mother to care for her children at home, the Board of Child Welfare shall determine that the mother is a suitable person to bring up her own children and that aid is necessary to enable her to do so.

Section 6. The allowance made to such widowed mother shall not exceed twenty (\$20.00) dollars per month when such mother has but one child under the age of sixteen years, and if she has more than one child under the age of sixteen, the allowance shall not exceed fifteen (\$15.00) dollars per month additional for the second child, and ten (\$10.00) dollars per month additional for each such other child. It is further provided, that in no event shall the allowance granted to any one mother and her children exceed the sum of sixty (\$60.00) dollars per month. The allowance granted by the said Board shall be paid out of any moneys appropriated by the local authorities empowered by law to appropriate moneys for such purposes, or as provided by law for meeting prospective deficiencies in the expenses of any county. Applications for allowances may be made directly to any member of the Board, or through the public school which the children of the applicants for allowances are attending. A full and complete record shall be kept in every case coming either directly or indirectly within the jurisdiction of the said department.

Section 7. Powers and duties. Each of said Boards of Child Welfare shall:

1. Meet and organize within ten days after appointment, and fix the dates for its meetings, which shall be held at least monthly.

2. Elect a chairman who shall hold office subject to the pleasure of the Board.

3. Establish an office.

4. Establish rules and regulations for the conduct of its business, which rules shall provide for the careful investigation of all applicants for allowances and the adequate supervision of all persons in receipt of allowances. Such rules shall further provide that no grant of an allowance shall be made by the Board for a longer period than six (6) months without

renewal by the said Board and that reports shall be filed at least quarterly by the agents, visitors or representatives of the Board with respect to the families in receipt of allowances granted by the said Board.

5. Report annually in detail, to the Board of Supervisors, the result of their transactions for the preceding fiscal year, with such conclusions and recommendations as may be deemed wise and expedient.

6. Submit annually to the proper fiscal authorities an estimate of funds required to carry out the purposes and intent of this act.

Section 8. The Boards of Supervisors of the several counties affected by this act shall appropriate in each year such sum or sums, as, in their judgment may be necessary to carry out the provisions of this act. In the case of the counties affected by this act all the expenses for administration, and relief shall be paid by the respective county.

Section 9. This act shall take effect October first, nineteen hundred seventeen.

Approved March 19, 1917.

CHAPTER 71.
(House Bill No. 57.)

AN ACT

To Amend Sections 319, 320, 321, 322 and 323, Chapter X, Title 9, Revised Statutes of Arizona, 1913, Penal Code, Entitled "Gaming."

Approved March 19, 1917.

NOTE—A referendum has been filed against this act, in accordance with the provisions of Chapter 1, Title XXII, Revised Statutes of Arizona, 1913, Civil Code, and therefore must be submitted to the electors of the State at the next regular general election, to be held in November, 1918, and cannot become effective unless approved at such election.

SECRETARY OF STATE.

CHAPTER 72.
(Senate Bill No. 132.)

AN ACT

Providing for the Completion of a Bridge and Approaches Thereto, Across the Gila River in Graham County, and Making Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated out of any monies in the general fund not otherwise appropriated, not to exceed the sum of twelve thousand dollars, to complete the construction, and approaches thereto, of a bridge across the Gila River, in Graham County, Arizona, near the town of Pima.

Section 2. The State Auditor is hereby authorized and directed to draw his warrants upon the said fund created by this act, upon vouchers properly certified by the chairman and clerk of the Board of Supervisors of Graham County, and the State Treasurer is hereby authorized and directed to pay such warrants.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,

Secretary of State.

CHAPTER 73.
(Senate Bill No. 25.)

AN ACT

Providing for an Appropriation to Pay the Deficit of the State Law Library for the Fiscal Years 1913-1914 and 1914-1915.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated out of the General Fund of the State, for the relief of the Arizona State Law Library, the sum of four thousand three hundred and thirty-five dollars and sixty-two cents (\$4,335.62), to be expended

in payment of deficit of the State Law Library for the years 1913-1914 and 1914-1915, for the purchase of law books.

Section 2. The State Auditor is directed to draw his warrant upon the general fund of the State in favor of the creditors, upon the presentation of proper claims duly verified and sworn to and approved by the State Law and Legislative Reference Librarian.

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Section 4. Whereas, this act must have an early operation to provide for the payment of a deficit created by a department of State, and for the maintenance and credit of a State institution, an emergency is hereby declared to exist and this act shall be in full force and effect from and after its passage and approval by the governor, and is hereby exempt from the operation of the referendum provisions of the State Constitution.

"This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917."

SIDNEY P. OSBORN,

Secretary of State.

CHAPTER 74.

(Senate Bill No. 109.)

AN ACT

To Provide for the Organization of the National Guard so that the Organization may Meet the Requirements of the Federal Government.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The organization of the National Guard shall be that which is or may be hereafter prescribed for the regular army, subject in time of peace to such general exceptions as may be authorized by the Secretary of War, and by Act of Congress.

Section 2. Hereafter the period of enlistment in the National Guard shall be for six years, the first three years of

which shall be in an active organization and the remaining three years in the National Guard Reserve, and the qualifications for enlistment shall be the same as those prescribed for admission to the regular army; provided, that in the National Guard the privilege of remaining in active service during the whole of an enlistment period and of re-enlisting in said service shall not be denied by reason of anything contained in this act.

Provided further, that men enlisted and serving under current enlistment shall be held for the balance of their current enlistment.

Section 3. Enlisted men in the National Guard of Arizona in the future shall sign the following oath of enlistment:

"I do hereby acknowledge to have voluntarily enlisted thisday of, 191....., as a soldier in the National Guard of the United States, and of the State of Arizona, for the period of three years in service and three years in reserve, under the conditions prescribed by law, unless sooner discharged by proper authority. And I do solemnly swear that I will bear true faith and allegiance to the United States of America and to the State of Arizona, and that I will serve them honestly and faithfully against all their enemies whomsoever, and that I will obey the orders of the President of the United States and of the Governor of the State of Arizona, and of the officers appointed over me according to the rules and articles of war."

Section 4. Commissioned officers of the National Guard and the Adjutant General now serving under commissions regularly issued shall continue in office without the issuance of new commissions after taking the following oath, and all officers hereafter commissioned shall take and subscribe to the following oath:

I,, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of Arizona, against all enemies foreign and domestic; and I will bear true faith and allegiance to the same; that I will obey the orders of the President of the United States and of the Governor of the State of Arizona; that I make this obligation freely, without any mental reservation or purpose of evasion, and that I will well and faithfully discharge the duties of the office of

in the National Guard of the United States and of the State of Arizona upon which I am about to enter, so held me God."

Section 5. Persons hereafter commissioned as officers of the National Guard shall be selected from the following classes: Officers and enlisted men of the National Guard, officers of the reserve or unassigned or retired list of the National Guard and not more than one active officer of the regular army who may be commissioned with the grade of Colonel or Lieutenant-Colonel, First Infantry. And all officers hereafter appointed must successfully pass such tests, before a board of officers as prescribed by law, as to their physical, moral and professional fitness, as the President of the United States shall prescribe.

Section 6. All officers of the National Guard shall be commissioned by the Governor as soon as they have been properly appointed or elected, and have passed the required examination, and shall hold their commissions until vacated for cause as prescribed by law.

Commissions of officers of the National Guard may be vacated upon resignation, absence without leave for three months, upon the recommendation of an efficiency board, or pursuant to sentence of a court-martial. Officers rendered surplus by the disbandment of their organizations shall be placed in the National Guard Reserve. Officers may upon their own application, be placed in the said reserve.

Section 7. No officer is eligible for original commission or for promotion over the ages as prescribed in this section; for second lieutenant not more than 30; for first lieutenant not more than 35; for captain not more than 40; for major not more than 45; for lieutenant-colonel not more than 50; for colonel not more than 55; and all commissions of officers of the National Guard will be vacated when the officer reaches the age of 64.

Section 8. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

"This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917."

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 75.
(Senate Bill No. 1.)

AN ACT

Providing for the Building of a Bridge Across Verde River in Yavapai County, and Making an Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated out of any money in the State treasury not otherwise appropriated not to exceed the sum of twenty thousand (\$20,000.00) dollars, for the construction of a bridge across the Verde River and approaches thereto, near Cottonwood, in Yavapai County, under the direction of the Board of Supervisors of said county and of the State Engineer; provided, that no part of the money herein appropriated shall be expended until a like amount has been provided for the construction of said bridge by the County of Yavapai and deposited with the State treasurer.

Section 2. Any of the money hereby appropriated remaining in the State treasury after the completion of said bridge, shall be equally divided, one-half thereof to be returned to the County Treasurer of Yavapai County and by him placed to the credit of the county road fund, and one-half to be returned to the general fund of the State.

Section 3. The State Auditor is hereby authorized and directed, upon notification by the State Treasurer that said County of Yavapai has deposited with him the sum provided in Section 1 of this act, to draw his warrants in favor of the Board of Supervisors of the County of Yavapai and the State Engineer for the sum appropriated under the provisions of this act, and the State Treasurer is hereby authorized and directed to pay said warrants.

Section 4. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

"This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917."

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 76.
(Senate Bill No. 29.)

AN ACT

Amending Sections 711 and 714, Chapter II, Title 6, of the Revised Statutes of Arizona, 1913, Civil Code, Entitled "Limitation of Personal Actions."

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Section 711, Chapter II, Title 6, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

"711. There shall be commenced and prosecuted within three years after the cause of action shall have accrued, and not afterward, all actions or suits in courts of the following description:

(1) Actions for debt where the indebtedness is not evidenced by a contract in writing.

(2) Actions upon stated or open accounts other than such mutual and current accounts as concern the trade of merchandise between merchant and merchant, their factors or agents; provided, that no item of any stated or open account shall be barred under the provisions hereof, so long as any item thereof shall have been incurred within three years immediately prior to the commencement of any suit thereon.

(3) Actions for relief on the ground of fraud or mistake. The cause of action in such case not to be deemed to have accrued until the discovery, by the aggrieved party, of the facts constituting the fraud or mistake."

Section 2. That Section 714 be and the same is hereby amended to read as follows:

"714. Actions for debt where the indebtedness is evidenced by or founded upon any contract in writing, executed within this State, shall be commenced and prosecuted within six years after the cause of action shall have accrued and not afterward."

Section 3. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

"This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legis-

lature, and not having been filed with his objections has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 77.
(Senate Bill No. 75.)

AN ACT

For the Relief of W. J. Corbett and Appropriating the Sum of Two Hundred and Eighty-Nine Dollars and Forty Cents (\$289.40), out of the General Fund of the State, in Payment for Supplies and Material Furnished the State Industrial School for the Period from March 19, 1915, to May 29, 1916.

WHEREAS, the firm of W. J. Corbett did on divers occasions from March 19, 1915, to May 29, 1916, upon request of the superintendent of said institution, furnish and supply to the State Industrial School certain merchandise and material aggregating in amount the sum of two hundred and eighty-nine dollars and forty cents (\$289.40); and

WHEREAS, proper claims for the payment thereof were prepared by said W. J. Corbett, and checked by T. E. Pulliam, superintendent of the State Industrial School, and approved for payment by Charles R. Osborne, secretary of the Board of Control of Arizona; and

WHEREAS, the State Auditor has refused to issue his warrant in payment therefor for the reason that same was not presented for payment within the statutory time in conformity with the provisions of Paragraph 73 of the Revised Statutes of Arizona, 1913, Civil Code; therefore

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That the sum of two hundred and eighty-nine dollars and forty cents (\$289.40) is hereby set aside and appropriated out of any monies in the general fund of the State for the purpose of paying W. J. Corbett the said sum owing and unpaid, and the State Auditor is hereby instructed to draw his warrant in conformity herewith, and the State Treasurer is hereby authorized and directed to pay same.

Section 2. Whereas, the immediate operation of the pro-

visions of this act is necessary, an emergency is hereby declared to exist and this act shall take effect and be in force from and after its passage and approval by the Governor, and it is hereby declared exempt from the referendum provisions of the State Constitution.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 78.
(Senate Bill No. 96.)

AN ACT

Providing for the Sinking of an Experimental Artesian Well for Water in Apache County, Arizona, for the Encouragement of Agriculture in the Arid Sections of the State, and for the Developing of State School Lands.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That the sum of ten thousand (\$10,000.00) dollars is hereby appropriated from the general fund of the State to pay for the drilling of an artesian well in Apache County, Arizona, at a suitable site therefor, to be selected by the State Land Commissioner.

Section 2. It shall be the duty of the State Land Commissioner, as soon after the passage of this act as is convenient, to select a suitable site in Apache County for the sinking or drilling of an artesian well for water. Said place or site to be on a section of school land.

Section 3. It shall be the duty of the State Land Commissioner to at once commence the drilling of such artesian well as in his judgment may be least expensive, and continue such drilling until a flow of artesian water is encountered in such well, or until the money hereby appropriated has been exhausted.

Section 4. All claims for moneys hereby appropriated shall be itemized and accompanied by proper vouchers, and

each claim shall be audited by the State Auditor, who shall have the right to reject any voucher or claim, or any part thereof, which, in his judgment, does not constitute a proper or legal charge against the State. All said claims shall be verified, and the form of said claims, and the verification thereof, shall be prescribed by the State Auditor.

Section 5. This act shall take effect and be in force and operation ninety days after the close and adjournment of this session of the Legislature.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,

Secretary of State.

CHAPTER 79.

(Senate Bill No. 89.)

AN ACT

To Amend Paragraph 3520 of Chapter II, Title 26, of the Revised Statutes of Arizona, 1913, Civil Code, Entitled: Jurors, Their Qualifications and Exemptions.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 3520 of Chapter II, Title 26, of the Revised Statutes of Arizona, 1913, Civil Code, entitled: Jurors, their qualifications and exemptions be and the same is hereby amended to read as follows:

3520. Before such exemption of any member of such fire company shall be made available, the members so to be exempted shall be selected by their respective companies, and a list containing their names shall be handed to the Clerk of the Board of Supervisors of such county by the chief of the fire department of such city or town, or, in case there be no such officer, then by the foreman of the company. A copy of such list, certified by the Clerk of the Board of Supervisors, shall be delivered to and filed by the Clerk of the Superior Court. Any person enumerated in subdivisions 1, 2, 3, 4 and 5 of Paragraph 3518 above, shall file with the Clerk of the

Board of Supervisors of such county a statement containing his name, residence, age and occupation, and setting forth the reason and grounds on which he claims exemption from jury service. Such statement shall be signed and sworn to by the person filing it. The Clerk of the Board of Supervisors shall prepare a list of the names of persons signing and filing such statements, and shall certify to such list and deliver the same to the Clerk of the Superior Court of his county who shall file it in the records of said court. Any person failing to file such statement shall not be entitled to exemption from jury service as provided in this chapter.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,

Secretary of State.

CHAPTER 80.

(Senate Bill No. 118.)

AN ACT

Relating to the Collection of Salaries of State Officers, County Officers and Ex-Officers, their Appointees, their Heirs and Assigns, Prescribing a Rule of Evidence and Procedure in such Cases, and Repealing all Laws and Parts of Laws in Conflict Herewith.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That hereafter all State and county officers, their heirs or assigns, and all ex-officers, their heirs or assigns, claiming the right to any salary due them in the capacity of officers, ex-officers, or as heirs or assigns, for any such officer or ex-officer, which salary has heretofore become due, or may hereafter become due, by virtue of any law of this State, shall bring his suit therefor within ninety days after this act goes into effect, or within ninety days after the date said salary has become, or shall become due, if said salary become due after the taking effect of this act and not thereafter.

Section 2. If such suit has been instituted by any such officer, ex-officer, their heirs or assigns, claiming the right to any such salary within the period of time limited in the first section of this act, and it be alleged and proven upon the trial of such cause that the plaintiff therein, or the party under whom plaintiff claims, has received the compensation for his official services rendered, as fixed under and by virtue of any law, or pretended law, in force or treated as in force, by such officer rendering such official services at the time such services were rendered, it shall be conclusively presumed that any and all right to any additional salary for such official services has been waived and that the plaintiff, and the party under whom he claims, has elected to receive the compensation so received in full payment of all demands.

Section 3. Nothing herein contained shall be construed to authorize any suit for the collection of any salary due any State or county officer, or ex-officer, or any of their appointees, heirs or assigns which has been barred by any statute of limitation of this State at the time this act takes effect.

Section 4. No suit shall be instituted by the State of Arizona, or by any county in this State to recover from any State or county officer or ex-officer, or of any of their appointees, or heirs, any part of any salary paid him, or them, by the State of Arizona, or by any county in this State under and by virtue of Chapter II, Title 15 of the Revised Statutes of Arizona, 1913, relating to "Salaries," which law has recently been held to be unconstitutional by the Supreme Court of this State, and any and all such payments so made to said officers, ex-officers and their appointees, of State and county monies, under and by virtue of said act, is hereby validated as to such officers and ex-officers, their appointees and their heirs.

Section 5. All acts and parts of acts in conflict herewith are hereby repealed.

Section 6. The fact that there is no adequate law in this State covered by the provisions of this act, and the conditions existing in this State on account of the Supreme Court's decision declaring the old salary law unconstitutional, makes it necessary that this act becomes immediately effective, therefore, an emergency is hereby declared and this act shall be in full force and effect from and after its passage and approval of the Governor.

"This bill having remained with the Governor ten days,

Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,

Secretary of State.

CHAPTER 81.

(House Bill No. 104.)

AN ACT

For the Relief of Mrs. J. W. Henderson to Reimburse Her for Services as Teacher in Cochise County and Making Appropriation for Same.

WHEREAS, Mrs. J. W. Henderson was employed by School District No. 12 of Cochise County as school teacher from November 4, 1909, to May 13, 1910, at \$65.00 per month.

WHEREAS, she received in payment \$35.00 and there is remaining due and unpaid the sum of \$355.00 thereon.

WHEREAS, Mrs. J. W. Henderson aforesaid was at the time of her employment not in the possession of a certificate which she had applied for, authorizing her to teach in the schools of the then Territory of Arizona and under a strict construction of the law, the Board of Supervisors of Cochise County has no power to authorize payment for her services duly rendered.

WHEREAS, the State Board of Education did grant a State certificate to Mrs. J. W. Henderson covering the period of school above set out, and under such certificate she was in fact authorized to teach in the school district, and by virtue of said services being rendered is entitled to compensation for same.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That there is hereby appropriated from any funds in the State Treasury not otherwise appropriated the sum of \$355.00, and the State Auditor is directed to draw his warrant for such sum in favor of Mrs. J. W. Henderson and the State Treasurer authorized to make said payment.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legis-

lature, and not having been filed with his objections, has become a law this 21st day of March, 1917."

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 82.
(Senate Bill No. 141.)

AN ACT

To Amend Paragraph 2394, Chapter 3, Title 10, of the Revised Statutes of Arizona, 1913, Civil Code, as Amended by Chapter 43, Regular Session, Second Legislature, Relative to County Charges; for the Purpose of Encouraging Annual Exhibits of the Agricultural, Horticultural, Cattle, Mining and Other Industries by the Various Counties of the State; Providing for Co-operation with the State, and Making and Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. Paragraph 2394, Chapter 3, Title 10, of the Revised Statutes of Arizona, 1913, Civil Code, as amended by Chapter 43, Session Laws, Regular Session, Second Legislature, is hereby amended to read as follows:

2394. The Board of Supervisors of any county in the State of Arizona is hereby authorized to appropriate from the general fund of such county a sum not to exceed one hundred and sixty-five dollars for each one million dollars assessed valuation of said county, which appropriation shall be known as the County Fair Fund; provided, that not more than five thousand dollars shall be appropriated or expended by any county in any one year. The Board of Supervisors shall have the authority to expend the money so appropriated by them in aid of a county or district fair, or to make an exhibit of its county's resources at the Arizona State Fair. A district fair shall be a fair at which the Boards of Supervisors of two or more counties shall by resolution entered upon their minutes invite the people of their respective counties to exhibit the resources of said county. No money appropriated under the provisions of this paragraph shall be expended in the aid of a county or district fair conducted under the auspices of any corporation, unless the stockholders of said corporation shall, by resolu-

tion entered upon its minutes, provide that no dividends shall ever be declared or paid upon its stock, and that in the event of the dissolution of said corporation all sums of money appropriated and expended by any county in aid of such fair shall be repaid before any assets of said corporation shall be distributed to its stockholders.

For the purpose of encouraging county and district fairs, and exhibits of the agricultural, horticultural, cattle, mining and other resources of the State, by the several counties thereof, there is hereby annually appropriated out of any monies in the general fund of the State not otherwise appropriated, a sum sufficient to equal the appropriations made by the Board of Supervisors of any county in the State for the purpose of a county fair, or of any number of counties joining in a district fair, as provided in this act; provided, that the sum to be so appropriated and paid out of the general fund of the State shall not exceed one thousand dollars for any one county in any year. Upon presentation of the certificate of any Board of Supervisors in the State, signed by the chairman and clerk and sealed with the seal of the Board, claiming the benefits of this act, and setting forth the amount appropriated by said county, to be expended for a county or district fair for the current year. The State Auditor is hereby authorized and directed to draw his warrant in equal amount not to exceed one thousand dollars in favor of the Board of Supervisors in such county, and the State Treasurer is authorized and directed to pay the same.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 83.

(House Bill No. 124.)

AN ACT

To Amend Section 4 of an Initiative Measure Entitled "An Act to Promote the Welfare of the People of the State of Arizona, to Provide for the Development of the Resources of the State, to Abolish the Contract System of all State Construction and to Establish a State Printing Plant, and to Establish a State Banking System, and to Make an Appropriation Therefor, and to Provide for the Submission of such Proposed Amendment to the People of the State of Arizona."

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That it is hereby proposed that Section 4 of an initiative measure entitled "An act to promote the welfare of the people of the State of Arizona, to provide for the development of the resources of the State, to abolish the contract system of all State construction, and to establish a State printing plant, and to establish a State banking system, and to make an appropriation therefor, and to provide for the submission of such proposed amendment to the people of the State of Arizona," shall be amended so as to read as follows:

(4). All work on all State buildings, dams, reservoirs, flumes, water plants, gas plants and all other State construction may be done by contract.

Section 2. The said proposed amendment as set forth in Section 1 of this act is hereby approved in accordance with the provisions of Section 1, Article 21 of the Constitution of Arizona.

Section 3. When said proposed amendment shall be approved by a majority of each House of the Legislature and entered on the respective journals thereof, together with the ayes and nays thereon, the Secretary of State shall submit such proposed amendment to the vote of the people at the next regular or general election.

"This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917."

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 84.

(House Bill No. 118.)

AN ACT

To Provide for the Relief of Albert Steinfeld & Company, and Making an Appropriation Therefor.

Whereas, Albert Steinfeld & Company sold to the State Industrial School at Fort Grant, Arizona, in 1915, merchandise amounting to Sixty-nine dollars and twenty-five cents (\$69.25), and

Whereas, claims against the State of Arizona must be presented and allowed within one year, and

Whereas, by oversight the above claim was not presented for payment until after the expiration of one year and for said reason has not been paid, and

Whereas, Mr. Pulliam, Superintendent of the State Industrial School, states that the above claim is correct and should be paid, and

Whereas, the State Auditor refuses to pay said claim for the reason that it was not presented within the time required by law,

Now, therefore, be it enacted by the Legislature of the State of Arizona:

Section 1. That there is hereby appropriated out of any funds in the State treasury not otherwise appropriated the sum of Sixty-nine dollars and twenty-five cents (\$69.25), for the purpose of paying the claim of Albert Steinfeld & Company against the State Industrial School, and the State Auditor is hereby authorized and directed to draw his warrant in said sum to Albert Steinfeld & Company, and the State Treasurer is hereby authorized and directed to pay said warrant.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21th day of March, 1917.”

SIDNEY P. OSBORN,

Secretary of State.

CHAPTER 85.

(House Bill No. 116.)

AN ACT

To Provide for the Relief and Reimbursement of Certain Stockmen in Navajo and Apache Counties, Arizona, for Losses Sustained in the Killing of Horses Affected with Dourine, by the Live Stock Sanitary Board, Acting in Conjunction With the United States Government, and Making an Appropriation Therefor.

WHEREAS, many horses in the counties of Navajo and Apache are affected with dourine; and

WHEREAS, said dourine is a communicable disease which threatens to spread and cause great loss to the range stock of said counties; and

WHEREAS, for the eradication of said disease it is necessary that the animal so affected be killed; and

WHEREAS, the killing of said horses is conducted by United States officials acting in conjunction with the Live Stock Sanitary Board of the State of Arizona; and

WHEREAS, the United States Government agrees and undertakes to reimburse the owners of animals so killed in one-half the appraised value, provided the State of Arizona will reimburse the owners of said animals so killed in one-half the appraised value of said horses.

Now Therefore, be it Enacted by the Legislature of the State of Arizona:

Section 1. That for the relief of the stockmen in Navajo and Apache counties, Arizona, and for the purpose of reimbursing them for losses sustained in the killing of their horses, affected with dourine, by the Live Stock Sanitary Board acting in conjunction with the United States Government, there is hereby appropriated the sum of \$2,423.25. Any person who may have claim for animals affected by dourine, and killed by the authority of the Live Stock Sanitary Board acting in conjunction with the United States Government, shall present the same properly verified to the Secretary of the Live Stock Sanitary Board in one-half the amount of the appraised value of his animal or animals and upon approval of such claims by the Chairman and Secretary of the Live Stock Sanitary Board the State

Auditor is hereby authorized and directed to draw his warrants on the funds appropriated by the provisions of this act, and the State Treasurer is hereby authorized and directed to pay said warrants.

Section 2. WHEREAS, an immediate operation of this act is necessary for the preservation of the public health and safety, an emergency is hereby declared to exist and this act shall be in full force and effect from and after its passage and approval by the Governor, and is hereby exempt from the operation of the referendum provisions of the State Constitution.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the Legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,

Secretary of State.

CHAPTER 86.

(House Bill No. 117.)

AN ACT

Providing for the Building of a Bridge Across the Gila River in Greenlee County and Making Appropriation Therefor.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. There is hereby appropriated not to exceed the sum of thirty thousand (\$30,000.00) dollars for the construction of a bridge across the Gila River and approaches thereto in Greenlee County on the Clifton-Solomonville State Highway, now under construction, under the direction of the Board of Supervisors of said county and the State Engineer; provided, that no part of the money herein appropriated shall be expended until a like amount has been provided for the construction of said bridge by the County of Greenlee and deposited with the State Treasurer.

Section 2. Any money hereby appropriated remaining in the State Treasury, after the completion of said bridge as set forth in Section 1, shall be equally divided, one-half thereof returned to the County Treasurer of Greenlee County and by

him placed to the credit of the County Road Fund, and one-half returned to the General Fund of the State.

Section 3. When the State Treasurer notifies the State Auditor that said County of Greenlee has deposited with said Treasurer the sum of money that it shall pay according to the provisions of this act, then the State Auditor is hereby authorized and directed to draw his warrants in favor of the Board of Supervisors of the County of Greenlee and the State Engineer for the sum appropriated under the provisions of this act, and the State Treasurer is hereby authorized and directed to pay said warrants.

Section 4. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

"This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917."

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 87.
(House Bill No. 184.)

AN ACT

To Amend Paragraph 5057, Chapter 1, of Title 50, of the Civil Code, Revised Statutes of Arizona, 1913, Entitled "Roads," by Amending Sub-Section (a) of Said Paragraph 5057; and by Additional Sub-Section to said Paragraph 5057 to be Numbered (h) Providing for the Construction of Viaducts for Range Live Stock to Pass Over or Under Highways.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 5057, Chapter 1, Title 50, of the Civil Code, Revised Statutes of Arizona, 1913, be amended by amending sub-section (a) of said Paragraph 5057 to read as follows:

5057. (a) All public roads in this State shall hereafter be established, changed, altered or discontinued upon petition to the County Board of Supervisors in which said road may be situated; except that any public road in this State which has heretofore been established or which may hereafter be estab-

lished according to law, when said public road as so established does not follow the section or township lines may by resolution of the Board of Supervisors of the county wherein said public road is situated, be changed to follow and run upon section or township lines whenever the Board of Supervisors of such county shall deem such change to be convenient and necessary.

Previous to the presentation of a petition for any of the above purposes, four weeks' notice thereof must be given by being posted at the county court house door and in three public places in the vicinity of the said road or proposed road. Such notice must state the beginning and terminus of said road, its general course or direction, as nearly as possible, and the time at which said application will be made to the Board of Supervisors for the establishment of said road. If it is proposed to alter, change, or discontinue a road, the notice shall also state the purpose intended and changes or alterations proposed, and shall describe the road to be changed, altered or discontinued.

Section 2. That Paragraph 5057, Chapter 1, Title 50 of the Civil Code, Revised Statutes of Arizona, 1913, be amended by adding an additional sub-section to said paragraph 5057, which sub-section shall be numbered (h) and shall read as follows:

5057 (h) Whenever any public highway in the State of Arizona shall be fenced along both sides thereof and the Board of Supervisors of the county in which said highway is situated shall deem it necessary to provide a way for range livestock to pass at will from the fenced land on one side of said road to the fenced land on the opposite side thereof, said Board of Supervisors shall be and they are hereby empowered to construct a way or viaduct for said purposes, either over or under said highway. The proper cost and expense of said construction shall be charged to and paid out of the road fund of said county.

"This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917."

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 88.
(House Bill No. 38.)

AN ACT

To amend Paragraph 2498, of Chapter IV, Title 10, Revised Statutes of Arizona, 1913, Civil Code, Relating to Expenditures by Boards of Supervisors, in the Furtherance of the Objects Specified in Paragraph 2496.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. That Paragraph 2498, of Chapter IV, Title 10, Revised Statutes of Arizona, 1913, Civil Code, be and the same is hereby amended to read as follows:

2498. Boards of Supervisors of counties having an assessed valuation of six million dollars or more are authorized and empowered to expend a further sum not exceeding twenty-five hundred dollars per annum in the furtherance of the objects mentioned in Paragraph 2496; in counties of first class, the Board of Supervisors may annually levy and collect, for the purposes above mentioned, the sum of not more than \$12,000.00.

Section 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Section 3. Whereas, an early operation of this act is urgently required for the maintenance of county organizations engaged in the furtherance of the objects mentioned herein, and for the public peace, health and safety, an emergency is hereby declared and this act shall be in full force and effect from and after its passage and approval of the Governor and shall be exempt from the referendum provisions of the State Constitution.

“This bill having remained with the Governor ten days, Sundays excluded, after the final adjournment of the legislature, and not having been filed with his objections, has become a law this 21st day of March, 1917.”

SIDNEY P. OSBORN,
Secretary of State.

CHAPTER 89.
(House Bill No. 115.)

AN ACT

In Relation to the Management and Control of State Institutions.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The Governor shall nominate and with the consent of the Senate, in executive session, appoint three electors of the State who shall constitute the commission of State institutions. Not more than two members of said commission shall belong to the same political party. The members so appointed shall hold office at the pleasure of the Governor. Each member of the commission shall take oath and qualify in the manner by law required of other State officers.

Section 2. Before entering upon the duties of his office, each member shall give a bond to the State of Arizona, in the sum of twenty-five thousand dollars for the faithful discharge of his duties, the cost of the premium of which shall be paid by the State. The bond when executed, shall be approved by the Governor and when so approved, shall be filed in the office of the Secretary of State.

Section 3. Each member of the commission shall devote his whole time to the duties of his office, and no member while holding such appointment may engage in any other occupation.

Section 4. The commission shall organize immediately upon this act becoming effective and assume all powers and duties hereinafter specified. The commission is hereby authorized to make all necessary rules not specified in this act for the exercise of its powers and performance of its duties, and the securing of co-operation from all of its officers and employees. Each commissioner shall receive a salary of three thousand dollars a year, payable semi-monthly. In addition to salary each member shall be entitled to necessary expenses when traveling on official business. No expenditure for traveling expenses to other states shall be made by the commission or by any officer, agent or any employee thereof, unless authority for such trip shall first be granted in a written resolution adopted by the commission stating the purpose of such trip, said resolution to be submitted to the Governor and by him approved in writing.

Section 5. The commission shall have an official seal and every commission, order or official paper executed by the commission shall, under its direction, be attested with its seal affixed by the Secretary or any member of the commission.

Section 6. Under the regulations of this act the Commission shall have oversight and general control of the Hospital for the Insane, the care and education of the Deaf, Dumb and Blind, the State Prison, the State Industrial School, the Pioneers' Home and all charitable, reformatory and penal institutions, that are or shall be by law established and maintained by the State of Arizona; the Arizona State Fair, the Arizona Pioneers' Historical Society and all State institutions that are or shall be by law established and maintained by the State of Arizona.

Section 7. Where in the Statutes of Arizona shall appear any words or terms referring to the management of the State institutions herein specified, the same shall be construed to mean the "Commission of State Institutions."

Section 8. The Commission shall maintain its offices in the Capitol Building. It shall employ a Secretary at twenty-four hundred dollars a year and may also employ at reasonable salaries such other assistants as are needed for the proper conduct of the office and the carrying out of the provisions of this act.

A complete record of each notice of appointment and other important papers shall be kept in the office of the commission. The commission shall prescribe a uniform system of records and accounts for all institutions under its control and shall provide all necessary books, blanks and other supplies for the making of reports and the keeping of accounts. It shall establish a uniform system of bookkeeping, so far as practicable, in similar institutions, and shall institute and require the keeping of a system of accounts and requisitions, showing the purchase, storage and consumption of supplies for subsistence, construction and other purposes. It shall keep in its office at Phoenix, a complete set of books and accounts, with each institution, which shall show every contract made, every appropriation by the Legislature for the support of each institution, receipts from all sources, and every expenditure made for any purpose. Said books and records shall at all times to be open to public inspection.

Section 9. The Commission shall appoint all officers

named in any statute of Arizona to be appointed by any management superseded by the Commission except the Law and Legislative Reference Librarian. All such appointments shall remain effective until revoked by the Commission.

Section 10. The Superintendent or chief executive officer of each institution under the control of the Commission shall appoint all assistants, clerks, guards and employees required in the management of the same, the number of whom shall be determined by the Commission, except such employees as this act requires shall be appointed by the Commission. Such Superintendent or chief executive officer may discharge for cause any person employed, subject to the approval of the Commission, which shall be in writing and give in detail the reasons for such discharge.

Section 11. All salary schedules shall be fixed by the Commission, unless otherwise provided by law, and shall be included in the estimate of expenses submitted by the chief officers of the institutions concerned. Each chief executive officer shall furnish a monthly pay roll for the institution under his charge, showing the name of each officer and employee, monthly salary, and time of service. Such pay roll shall be audited by the Commission and a statement of the amount found due shall be filed with the State Auditor and a warrant issued to each individual name therein contained.

Section 12. An official bond, properly signed and executed, in a sum to be fixed by the Commission shall be required from each official and employee who is given the custody of funds or property belonging to the State of Arizona. All moneys derived from any source in any institution controlled by the Commission shall be remitted to the State Treasurer by the proper executive officer on the first day of each month. Detailed reports showing the source of all moneys received shall be made to the Commission every thirty days.

Section 13. The Commission shall prepare annually a detailed statement of the cost of maintaining each institution under its control and shall furnish the Governor annually with a complete report of the condition and work of each institution, showing in detail every financial transaction and including the dates of official visits paid by each Commissioner to each institution. Such annual report shall also include reports by the chief executive officer of each institution, and

shall be filed not later than the first day of December of each year. The Commission shall prepare an estimate of necessary appropriations for the support and needed improvements of the several institutions under its charge and a report of the operation of such institutions for the preceding biennial for the use of the Legislature. Such estimate shall be printed and may include a report of the results of investigation of methods of institution management and of treatment of patients and inmates, with suggestions for the betterment of any or all conditions.

Section 14. Without giving advance notice of their coming, the entire commission shall visit each institution under its charge at least once in six months. Some member thereof shall visit each institution at least once in thirty days. On such visits they shall inspect every part of each institution and all places, buildings and grounds belonging thereto or used in connection therewith.

Section 15. The Commission shall purchase all necessary supplies for the institutions under their charge, except minor purchases excepted at their discretion. Estimates of needed supplies shall be furnished to the commission by each chief executive officer. Such estimates shall be examined by the Commission and an itemized statement of such as are approved by the Commission, showing the kind, quantity and quality, shall be filed with the Secretary and upon request shall be furnished to any applicant therefor. Such purchases shall be made under the provisions of the law relating to the Board of Control.

Section 16. The Commission shall have general charge over the erection of new buildings and over all repairs and improvements of buildings, and of the improvements of grounds and other properties for which legislative appropriations are or shall be made.

Section 17. No member of the Commission or employee thereof shall receive from any person, firm or corporation having dealings with the Board, or from any employee or representative of such person, firm or corporation, any gift or gratuity either directly or indirectly, for himself or for any other person. Any Commissioner or employee so doing shall be deemed guilty of bribery, and upon conviction thereof shall be punished as provided in Section 70 of the Penal Code of Arizona, 1913, and shall forthwith be removed from office.

Section 18. No member of the Commission or employee thereof, shall attempt to influence the political views of any other member or employee, nor shall any Commissioner or employee directly or indirectly contribute money or other thing of value to any person for election or campaign purposes. Violation of this provision, shall be followed by removal of the offender from office.

Section 19. The Commission shall have power to bring suits necessary to protect the interests of the State, such proceedings to be instituted in the name of the State of Arizona.

Section 20. The Commission shall have power to summon and examine as witnesses, under oath, officers, employees, or other to examine books and papers pertaining to the subject under investigation and to compel the production of said books and papers. Witnesses who are not employees of the State, shall receive the same fees as witnesses in civil cases in the Superior Court, and their fees shall be paid by vouchers. Any officer or employee who interferes in any manner with the Commissioner's official investigation shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be removed from his position and be fined in a sum not less than ten dollars nor more than one hundred dollars. It shall be the duty of the Commission to cause such testimony to be filed in the office of the Commission as soon thereafter as practicable, and thereafter such testimony shall be open for inspection. Any person failing to obey the orders of the Commission issued under the provisions of this section shall be reported by the Commission to the Superior Court, or any judge thereof, and shall be dealt with by the court or judge as for contempt of court.

Section 21. The Board of Regents of the University of Arizona, the Boards of Education for the government and control of the Normal Schools of the State of Arizona, the Arizona State Fair Commission, the Board of Directors of the Arizona Pioneers' Historical Society, the Board of Curators of the State Library, and the Board of Curators of the State Law and Legislative Reference Library, are hereby made subject, in all matters effecting the receipt or expenditure of funds, to the superior authority and direction of the Commission of State institutions; and the Board of Control is hereby abolished.

Section 22. A sum of money sufficient to carry out the

provisions of this act is hereby annually appropriated out of the general fund; provided, however, that this section shall not be effective after June 30, 1919.

Section 23. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved March 20, 1917.

MESSAGE FROM THE GOVERNOR ACCOMPANYING
THE FILING OF HOUSE BILL No. 178,
"GENERAL APPROPRIATION BILL."

Phoenix, Arizona, March 20, 1917.

Sir:

It becomes my duty to hand you herewith House Bill 178, passed by The Third Legislature of the State of Arizona and being entitled:

"An Act Making Appropriations for the Different Departments of State, for State Institutions, for Public Schools, Investigations of Underflow Waters, Gauging Streams, Maintenance, Improvement and Contingent Expenses of Experimental Farms and Date Palm Orchards, Maintenance and Improvement of the State Fair Grounds, Providing for the Commission for the Promotion of Uniformity of Legislation, for the Payment of Certain Deficits Specified Herein, Providing for the Manner in Which and the Conditions Under Which the Appropriations Herein Shall be Paid When Expended for Labor, for the Payment of Expenses of the Legislative Committee for the Investigation of the Subject of a State Smelter and State Sampling Works, Providing for the Relief of the Estate of Leo Cloud, Providing for the Construction of a Wing to the Capitol Building, Providing Rules and Regulations for the Governance of Experimental Farms and Date Palm Orchards for the Fiscal Year Beginning July 1, 1917, and Ending June 30, 1918, and for the Fiscal Year Beginning July 1, 1918, and Ending June 30, 1919, all of Which Constitute the General Appropriation Bill";

Which Bill has been signed by me, although I object, officially, to the several items thereof, included in the statement hereafter, at the same time and while approving all other portions of the Bill.

A statement of the items which I decline to approve, together with my reasons therefor, is as follows:

(1). I object to, and decline to approve each of the Subdivisions numbered, respectively, twenty-eight, twenty-nine, thirty and thirty-one, of Section one of the Bill amended hereto and above entitled, which Subdivisions read as follows:

"Subdivision 28. To pay the salary of the Citizen Member of the Board of Control, there is hereby appropriated the

sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918 and June 30, 1919.”

“Subdivision 29. To pay the traveling expenses of the Board of Control there is hereby appropriated the sum of \$4,000.00; \$2,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.”

“Subdivision 30. To pay the office expenses of the Board of Control, there is hereby appropriated the sum of \$4,200.00; \$2,100.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.”

“Subdivision 31. To pay for publishing the minutes of the Board of Control and for publishing calls for bids for supplies published under the authority of and by direction of the Board of Control, there is hereby appropriated the sum of \$800.00; \$400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.”

My reasons of objection thereto, and for declining to approve such Subdivisions are common reasons and apply equally to each, are that, under the special provisions of Section 21, of H. B. 115, passed at the same Legislative Session, the State Board of Control was abolished, and in that same Bill, provision is made for the future performance of the former public activities of the abolished State Board of Control, by an entirely new State Commission. Such being the case, there no longer exists any necessity for provision by appropriation, to cover the subjects and items in the Subdivisions above set forth. To avoid, therefore, any possibility of any conflict as between H. B. 115 and the Subdivisions above quoted in this statement, I hereby disapprove and veto Subdivisions twenty-eight, twenty-nine, thirty and thirty-one of House Bill 178.

(2). I decline to approve Section thirty-two of H. B. 178, appended hereto, which Section is as follows:

“For the compensation for the death of Leo Cloud, electrocuted while an employ of the State at the University of Arizona, there is hereby appropriated, out of the General Fund, the sum of \$3,250.00 and upon the execution of the proper release to the State by properly authorized person, the State Auditor, on the advice of the Board of Regents, is hereby authorized and directed to draw his warrant on the State Treasurer for said amount and the State Treasurer is hereby

authorized and directed to pay such warrant out of the General Fund.”

My reason for objection thereto and declining to approve that Section is that an appropriation of this kind has no place in a general appropriation bill. Section 20, of Article 4, of State Constitution provides: “The general appropriation bill shall embrace nothing but appropriations for the different departments of the State, for State institutions, for public schools, and for interest on the public debt. All other appropriations shall be made by separate bills, each embracing but one subject.” While I have reason to believe there is merit in the claim covered by the above Section, and will frankly state that, had the matter been presented to me in a special Bill covering the same subject, I would have undoubtedly approved such a Bill. But, the policy of including such items in the general appropriation bill is one which cannot be upheld or countenanced without destroying the very purpose of the Constitutional provision quoted.

Therefore, I hereby disapprove and veto Section 32, in its entirety.

(3). I decline to approve Section 43, of H. B. 178, appended hereto, which Section is as follows:

“Section 43. The Superintendent, Supervisors, foreman or manager of each experimental farm, date palm orchard, horticultural station and dry farm shall keep an accurate account of everything raised or produced by him on the place under his control, and shall make an accurate detailed report thereof annually to the Governor, who shall transmit the same to the Legislature at the beginning of each regular session and all products not used in maintaining the institution shall be sold for cash and the proceeds of such sale shall be turned into the State Treasury to be credited to the general fund.”

My reason of objection thereto and for declining to approve said Section 43, is, that the same subject is covered by H. B. 193, entitled: “An act in relation to the net proceeds of the State Farms and Experimental Stations and to provide for their transfer to the general fund”; which act was passed by the same Legislative session and was approved by me on March 14, 1917.

Therefore, I hereby disapprove and veto Section 43, in its entirety.

(4). I decline to approve Section 49, of H. B. 178, appended hereto, which Section is as follows:

“Section 49. To pay the necessary contingent and traveling expenses of the Commissioner for the promotion of Uniformity of Legislation in the United States, in attending the annual Conference of Commissioners of Uniform State Laws of the United States and in fulfilling the duties required in Chapter 14, R. S., 1913, there is hereby appropriated the sum of \$750; \$375.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.”

My reasons for objection thereto and for declining to approve that Section are, that it is uncertain just what law the words “Chapter 14, R. S. 1913” appearing therein refer to. If it was intended to refer to Paragraphs 129, 130, 131 and 132, of R. S. of Arizona, 1913, Civil Code, attention is called to the fact that the Commission referred to in those paragraphs is to serve without compensation. Further, Chapter 62, of the Laws of the Regular Session of the Second State Legislature prescribe duties in connection with the Law and Legislative Reference Bureau, which fully cover the same field of activities. To my mind, a duplication of appropriations was not intended and is entirely unnecessary.

Therefore, I hereby disapprove and veto Section 49, in its entirety.

Respectfully,

THOMAS E. CAMPBELL,

Governor of Arizona.

Hon. Sidney P. Osborn,
Secretary of State,
Capitol Building,
Phoenix, Arizona.

CHAPTER 90.

(House Bill No. 178.)

AN ACT

Making Appropriations for the Different Departments of State, for State Institutions, for Public Schools, Investigations of Underflow Waters, Gauging Streams, Maintenance, Improvement and Contingent Expenses of Experimental Farms and Date Palm Orchards, Maintenance and Improvement of the State Fair Grounds, Providing for the Commission for the Promotion of Uniformity of Legislature, for the Payment of Certain Deficits Specified Herein, Providing for the Manner in Which and the Conditions Under Which the Appropriations Herein shall be Paid when Expended for Labor, for the Payment of Expenses of the Legislative Committee for the Investigation of the Subject of a State Smelter and State Sampling Works, Providing for the Relief of the Estate of Leo Cloud, Providing for the Construction of a Wing to the Capitol Building, Providing Rules and Regulations for the Governance of Experimental Farms and Date Palm Orchards for the Fiscal Year Beginning July 1, 1917, and Ending June 30, 1918, and for the Fiscal Year Beginning July 1, 1918, and Ending June 30, 1919, all of which Constitute the General Appropriation Bill.

Be it Enacted by the Legislature of the State of Arizona:

Section 1. The following sums herein set forth are hereby appropriated for the several purposes and objects as hereinafter specified; and the State Auditor is hereby authorized and directed to draw warrants on the general fund to the amounts herein set forth and for the purposes herein specified; and the State Treasurer is hereby authorized and directed to pay said warrants out of the general fund of the State.

Subdivision 1. To pay the salaries of three members of the Corporation Commission, there is hereby appropriated the sum of \$18,000.00; \$3,000.00 to be paid to each Commissioner during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 2. To pay the salary of the Secretary of the Corporation Commission, there is hereby appropriated the

sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 3. To pay the salary of the Rate and Traffic Expert of the Corporation Commission, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 4. To pay the salary of the Official Reporter of the Corporation Commission, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 5. To pay the salary of the Rate Clerk of the Corporation Commission, there is hereby appropriated the sum of \$3,600.00; \$1,800.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 6. To pay the salary of the Chief Clerk of the incorporating department of the Corporation Commission, there is hereby appropriated the sum of \$3,600.00; \$1,800.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 6-A. To pay the salaries of four Assistant clerks of the incorporating department of the Corporation Commission, there is hereby appropriated the sum of \$8,640.00; \$4,320.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 7. To pay the contingent expenses of the Corporation Commission, there is hereby appropriated the sum of \$30,000.00; \$15,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 8. To pay the salary of the State Historian, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 9. To pay salaries of clerks, office expenses and traveling expenses of the State Historian, and other expenses in obtaining historical data, and for searching newspaper files in Arizona and elsewhere, and the Congressional Library at Washington, D. C., and to pay for printing additional volumes of the History of Arizona, there is hereby appropriated the sum of \$10,000.00; \$5,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 10. To pay the salaries of the Commissioners, the Secretary, Entomologist and such assistants, inspectors, clerks and other persons as may be needed by the Commission of Agriculture and Horticulture, for inspection service, scientific apparatus and supplies, traveling expenses for the scientific staff, inspectors and members of the Commission and for miscellaneous supplies, there is hereby appropriated the sum of \$42,000.00; \$21,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 11. To pay the necessary expenses of the Arizona Pioneers' Historical Society, there is hereby appropriated the sum of \$2,550.00; \$1,275.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 12. To pay the salary of the Attorney General, there is hereby appropriated the sum of \$5,000.00; \$2,500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 13. To pay the salary of the Assistant Attorney General, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30 1918, and June 30, 1919.

Subdivision 14. To pay the salary of one Law Clerk in the office of the Attorney General, there is hereby appropriated the sum of \$3,600.00; \$1,800.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 15. To pay the office expenses of the Attorney General, there is hereby appropriated the sum of \$2,000.00; \$1,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 16. To pay the salary of a Stenographer to the Attorney General, there is hereby appropriated the sum of \$2,400.00; \$1,200.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 17. To pay the contingent expenses of the office of the Attorney General and the expenses of defending suits in the Federal courts, there is hereby appropriated the sum of \$10,800.00; \$5,400.00 or so much thereof as may be needed to be expended during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 18. To pay the salary of the State Auditor

there is hereby appropriated the sum of \$6,000.00; \$3,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 19. To pay the salary of the Deputy State Auditor, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 20. To pay the salary of one Bookkeeper in the office of the State Auditor, there is hereby appropriated the sum of \$3,600.00; \$1,800.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 21. To pay the salaries of two Warrant Registrars in the office of the State Auditor, there is hereby appropriated the sum of \$4,800.00, \$1,200.00 to be paid to each registrar during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 22. To pay the salary of one Stenographer in the office of the State Auditor, there is hereby appropriated the sum of \$2,400.00; \$1,200.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 23. To pay the contingent expenses of the State Auditor, there is hereby appropriated the sum of \$4,000.00; \$2,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 24. To pay the salary of one State Bank Examiner, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 25. To pay the office expense of the Banking Department; there is hereby appropriated the sum of \$1,000.00; \$500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 26. To pay the traveling expenses of the Bank Examiner, there is hereby appropriated the sum of \$4,500.00; \$2,250.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 27. To pay the per diem expenses, supplies and printing of the Board of Bar Examiners, there is hereby appropriated the sum of \$500.00; \$250.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 28. To pay the salary of the Citizen Member of the Board of Control, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 29. To pay the traveling expenses of the Board of Control, there is hereby appropriated the sum of \$4,000.00; \$2,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 30. To pay the office expenses of the Board of Control, there is hereby appropriated the sum of \$4,200.00; \$2,100.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 31. To pay for publishing the minutes of the Board of Control and for publishing calls for bids for supplies published under the authority of and by direction of the Board of Control, there is hereby appropriated the sum of \$800.00; \$400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 32. To pay the per diem expenses, supplies and printing of the Board of Dental Examiners, there is hereby appropriated the sum of \$2,000.00; \$1,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 33. To pay for the care and education of students in the Deaf and Dumb Department of the University of Arizona, there is hereby appropriated the sum of \$30,000.00; \$15,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 34. To pay the salary of the Governor, there is hereby appropriated the sum of \$8,000.00; \$4,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 35. To pay the salary of the Secretary to the Governor there is hereby appropriated the sum of \$6,000.00; \$3,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 36. To pay for clerical assistance in the Governor's office there is hereby appropriated the sum of \$10,000.00; \$5,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 37. To pay for the contingent expenses of

the Governor's office, there is hereby appropriated the sum of \$8,000.00; \$4,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 38. To pay the expenses of the Governor when attending the annual conference of Governors, there is hereby appropriated the sum of \$300.00; \$150.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 39. To pay for the publication of proclamations issued by the Governor, there is hereby appropriated the sum of \$2,000.00; \$1,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 40. To pay the salary of the Inspector of Weights and Measures, there is hereby appropriated the sum of \$4,000.00; \$2,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 41. To pay the salary of the Clerk for the Inspector of Weights and Measures, there is hereby appropriated the sum of \$2,400.00; \$1,200.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 42. To pay the office and traveling expenses of the Inspector of Weights and Measures, there is hereby appropriated the sum of \$3,000.00; \$1,500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 43. To pay the salary of the Law and Legislative Reference Librarian, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 44. To pay for clerical assistance to the State Librarian for stenographic work, indexing and general library assistant work, there is hereby appropriated the sum of \$2,400.00; \$1,200.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 45. To pay the salary of the Secretary of the Live Stock Sanitary Board, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 46. To pay the salary of the Brand Clerk of the Live Stock Sanitary Board, there is hereby appropriated the sum of \$3,000.00; \$1,500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 47. To pay the salary of the Recording Clerk of the Live Stock Sanitary Board there is hereby appropriated the sum of \$2,400.00; \$1,200.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 48. To pay the salary of the Bookkeeper of the Live Stock Sanitary Board, there is hereby appropriated the sum of \$2,400.00; \$1,200.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 49. To pay the traveling expenses of the Secretary, the office expenses and for printing of the Live Stock Sanitary Board, there is hereby appropriated the sum of \$4,000.00; \$2,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 50. To pay the per diem and mileage of members of the Live Stock Sanitary Board, there is hereby appropriated the sum of \$2,000.00; \$1,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 51. To pay the salary of the Secretary of State, there is hereby appropriated the sum of \$7,000.00; \$3,500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 52. To pay the salary of the Assistant Secretary of State, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 53. To pay the salary of two Stenographers in the office of the Secretary of State, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 54. To provide the Secretary of State with funds to defray the expenses incurred in connection with initiative and referendum measures, there is hereby appropriated the sum of \$7,000.00 to be paid during the year ending June 30, 1919.

Subdivision 55. To pay the contingent expenses of the Secretary of State and printing the State Constitution, there is hereby appropriated the sum of \$5,000.00; \$2,500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 56. To pay for tags, number plates and for

other expenses incurred by the Secretary of State in connection with issuing automobile licenses, there is hereby appropriated the sum of \$15,000.00 to be paid during the biennial period beginning July 1, 1917, and ending June 30, 1919.

Subdivision 57. To pay the salary of the Stenographer in the motor vehicle department of the Secretary of State, there is hereby appropriated the sum of \$2,400.00; \$1,200.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 58. To pay for additional clerical assistance in mailing out publicity pamphlets in 1918 and receiving applications for, and distributing motor vehicle licenses in January and February, 1918 and 1919, there is hereby appropriated the sum of \$750.00 to be expended during the biennial period ending June 30, 1919.

Subdivision 59. To pay for the publication of the Session Laws of the Third Legislature, there is hereby appropriated the sum of \$2,000.00 or so much thereof as may be needed to be used by the Secretary of State during the years 1917 and 1918.

Subdivision 60. To pay the salary of the Secretary and the expenses of the Sheep Sanitary Commission, there is hereby appropriated the sum of \$10,000.00; \$5,500.00, or so much thereof as may be needed, to be expended during the year June 30, 1918 and \$4,500.00 to be expended during the year ending June 30, 1919.

Subdivision 61. To pay the salary of the State Examiner, there is hereby appropriated the sum of \$5,000.00; \$2,500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 62. To pay office and traveling expenses of the State Examiner, there is hereby appropriated the sum of \$3,200.00; \$1,600.00 to be paid during each of the years ending June 30, 1918 and June 30, 1919.

Subdivision 63. To pay the salary of the Deputy State Examiner and his traveling expenses, there is hereby appropriated the sum of \$3,000.00; \$1,500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 64. To pay the salary of a Stenographer in the office of the State Examiner, there is hereby appropriated

the sum of \$1,800.00; \$900.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 65. For the purpose of defraying the expenses of selecting and securing title to lands granted to the State in accordance with Sections 17 and 18 of Chapter 5, 2nd. S. S. Laws, 1915, there is hereby appropriated the sum of \$70,000.00; \$35,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919. The appropriation herein made is in lieu of all Statutory appropriations heretofore made for such purpose.

Subdivision 66. For the maintenance and salaries of the State Land Department, there is hereby appropriated the sum of \$70,000.00; \$35,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919, to be in lieu of and not in addition to, any Statutory appropriations for such purposes. All sums remaining in the State Land Administration Fund as of June 30, 1917, and all receipts thereafter from fees, other than classification and appraisal fees, shall be paid to the State Treasurer for the credit of the general fund.

Subdivision 66 A. To pay the salary of the State Mine Inspector there is hereby appropriated the sum of \$6,000.00; \$3,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 67. To pay the salary of the State Treasurer, there is hereby appropriated the sum of \$6,000.00; \$3,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 68. To pay the salary of the Deputy State Treasurer, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 69. To pay the salary of a stenographer in the office of the State Treasurer, there is hereby appropriated the sum of \$2,400.00; \$1,200.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 70. To pay the office expenses of the State Treasurer, there is hereby appropriated the sum of \$1,000.00; \$500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 71. To pay the salary of the State Veter-

inarian there is hereby appropriated the sum of \$3,600.00; \$1,800.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 72. To pay the traveling and office expenses of the State Veterinarian, there is hereby appropriated the sum of \$5,000.00; \$2,500.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 73. To pay the contingent expenses of the State Veterinarian, there is hereby appropriated the sum of \$2,500.00, to be expended during the biennial period ending June 30, 1919. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Live Stock Sanitary Board under the provisions of this subdivision, and the State Treasurer is hereby authorized and directed to pay such warrants out of the general fund.

Subdivision 74. To pay the salary of the Superintendent of Public Health, there is hereby appropriated the sum of \$2,000.00; \$1,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 75. To pay the salary of the Registrar of Vital Statistics, there is hereby appropriated the sum of \$2,000.00; \$1,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 76. To pay the office expenses of the Superintendent of Public Health, there is hereby appropriated the sum of \$6,000.00; \$3,000.00 or so much thereof as may be needed, to be used during each of the years ending June 30, 1918, and June 30, 1919; \$1,000.00 to be used for the purchase and distribution by mail and otherwise of printed matter pertaining to the public health and communicable diseases.

Subdivision 77. To pay that portion of the salaries of the Judges of the Superior Court required by the Constitution to be paid by the State, being one-half of the total salaries due such Judges, there is hereby appropriated the sum of \$51,500.00; \$25,750.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 78. To pay the salaries of the Judges of the Supreme Court, there is hereby appropriated the sum of \$30,000.00; \$5,000.00 to be paid to each Judge during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 79. To pay the salary of the Clerk of the Supreme Court, there is hereby appropriated the sum of \$4,800.00; \$2,400.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 80. To pay for stenographic assistance to the Supreme Court, there is hereby appropriated the sum of \$7,200.00; \$3,600.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 81. To pay the salary of Reporter of Decisions of the Supreme Court, there is hereby appropriated the sum of \$2,000.00; \$1,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Subdivision 82. To pay the contingent expenses of the Supreme Court, there is hereby appropriated the sum of \$2,000.00; \$1,000.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

The following sums herein set forth are hereby appropriated for the several purposes and objects hereinafter specified, and the State Auditor is hereby authorized and directed to draw warrants as directed in each section to be paid out of the fund designated in each said section, in the sum and for the purposes therein set forth and specified; and the State Treasurer is hereby authorized and directed to pay said warrants, but in case of a deficit in any said fund, caused by delinquent taxes, to pay such warrants out of the general fund, and upon payment of said delinquent taxes, the amount shall be reimbursed to the general fund.

Section 2. For the maintenance of the Asylum for the Insane, there is hereby appropriated the sum of \$180,000.00 to be expended by the Board of Control; \$90,000.00 or so much thereof as may be necessary, to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Asylum for the Insane Maintenance Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control, under the provisions of this section; and the State Treasurer is hereby authorized and directed to pay such warrants out of the Asylum for the Insane Maintenance Fund.

Section 3. For remodeling and enlarging one of the build-

ings in connection with the Asylum for the Insane, there is hereby appropriated the sum of \$15,000.00, \$7,500.00 or so much thereof as may be necessary, to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Asylum for the Insane Building Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Asylum for the Insane Building Fund.

Section 3-A. For the purpose of purchasing a farm for the Asylum for the Insane, there is hereby appropriated the sum of \$54,000.00 to be expended by the Board of Control during the year ending June 30, 1918, said sum to be placed by the State Treasurer to the credit of a fund to be known as the Insane Asylum Farm Fund. The Board of Control is hereby authorized and directed to expend such sum, or so much thereof as may be necessary, to purchase a farm to be used for the Asylum for the Insane.

Section 4. For improvement and repairs of the Asylum for the Insane there is hereby appropriated the sum of \$30,000.00 to be expended by the Board of Control; \$20,000.00, or so much thereof as may be necessary, to be expended during the year ending June 30, 1918, and \$10,000.00 to be expended during the year ending June 30, 1919; and the said sum to be placed by the State Treasurer in the Asylum for the Insane Improvement Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Asylum for the Insane Improvement Fund.

Section 5. For the maintenance of the Northern Arizona Normal School there is hereby appropriated the sum of \$159,000.00 to be expended by the Board of Education of the Northern Normal School; \$79,500.00, or so much thereof as may be necessary to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Northern Arizona Normal School

Maintenance Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Education of the Northern Arizona Normal School under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Northern Arizona Normal School Maintenance Fund.

Section 6. For building and furnishing a wing to the main building to serve as an auditorium and the basement floor for recitation rooms in connection with the Northern Arizona Normal School, there is hereby appropriated the sum of \$75,000.00 to be expended by the Board of Education of the Northern Arizona Normal School; to be expended during the year ending June 30, 1918; the said sum to be placed by the State Treasurer in the Northern Arizona Normal School Building Fund out of taxes collected for the year 1917. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Education of the Northern Arizona Normal School under the provisions of this section and the State Treasurer is hereby authorized and directed to pay such warrants out of the Northern Arizona Normal School Building Fund.

Section 7. For improvement and repairs of the Northern Arizona Normal School, there is hereby appropriated the sum of \$5,000.00 to be expended by the Board of Education of the Northern Arizona Normal School; \$2,500.00, or so much thereof as may be necessary to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Northern Arizona Normal School Improvement Fund out of the taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Education of the Northern Arizona Normal School under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Northern Arizona Normal School Improvement Fund.

Section 8. To pay the deficit in the funds heretofore set apart for the use and benefit of the Northern Arizona Normal School, there is hereby appropriated the sum of \$11,064.00 to be paid out of any unappropriated sum in the general fund

during the year ending June 30, 1918, under the direction of the Board of Education of the Northern Arizona Normal School. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all expenditures approved and allowed by said Board of Education under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the said general fund.

Section 9. For the maintenance of the Pioneers' Home, there is hereby appropriated the sum of \$36,000.00 to be expended by the Board of Control; \$18,000.00 or so much thereof as may be necessary, to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Pioneers' Home Maintenance Fund out of the taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Pioneers' Home Maintenance Fund.

Section 10. For the improvement and repairs of the Pioneers' Home, there is hereby appropriated the sum of \$5,000.00 to be expended by the Board of Control; \$4,000.00 or so much thereof as may be necessary to be expended during the year ending June 30, 1918, and \$1,000.00 or so much thereof as may be necessary to be expended during the year ending June 30, 1919; the said sum to be placed by the State Treasurer in the Pioneers' Home Improvement Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Pioneers' Home Improvement Fund.

Section 11. For the maintenance of the State Prison, there is hereby appropriated the sum of \$200,000.00 to be expended by the Board of Control; \$100,000.00 or so much thereof as may be necessary, to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the State Prison Maintenance Fund out of taxes collected for the years 1917 and 1918. The

State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control under the provisions of this Section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the State Prison Maintenance Fund.

Section 12. For improvement and repairs at the State Prison, there is hereby appropriated the sum of \$24,000.00 to be expended by the Board of Control; \$12,000.00 or so much thereof as may be necessary, to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the State Prison Improvement Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the State Prison Improvement Fund.

Section 13. For the purpose of purchasing a State Prison Farm, there is hereby appropriated the sum of \$40,000.00 to be expended by the Board of Control during the year ending June 30, 1918, said sum to be placed by the State Treasurer to the credit of a fund to be known as the State Prison Farm Fund. The Board of Control is hereby authorized and directed to expend such sum, or as much thereof as may be necessary, to purchase a farm to be used for the State prison.

Section 14. For the purpose of purchasing teams, farm implements and other necessary stock for equipment to be used in connection with the prison farm provided for in section 13, there is hereby appropriated the sum of \$10,000.00, said sum to be placed to the credit of the State Prison Farm Fund. The Board of Control is hereby authorized and directed to expend such sum, or so much thereof as may be necessary, for the purposes herein mentioned; provided, that should said prison farm as mentioned in section 13, of this act be not purchased then no part or portion of the sum herein appropriated shall be used or expended by the Board of Control.

Section 15. For the maintenance and improvement of the Arizona State Fair, there is hereby appropriated the sum of \$20,000.00; \$10,000.00 to be expended during each of the years ending June 30, 1918, and June 30, 1919; said sum to be placed

by the State Treasurer to the credit of the State Fair Maintenance Fund out of taxes collected for the years 1917 and 1918. The appropriation herein made is in addition to the appropriation directed to be made in Paragraph 4538, Revised Statutes of Arizona, 1913, Civil Code.

Section 15-A. For the credit of the State Fair Maintenance Fund, there is hereby appropriated for the year ending June 30, 1918, a sum equal to the receipts turned in to the State Treasurer by the Arizona State Fair Commission for the year ending June 30, 1917, and for the year ending June 30, 1919, a sum equal to the receipts turned in to the State Treasurer for the year ending June 30, 1918, to be expended each year; said sum to be placed by the State Treasurer to the credit of the State Fair Maintenance Fund out of taxes to be collected for the years 1917 and 1918. The receipts from the State Fair are to be turned in to the State Treasurer for the credit of the general fund.

Section 16. To pay the deficit of the Arizona State Fair there is hereby appropriated the sum of \$6,000.00 to be paid out of the general fund during the year ending June 30, 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all expenditures approved and allowed by the State Fair Commission under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants.

Section 17. For the maintenance of the Tempe Normal School there is hereby appropriated the sum of \$220,000.00, to be expended by the Board of Education of the Tempe Normal School; \$110,000.00, or so much thereof as may be necessary, to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Tempe Normal School Maintenance Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Education of the Tempe Normal School under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Tempe Normal School Maintenance Fund.

Section 18. For building and furnishing a boys' dormitory in connection with the Tempe Normal School, there is hereby appropriated the sum of \$50,000.00 to be expended by

the Board of Education of the Tempe Normal School; to be expended during the year ending June 30, 1918, and the said sum to be placed by the State Treasurer in the Tempe Normal School Building Fund out of taxes collected for the year 1917. The State Auditor is hereby authorized and directed to draw warrants on the State Treasurer for all claims approved and allowed by the Board of Education of the Tempe Normal School under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Tempe Normal School Building Fund.

Section 19. For improvement and repairs and for completion of the hospital and construction and equipment of the heating plant, there is hereby appropriated the sum of \$50,000.00 to be expended by the Board of Education of the Tempe Normal School; \$37,500.00 or so much thereof as may be necessary, to be expended during the year ending June 30, 1918, and \$12,500.00 to be expended during the year ending June 30, 1919; the said sum to be placed by the State Treasurer in the Tempe Normal School Improvement Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Education of the Tempe Normal School under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Tempe Normal School Improvement Fund.

Section 20. For improvement of grounds, walks, ditches, and roads at the Tempe Normal School, there is hereby appropriated the sum of \$5,000.00 to be expended by the Board of Education of the Tempe Normal School; \$2,500.00 or so much thereof as may be necessary to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Tempe Normal School Ground Improvement Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw warrants on the State Treasurer for all claims approved and allowed by the Board of Education of the Tempe Normal School under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Tempe Normal School Ground Improvement Fund.

Section 21. For the maintenance of the State Industrial

School, there is hereby appropriated the sum of \$70,000.00, to be expended by the Board of Control; \$35,000.00 or so much thereof as may be necessary to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the State Industrial School Maintenance Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the State Industrial School Maintenance Fund.

Section 22. For improvement and repairs at the State Industrial School, there is hereby appropriated the sum of \$20,000.00 to be expended by the Board of Control; \$10,000.00 or so much thereof as may be necessary, to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the State Industrial School Improvement Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Control under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the State Industrial School Improvement Fund.

Section 23. For the maintenance of the University of Arizona, there is hereby appropriated the sum of \$299,195.00; \$149,597.50 or so much thereof as may be needed to be expended by the Board of Regents during each of the years ending June 30, 1918, and June 30, 1919, the said sum to be placed by the State Treasurer in the University of Arizona Maintenance Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the University of Arizona Maintenance Fund.

Section 24. For the erection and furnishing of a dormitory in connection with the University of Arizona, there is hereby appropriated the sum of \$100,000.00 to be expended by the Board of Regents during the year ending June 30, 1918, the

said sum to be placed by the State Treasurer in the University of Arizona Building Fund out of taxes collected for the year 1917. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved by the Board of Regents under the provisions of this section; and the State Treasurer is hereby authorized and directed to pay such warrants out of the University of Arizona Building Fund.

Section 25. For improvement, repairs and equipment at the University of Arizona, there is hereby appropriated the sum of \$80,000.00; \$40,000.00 or so much thereof as may be needed to be expended by the Board of Regents during each of the years ending June 30, 1918 and June 30, 1919; the said sum to be placed by the State Treasurer in the University of Arizona Improvement Fund out of taxes collected for the years 1917 and 1918.

The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the University of Arizona Improvement Fund.

Section 26. To pay for the printing and binding of reports and other printed matter of the several departments of the University of Arizona, there is hereby appropriated the sum of \$12,000.00; \$6,000.00 or so much thereof as may be needed to be expended by the Board of Regents during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the University of Arizona Printing Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the University of Arizona Printing Fund.

Section 27. To pay for the Co-operative Agricultural Extension Work in accordance with Chapter 25, Session Laws of 1915, there is hereby appropriated the sum of \$10,578.74; \$4,574.59 to be expended during the year ending June 30, 1918; and \$6,004.15 to be expended during the year ending June 30, 1919; said sum to be placed by the State Treasurer in the Co-

operative Agricultural Extension Work Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Co-operative Agricultural Extension Work Fund.

Section 28. For the maintenance of the University Farm, there is hereby appropriated the sum of \$23,700.00; \$11,850.00 or so much thereof as may be needed to be expended by the Board of Regents during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the University Farm Maintenance Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the University Farm Maintenance Fund.

Section 29. For the improvement of the University Farm, there is hereby appropriated the sum of \$4,600.00; \$2,300.00 or so much thereof as may be needed to be expended by the Board of Regents during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the University Farm Improvement Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the University Farm Fund.

Section 30. To pay the salaries of the Director, Assistant, Employees, for maintenance, purchase and equipment and supplies of the Bureau of Mines attached to the University of Arizona, there is hereby appropriated the sum of \$50,000.00; \$25,000.00 or so much thereof as may be needed to be expended by the Board of Regents during each of the years ending June 30, 1918, and June 30, 1919; provided that when a qualitative test is made, which shows rare metals present, one assay may be made free, and not more than five assays for any one person or company shall be made free in any one year and no free

assays shall be made unless the samples sent are accompanied by the name of the owner or owners of the mine or mines, and their location in the State of Arizona. This section applies to mines within the State of Arizona, the said sum to be placed by the State Treasurer in the Bureau of Mines Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provision of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Bureau of Mines Fund.

Section 31. To pay the expenses of the Legislative Committee for the investigation of the subject of a State Smelter and State Sampling Works, there is hereby appropriated the sum of \$1,000.00 or so much thereof as may be necessary to be expended by such committee prior to the convening of the Fourth State Legislature, the said sum to be placed by the State Treasurer in the State Smelter and State Sampling Works Investigation Fund, out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Chairman and Secretary of the Legislative Committee, for the investigation of the subject of the State Smelter and State Sampling Works, and the State Treasurer is hereby authorized and directed to pay such warrants out of said fund.

Section 32. For compensation for the death of Leo Cloud, electrocuted while an employee of the State at the University of Arizona, there is hereby appropriated out of the general fund the sum of \$3,250.00, and upon the execution of the proper release to the State by properly authorized person, the State Auditor on the advice of the Board of Regents, is hereby authorized and directed to draw his warrant on the State Treasurer for said amount, and the State Treasurer is hereby authorized and directed to pay such warrant out of the general fund.

Section 33. To pay the salaries and necessary operating expenses of the State Date Palm Orchard at Tempe, in Maricopa County, there is hereby appropriated the sum of \$5,300.00; \$2,650.00, or so much thereof as may be needed, to be expended by the Board of Regents during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Date Palm Orchard Fund out of taxes

collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Date Palm Orchard Fund.

Section 34. To pay the salary of the Supervisor of Dry Farming, office help, office supplies and traveling expenses, there is hereby appropriated the sum of \$6,000.00; \$3,000.00 or so much thereof as may be needed, to be expended during each of the years ending June 30, 1918 and June 30, 1919; the said sum to be placed by the State Treasurer in the Dry Farming Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Dry Farming Fund.

Section 35. For plant introduction and breeding to be conducted under the direction of the agricultural department of the University of Arizona, there is hereby appropriated the sum of \$6,000.00; \$3,000.00, or so much thereof as may be needed to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Plant Introduction Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Plant Introduction Fund.

Section 36. To pay for improvements on and the expenses of the Salt River Valley Experimental Farm at Mesa, there is hereby appropriated the sum of \$20,000.00; \$10,000.00 or so much thereof as may be needed to be expended during each of the years ending June 30, 1918 and June 30, 1919; the said sum to be placed by the State Treasurer in the Salt River Valley Experimental Farm Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby

authorized and directed to pay such warrants out of the Salt River Valley Experimental Farm Fund.

Section 37. To pay the wages of a foreman, and for labor, to make necessary repairs, to purchase equipment, machinery and pumps, to purchase seeds, trees and other necessary incidentals to be used for the operation of the Sulphur Springs Valley Dry Farm, there is hereby appropriated the sum of \$7,400.00; \$3,700.00 or so much thereof as may be needed, to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Sulphur Springs Valley Dry Farm out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Sulphur Springs Valley Dry Farm Fund.

Section 38. To pay the wages of a foreman, and for labor, to make necessary repairs, to purchase equipment, machinery, seeds, trees and other necessary incidentals to be used for the operation of the Prescott Dry Farm, there is hereby appropriated the sum of \$7,380.00; \$3,690.00, or so much thereof as may be necessary, to be expended during each of the years ending June 30, 1918 and June 30, 1919; the said sum to be placed by the State Treasurer in the Prescott Dry Farm Fund, out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents, under the provisions of this Section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Prescott Dry Farm Fund.

Section 39. For gauging the various streams in the State of Arizona and otherwise investigating and determining the surface water supply of the State, there is hereby appropriated the sum of \$6,000.00; \$3,000.00, or so much thereof as may be needed to be expended during each of the years ending June 30, 1918, and June 30, 1919, to be expended under the supervision of and by the direction of the Board of Regents of the State University, said sum to be placed by the State Treasurer in the Surface Water Investigation Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treas-

urer for all expenditures approved and allowed by said Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of such fund; provided, that the appropriation herein made is contingent upon the setting aside by the United States Government of a sum equal to that herein appropriated for the purposes of investigating said surface water supply in this State, and the sum here appropriated shall not become available for the use herein specified until the State Auditor is notified that such equal sum has been set aside by the United States Government for the purpose specified in this section; the Board of Regents are hereby authorized and directed to enter into an agreement with the Director of the United States Geological Survey for the purpose of carrying out the provisions of this section.

Section 40. To pay for making underflow water investigations in the several counties in the State, there is hereby appropriated the sum of \$4,800.00; \$2,400.00, or so much thereof as may be needed to be expended during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Underflow Water Investigation Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrant on the State Treasurer for all claims allowed and approved by the Board of Regents under the provisions of this section and the State Treasurer is hereby authorized and directed to pay such warrants out of the Underflow Water Investigation Fund.

NOTE—No Section 41. (Secretary of State).

Section 42. To pay the salaries and necessary operating expenses of the State Date Orchard and Horticultural Station at Yuma, in Yuma County, there is hereby appropriated the sum of \$6,275.00; \$3,137.50, or so much thereof as may be needed to be expended by the Board of Regents during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Date Palm Orchard and Horticultural Station Fund, out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents, under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Date Palm Orchard and Horticultural Station Fund.

Section 43. The Superintendent, Supervisors, Foreman or Manager of each Experimental Farm, Date Palm Orchard, Horticultural Station and Dry Farm shall keep an accurate account of everything raised or produced by him on the place under his control, and shall make an accurate detailed report thereof annually to the Governor, who shall transmit the same to the Legislature at the beginning of each regular session and all products not used in maintaining the institution shall be sold for cash and the proceeds of such sales shall be turned in to the State Treasury to be credited to the general fund.

Section 44. For extension service of the University of Arizona, there is hereby appropriated the sum of \$12,000.00; \$6,000.00 or so much thereof as may be needed to be expended by the Board of Regents during each of the years ending June 30, 1918, and June 30, 1919; the said sum to be placed by the State Treasurer in the Extension Fund out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims approved and allowed by the Board of Regents under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Extension Fund of the University of Arizona.

Section 45. For the purposes of erecting some of the necessary armories to be used for the use of the National Guard, there is hereby appropriated the sum of \$60,000.00; \$30,000.00 or so much thereof as may be necessary to be available during each of the years ending June 30, 1918, and June 30, 1919. The said sum to be placed by the State Treasurer to the credit of the Military Fund to be expended as provided by law for the erection of buildings for military purposes.

Section 46. For the purpose of erecting a State Arsenal to be used for military purposes, there is hereby appropriated the sum of \$20,000.00 to be available during the year ending June 30, 1918. The said sum to be placed by the State Treasurer to the credit of the Military Fund, out of taxes collected for the year 1917 and the said sum to be expended as provided by law for the erection of buildings for military purposes.

Section 47. To provide an additional State Common School Fund, to maintain the office of the State Superintendent of Public Instruction, to pay the expenses of the State Board of Education, to purchase free text books for the public schools, to pay certain funds into the school funds of the several counties of the State in proportion provided by law, there is hereby

appropriated the sum of \$500,000.00; \$250,000.00 to be expended during each of the years ending June 30, 1918, and June 30, 1919; to be expended under the supervision of and by direction of the State Board of Education; said sum to be paid by the State Treasurer in to the State Common School Fund, out of taxes collected for the years 1917 and 1918. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all expenditures approved and allowed by said Board of Education under the provision of this section, and the State Treasurer is hereby authorized and directed to pay said warrants out of such fund. The appropriation herein made is in addition to the appropriation directed to be made in Paragraph 2815, Revised Statutes of Arizona, 1913, Civil Code.

Section 48. For the construction of the west wing of the Capitol Building, in accordance with such plans as may be adopted by the Board of Control of the State of Arizona there is hereby appropriated the sum of \$125,000.00 to be levied during the year 1917, to be expended under the direction of the Board of Control, the said sum to be placed by the State Treasurer in a fund to be known as the Capitol Building Fund, out of taxes collected for the year 1917. The State Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all expenditures approved and allowed by said Board under the provisions of this section, and the State Treasurer is hereby authorized and directed to pay such warrants out of the Capitol Building Fund.

Section 49. To pay the necessary contingent and traveling expenses of the Commissioner for the Promotion of Uniformity of Legislation in the United States in attending the annual conference of Commissioners of Uniform State Law of the United States, and in fulfilling the duties required by Chapter XIV R. S. 1913, there is hereby appropriated the sum of \$750.00; \$375.00 to be paid during each of the years ending June 30, 1918, and June 30, 1919.

Section 50. In all cases where money appropriated under the provisions of this act is or shall be expended for labor, only citizens of the United States or wards of the United States shall be employed and actual bona fide resident citizens of this State, shall be given the preference whenever such labor as may be required, can be found within this State and before any labor can be sought outside of this State, either directly

or indirectly, the person, contractor, firm or corporation, shall file with the State Auditor a verified written statement setting out in detail the effort put forth, showing his, their or its inability to secure such labor as is required within this State, and if the Auditor is satisfied of such inability, then the Auditor may execute a release permitting the bringing into this State, such citizens only of the United States as may be needed for such work. Before any money herein appropriated shall be paid out for labor or construction, a verified statement shall be filed with the Auditor, showing strict compliance with the provisions of this section. If the provisions of this section are not complied with, it shall be unlawful to pay out any of the moneys herein appropriated; and any contract entered into wherein the provisions of this section have not been complied with, shall be void; provided, that nothing herein shall be construed to prevent the working of prisoners by the State.

Section 51. All claims for moneys appropriated or the disposition of which is provided for by the provisions of this act, shall be itemized and accompanied by proper vouchers, and each claim shall be audited by the State Auditor, who shall have the right to reject any voucher or claim or any part thereof, the money for which has not been previously appropriated by law. All said claims shall be verified and the form of said claim and the verification thereof, shall be prescribed by the State Auditor. The State Auditor is hereby authorized and directed to draw his warrant upon the proper fund for the amounts audited by him and the State Treasurer is hereby authorized and directed to pay said warrant out of the funds upon which it is drawn, provided, that all claims for moneys appropriated by this act, shall be fully itemized and that no items shall be grouped under the word "incidentals" or other general term covering more than one item; should any such items be grouped under the head of "incidentals" or other general term the State Auditor is hereby authorized and directed to reject such claim until it is properly itemized.

Section 52. No expenditures shall be made or indebtedness incurred during the fiscal years ending June 30, 1918, and June 30, 1919, for the support and maintenance of any office, commission, board, salary, incidental or other expenses thereof, nor for the support, maintenance, and expenses of any institution, or to carry out any of the objects and provisions of this act; Provided further, that no deficit shall be created nor shall

any warrants be issued, nor any obligations be incurred in excess of the amounts herein appropriated.

Approved March 20th, 1917, except as to Subdivisions 28, 29, 30 and 31 of Section One; Section 32, Section 43 and Section 49.

THOMAS E. CAMPBELL,
Governor of Arizona.

RESOLUTIONS



SENATE RESOLUTION No. 1.

BE IT RESOLVED, by the Senate of the Third State Legislature, that the Board of Control of the State of Arizona be and is hereby requested to increase the salary of the Capitol Building elevator operator, during the Session of the Legislature to five dollars per day.

Passed Senate January 12, 1917.

SENATE RESOLUTION No. 2.

To the President of the United States:

The Arizona State Senate, (the House of Representatives being this day not in session) realizing the enormity of the responsibilities, for our country, and for the entire world, which this day rest upon your shoulders, hereby expresses that entire confidence in your judgment and courage, and pledges that unbounded loyalty to your policies in this critical hour which are due from every true American. Our hearts are with you, and we feel that we are voicing Arizona's unanimous sentiments when we declare that this State's resources, in this or any other great national emergency, are the nations to command.

Passed Senate February 3, 1917.

SENATE RESOLUTION No. 3.

BE IT RESOLVED by the State Senate of the Third Legislature of the State of Arizona, that no bills be introduced after February 23, 1917, unless introduced at the request of a committee.

Passed Senate February 13, 1917.

SENATE RESOLUTION No. 4.

WHEREAS, a bill is now pending before the Senate for the purpose of establishing a State school and asylum for the deaf, dumb and blind, upon land near Phoenix, formerly used as an experimental farm by the University of Arizona; and

WHEREAS, the improvements thereon were owned by the State and the State has spent many thousands of dollars in operating said experimental farm; and

WHEREAS, it develops that the improvements on said land have been disposed of at private sale, for a consideration of ten dollars;

THEREFORE BE IT RESOLVED, that a committee of three members, to be named by the chair, be appointed to investigate the transfer of this property, with authority to call necessary witnesses.

Passed Senate February 15, 1917.

SENATE RESOLUTION No. 5.

WHEREAS, The Almighty in his wisdom has seen fit to remove from his earthly sphere of activity and usefulness the Hon. Joshua S. Gibbons of St. Johns, Arizona, a member of the Legislature of 1909, who stricken with pneumonia departed this life at St. Johns, Arizona, on the thirteenth day of February, nineteen hundred seventeen, and

WHEREAS, we learn with the most profound regret of one of Arizona's most distinguished citizens, a pioneer of Apache County, and one who signally represented not only Apache County, but the entire territory of Arizona in the Twenty-fifth Legislature, and

WHEREAS, he was known by his personal associates and friends and co-workers in public life as a man of unimpeachable integrity, force of character, and untiring industry, and as one possessed of a deep and abiding sympathy for mankind and an unfailing interest in the deeds and rights of humanity;

THEREFORE, be it resolved, that the Senate of the Third State Legislature in regular session assembled, that the State of Arizona has suffered in the death of the Hon. Joshua S. Gibbons, a loss of a valuable and highly respected and patriotic citizen whose passing is contemplated with the deepest regret.

BE IT FURTHER RESOLVED, that this resolution be spread upon the Journals of the Senate, that an engrossed copy be sent to the family of the late Joshua S. Gibbons, and as a mark of respect to the memory of the deceased that the Senate stand adjourned.

Passed Senate February 17, 1917.

SENATE RESOLUTION No. 6

WHEREAS, The Almighty in His wisdom has seen fit to remove from his earthly sphere of activity and usefulness the Honorable Alonzo Bailey of Globe, Arizona, a member of the Thirteenth Legislature, 1885, who stricken with pneumonia, departed this life at Globe, Arizona, on the twelfth day of February, nineteen hundred seventeen, and

WHEREAS, we learn with the most profound regret of one of Arizona's most distinguished citizens, a pioneer of Gila County, and one who signally represented not only Gila County, but the entire territory of Arizona in the Thirteenth Legislature; and

WHEREAS, he was known by his personal associates and friends and co-workers in public life as a man of unimpeachable integrity, force of character and untiring industry, and as one possessed of a deep and abiding sympathy for mankind and an unflinching interest in the deeds and rights of humanity;

THEREFORE, be it Resolved, that the Senate of the Third State Legislature in regular session assembled, that the State of Arizona has suffered in the death of the Honorable Alonzo Bailey, a loss of a valuable and highly respected and patriotic citizen whose passing is contemplated with the deepest regret.

BE IT FURTHER RESOLVED, that this resolution be spread upon the Journals of the Senate, that an engrossed copy be sent to the family of the late Alonzo Bailey, and as a mark of respect to the memory of the deceased that the Senate stand adjourned.

Passed Senate February 19, 1917.

SENATE RESOLUTION No. 6-A-

WHEREAS, in the death of Admiral George Dewey, the Nation has lost one of her most illustrious sons, and

WHEREAS, the Arizona State Senate has learned with profound sorrow the passing away of this illustrious Naval Officer.

BE IT RESOLVED, That as a mark of respect the Senate stand adjourned until tomorrow at 10 o'clock, a. m.

Passed Senate January 18, 1917.

SENATE RESOLUTION No. 7.

WHEREAS, we the members of the Senate feel at this time that we wish to extend our thanks and appreciation for the excellent and business like manner in which our Honorable President, David H. Claridge, has presided over us and the courteous treatment shown to each of us from the beginning, and now that we are at the closing hours of the session, we wish him great success in the future, which we feel that he deserves, and the Secretary is directed to spread this resolution on the minutes of our journal.

And be it further resolved, that the Secretary of State be requested and empowered to prepare an engrossed copy of the resolution, attested by the Secretary of State with the seal of the State, suitably framed to be presented to President Claridge.

Passed Senate March 8, 1917.

JOINT RESOLUTIONS



HOUSE JOINT RESOLUTION No. 1.

WHEREAS, the Arizona National Guard was called into the service of the United States on May 9th, 1916, by the President of the United States; and

WHEREAS, the difference between the regular army pay and that prescribed for the National Guard of Arizona by the laws of the State for a term of thirty days from the date of the call amounts to \$5,000.00; and

WHEREAS, some of the organizations were mustered into the service of the United States in less than thirty days after the date of the call, while other organizations did not muster in for over thirty days; and

WHEREAS, the organizations that were first mustered into service should receive the same number of days' pay as those mustered in last,

THEREFORE, BE IT RESOLVED by the House of Representatives of the Third Legislature of the State of Arizona (the Senate concurring) that the Adjutant General is authorized and the Governor is requested to approve these claims for payment, as provided in Section 3948 of the Revised Statutes of Arizona, Civil Code, 1913.

Approved March 8, 1917.

SENATE JOINT RESOLUTION No. 2.

WHEREAS it has pleased the Infinite Force to remove from its earthly abiding place the spirit of the well known and well beloved governor of our sister state of New Mexico, the Honorable E. C. de Baca, and

WHEREAS the bonds of friendship existing between the States of New Mexico and Arizona are such that the grief of our sister state is keenly felt, it is therefore

RESOLVED, that the legislature of the State of Arizona, by properly engrossed resolutions thereof, signed by the president of the Senate and Speaker of the House of Representatives, and the governor of the state, extend to the State of

New Mexico, and to the family of the departed, the profound grief of the people of Arizona at the loss suffered by our sister state in the death of Governor E. C. de Baca.

Passed House February 21, 1917.

Passed Senate February 20, 1917.

SENATE JOINT RESOLUTION No. 3.

WHEREAS, the development of Arizona's latent mineral resources constitutes one of the greatest enterprises upon which the State can enter; and

WHEREAS, there exists a widespread belief that the establishment and maintenance of a State smelter and sampling works, would prove a most potent encouragement to such development; and

WHEREAS, the Third Legislature of the State of Arizona, appreciates the merit of the idea, and realizes its tremendous possibilities for good, but hesitates to embark upon the experiment without having at its command accurate and comprehensive data upon which to base wise legislation; therefore be it

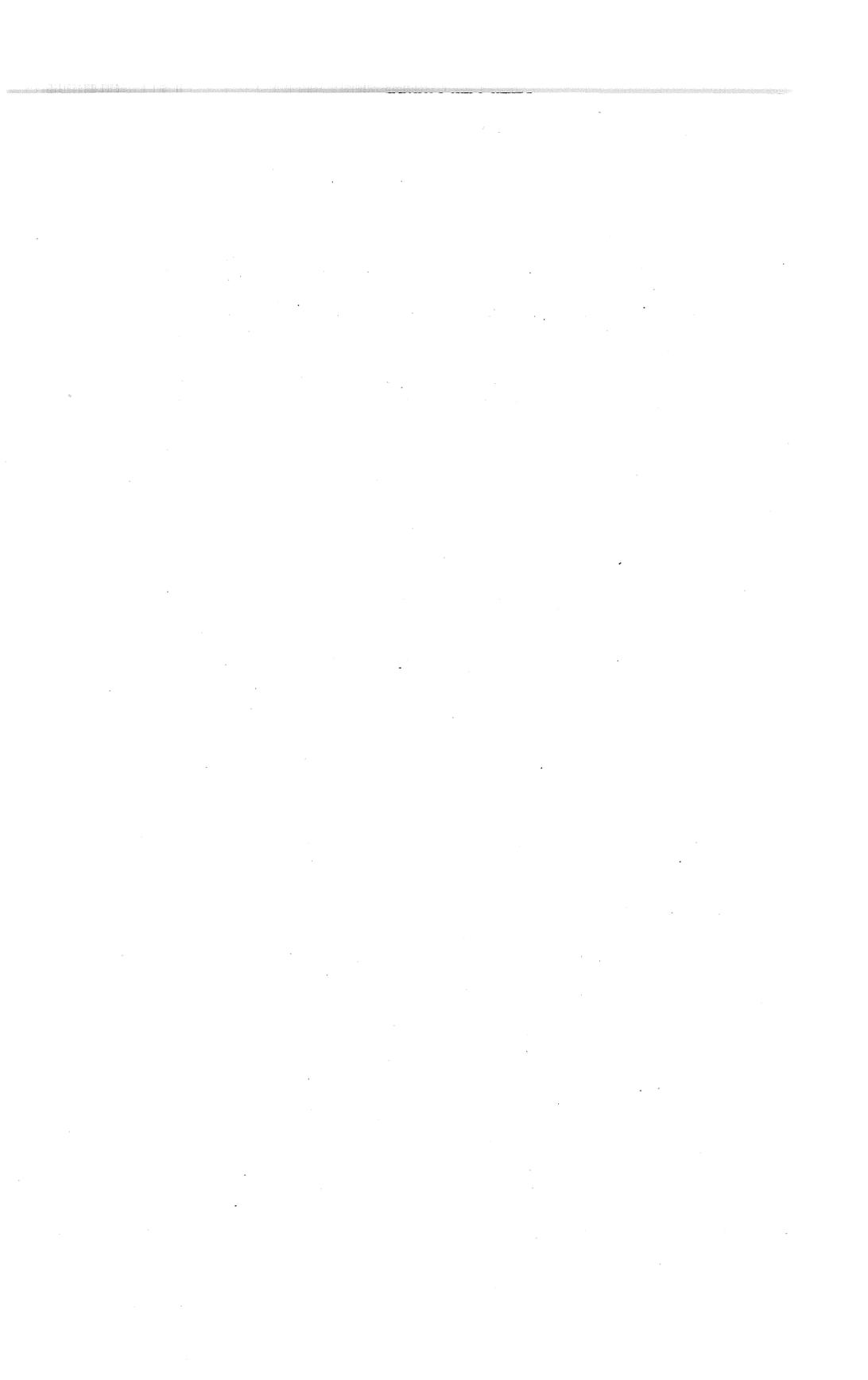
RESOLVED, by the Senate and House of Representatives of the Third Legislature of the State of Arizona, that a Legislative Committee on the investigation of the subject of a State Smelter and Sampling Works be appointed, with instructions to fully investigate the matter of the financing, construction, establishment and maintenance of a state smelter and sampling works, or of either, and to report to the Fourth State Legislature; be it further

RESOLVED, that said Committee shall consist of six members, three to be appointed by the President of the Senate and three by the Speaker of the House of Representatives, from the membership of said Senate and House of Representatives respectively, said members to serve without pay; and be it further

RESOLVED, that there be and is hereby appropriated out of any monies in the general fund not otherwise appro-

priated, the sum of One Thousand Dollars, to defray the expenses of the said committee, in attending meetings and employing clerical assistance and otherwise, and the State Auditor is hereby authorized to draw his warrant in payment of said expenses, upon the presentation of vouchers properly certified by the chairman and secretary of the said committee, and the State Treasurer is authorized to pay the same.

Approved March 8, 1917.



CONCURRENT RESOLUTIONS



HOUSE CONCURRENT RESOLUTION No. 1.

WHEREAS, there is at this time war that is affecting the whole civilized world, and

WHEREAS, the United States of America is at peace with the world and all mankind, and

WHEREAS, the course of our Chief Executive, President Woodrow Wilson, in handling the present international crisis meets our hearty approval,

THEREFORE, BE IT RESOLVED, that the House of Representatives of the Third Legislature (Senate concurring) of the State of Arizona, in regular session assembled, hereby expresses its full faith and confidence in the wisdom, integrity and statesmanship of President Woodrow Wilson, to successfully cope with international complications and maintain the character and uprightness of the nation; and we hereby pledge to him the loyal support of the people of the State of Arizona; and

BE IT FURTHER RESOLVED, that an engrossed copy of these resolutions be forwarded to the President.

SENATE CONCURRENT RESOLUTION No. 2.

WHEREAS, in Senate Bill No. 104, entitled An Act to amend Section 105, Chapter 5, Session Laws, Second Special Session of the Second Legislature, which has passed the Senate and House of Representatives and been transmitted to the Governor, there appears a serious error, which would render the enactment of the said bill into law useless and of no effect, in that it would purport to amend a section and chapter of the law which does not exist.

AND WHEREAS, the early enactment of the said legislation is of great importance and necessary for the proper administration of a department of State.

THEREFORE, be it resolved by the Senate of the Third State Legislature, the House of Representatives concurring, that the Governor be, and he is hereby authorized and requested to correct the said Senate Bill No. 104, now in his possession, by striking out the words "Chapter 3" and inserting in lieu thereof the words "Chapter 5"; and be it further

RESOLVED, that the Journal of the Senate and House of Representatives show that the passage of this Resolution by an affirmative vote on roll call, of not less than two-thirds of the members of each house, and that the said resolution, duly authenticated be at once transmitted to the Governor.

Passed House February 27, 1917.

Passed Senate February 27, 1917.

HOUSE CONCURRENT RESOLUTION No. 3.

Providing for the transfer of a certain sum of money from the contingent expense fund of the Third Legislature as created by Subdivision 4, of House Bill No. 1, to the fund created by Subdivision 2 of the same, for the purpose of providing for the payment of the salaries of employees of the Legislature until the close of the session.

WHEREAS, on March 1, 1917, there existed in the fund created by Subdivision 2, of House Bill No. 1, a sum insufficient to pay the salaries of employees of the Legislature until the close of the session; and

WHEREAS, there exists in the Legislature contingent fund created by Subdivision 4, of House Bill No. 1, a balance approximately seven thousand five hundred (\$7,500.00) dollars; now therefore be it

RESOLVED, by the House of Representatives, the Senate concurring, that the sum of twenty-five hundred (\$2,500.00) dollars is hereby transferred from the Legislature Contingent Fund created by Subdivision 4 of House Bill No. 1, to the fund created by Subdivision 2 of the same, and the State Auditor is hereby instructed to debit the fund created by Subdivision 4, of House Bill No. 1, and credit the fund created by Subdivision 2 of the same in the amount of twenty-five hundred (\$2,500.00) dollars; and be it further.

RESOLVED, that any balance remaining in any of the funds created by Section 1, House Bill No. 1, after payment of all expenses of said session, revert to the General Fund of the State of Arizona.

For defraying the necessary and ordinary current contingent expenses of the Regular Session there is hereby set

aside the sum of nine hundred (\$900.00) dollars to pay the necessary expenses of completing the records of the Legislature, indexing the Journals of both Houses and for doing all things necessary and proper to complete the official records of both Houses of the Legislature.

The work shall be done under the direction and supervision of the presiding officers of the respective Houses.

On filing of accounts for services rendered properly certified by the presiding officers thereon together with certificate from the Secretary of State that the Journal of each House has been filed in his office, the Auditor is hereby authorized and directed to draw his warrants on the State Treasurer for all claims so approved and the State Treasurer is hereby authorized and directed to pay the said warrants from fund above mentioned.

Passed House March 2, 1917.

Passed Senate March 3, 1917.

SENATE CONCURRENT RESOLUTION No. 3.

Whereas, in the passage of Senate Bill No. 64, entitled an Act to revise the revenue laws of this State relative to the assessment, levy, equalization and collection of taxes and to provide for the assessment of property for the purposes of State, county, city and incorporated towns, etc., an error occurred which would seriously impair, if not entirely destroy the purpose of the said measure; and

Whereas, the said bill having passed both Houses of the Legislature, is now in the hands of the Governor, with the said error uncorrected; and

Whereas, the measure is of great importance to the people of the State of Arizona, inasmuch as it provides a uniform and economical method of assessment of the property of the State for the purposes of State, county, city and incorporated towns; therefore be it

Resolved, by the Senate of the Third State Legislature of the State of Arizona, the House of Representatives concurring, that the Governor be and he is hereby authorized and requested to correct the said error, by striking from Section 18 the

figures "1865" and inserting in lieu thereof the figures "1868," to conform to the wording of the title; and be it

Resolved, that this Resolution, adopted by an aye and nay vote of the Senate and House of Representatives of the Third State Legislature, be at once transmitted to the Governor.

Approved March 8, 1917.

Approved March 12, 1917.

SENATE CONCURRENT RESOLUTION No. 4.

WHEREAS, in the passage of Senate Bill No. 10, entitled: "An Act to provide the procedure for the issuance and sale of bonds by boards of trustees of school districts for the purpose of raising money to purchase or lease school lots; to build school houses and supply said school houses with furniture and apparatus and improve the grounds of said school houses; and to liquidate or validate any indebtedness already incurred for such purposes," an error occurred which seriously impairs, if not entirely destroys, the purpose of the said measure; and

WHEREAS, the said bill having passed both Houses of the Legislature, is now in the hands of the governor, with the said error uncorrected; and

WHEREAS, the measure is of great importance to the people of the State of Arizona, inasmuch as it provides for the method of issuance and sale of bonds by boards of school districts for the purpose of raising money to purchase or lease school lots and to build school houses,—etc, therefore,

BE IT RESOLVED BY THE SENATE OF THE THIRD LEGISLATURE OF THE STATE OF ARIZONA, the House of Representatives concurring, that the governor be, and he is hereby authorized and requested to correct the said error by inserting, in line 7 of Section 1 of said bill after the word "shall" in said line the words "be solely," to conform to the wording of the bill as passed by both Houses of the Legislature.

RESOLVED that this resolution, adopted by an Aye and Nay vote of the Senate and House of Representatives of the Third State Legislature, be at once transmitted to the Governor.

Approved March 12, 1917.

MEMORIALS



SENATE MEMORIAL NUMBER 1.

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE CONGRESS OF THE UNITED STATE OF AMERICA, AND THE HONORABLE THE SECRETARY OF THE INTERIOR, WASHINGTON, D. C.

Your Memorialist, the Third Legislature of the State of Arizona, respectfully represents:

That there is embraced within the Colorado River Indian Reservation in Yuma County, Arizona, approximately 150,000 acres of highly fertile river bottom lands, splendidly adapted to the growing of general agricultural products, and of rich mesa or high table lands especially adapted by reason of unusually favorable conditions of soil and climate, to the culture of citrus and other valuable fruits.

That exhaustive engineering investigations conducted by the State Land Department of Arizona, under and by authority of certain Acts of the Second Legislature, and with the permission of the Secretary of the Interior, establish beyond reasonable doubt the existence of underground water resources, adequate in quantity and quality for the successful reclamation of the said lands, and the feasibility of such reclamation, by means of pumping plants, by individual settlers or co-operative communities of settlers.

That the reclamation and development of this splendid body of land and its utilization by progressive agriculturists and horticulturists would greatly enhance the wealth and prosperity of the State of Arizona, provide homes for thousands of patriotic citizens, and increase the production of those food supplies so sorely needed for the sustenance of the peoples of the world.

That the allotment of such of the lands embraced within the said Indian Reservation as may be needed by the Indians attached thereto, and the opening of the remainder to settlement or sale, would not only effect these most highly desired objects, but would also be an act of simply justice to the town of Parker, which, though established by virtue of Federal action and encouragement, finds itself, after years of waiting, still surrounded by Indian lands and effectually cut off from the development to which its natural resources entitle it.

Wherefore, your Memorialist, the Third State Legislature of Arizona, respectfully but urgently prays that such action be had by Congress and by the Secretary of the Interior as may be necessary to effect the proper, just and expeditious allotment to the Indians attached to the said Colorado Indian Reservation, of the lands needed by them or for their use, and the restoration of the remainder of said Reservation or some considerable portion thereof to entry under the United States land laws, or its subjection to sale under such terms and conditions, rules and regulations, as will prove just to the Indians at present owning the said land and to the settlers who will be attracted to it, thus achieving in the fullest measure the beneficent purposes described herein.

And your Memorialist will ever pray.

Passed the House January 18th, 1917.

Passed the Senate January 17th, 1917.

SENATE MEMORIAL NUMBER 2.

TO THE HONORABLE THE SECRETARY OF AGRICULTURE, WASHINGTON, D. C.:

Your Memorialist, the Third Legislature of the State of Arizona, respectfully represents:

That among the greatest industries of the West, and prominent among the activities upon which the prosperity of the country depends, is the live stock industry;

That its success, and therefore its ability to fulfill the demands, essential to the maintenance of life, made upon it, depends in great measure upon the affording of fair grazing facilities within the National Forests.

That the recent order of the Honorable Secretary of Agriculture, which proposes within three years to double the present fees charged for grazing of livestock upon the National Forests, will, if enforced, work great injustice and irreparable injury to the industry; and greatly restrict the benefits it is now able to confer; that it will in fact, prove practically confiscatory in its nature.

Your memorialist, the Third Legislature of the State of Arizona, therefore prays that you give the most careful con-

sideration to the order which has been promulgated, with a view to rescinding the same, thus doing common justice to a great industry of the West and avoiding the unreasonable restriction of an important source of food supply.

And your Memorialist will ever pray.

Passed House January 19, 1917.

Passed Senate January 19, 1917.

SENATE MEMORIAL NUMBER 3.

To the Senate and House of Representatives of the Congress of The United States of America, in Congress assembled:

Your Memorialist, the Third Legislature of the State of Arizona, in regular session convened, respectfully represents:

That of the Seventy-Three Million of acres of land comprising the State of Arizona, approximately one-half are reserved by the Government of the United States;

That over these reserved lands the State of Arizona exercises no supervision nor jurisdiction;

That Twenty Millions of acres of these lands are reserved by the Government of the United States to the use and benefit of the Indian peoples in the State of Arizona;

That these Indian Reservations are so situate as to prevent a systematic development and extension of County, State or National highways without the co-operation and assistance of the Government of the United States;

That the Congress of the United States in enacting a most beneficent national road law, has wholly failed to make any provision for the construction and maintainance of highways over and upon the lands reserved by the Federal Government to the use and benefit of its Indian wards.

WHEREAS, adequate transportation facilities are a vital factor in the prosperity and civilization of any country, and are essential to the development of its agriculture and manufactures, to the working of its forests and mines, and to the spread of education and enlightenment among its citizens; and,

WHEREAS, the public roads of Arizona are for a large percentage of her citizens, and especially for the forty-two thousand Indian wards of the Federal Government, the only avenues of transportation leading from the point of production to the point of consumption or rail shipment, and these avenues are only now in the process of their development; and,

WHEREAS, a very large portion of the State of Arizona is held in reserve by the Government of the United States to the use and benefit of its Indian wards, and these reservations are so situate as to prevent any economic or systematic road building activities on the part of the State Government as continuous highways are rendered impracticable; and,

WHEREAS, a further inequity results from the fact that traffic in its development takes no account of Reservation and State boundaries, and the State Government is powerless to provide for the extension of its highway system through the adjoining and intervening Reservations; and,

WHEREAS, the improvement of highways should be commensurate with their importance, and a system of highways upon the Indian Reservation in Arizona, would form the only avenue by which the Indian Nations could transport their products to a market, or over which the many thousands of tourists from all parts of the United States could pass to view the marvelous beauties of our natural wonders; the ruins of a civilization old and forgotten before the first prehistoric mound-builder raised his primitive altar to an unknown god; and the pastoral and communal tribal life of Indian tribes today whose customs and laws antedate the coming of the Spanish conquistadores in search of their fabled City of Gold:

THEREFORE, BE IT RESOLVED, by the Senate and the House of Representatives of the Legislature of the State of Arizona,

That the development of the material resources of the Indian peoples of Arizona can best be furthered, their material prosperity best enhanced, their education and civilization more readily achieved, and that close association with civilization which has proved to be the efficient means of equipping them to share in the responsibilities of life most certainly assured, by means of highways constructed and maintained over and

upon the lands reserved by the Government of the United States to their use and benefit; and,

Be it further resolved, that the Congress of the United States be and it is hereby urged to enact any legislation which may be necessary to provide adequate appropriation for the construction and maintainance of highways over and upon Indian Reservations in Arizona joining to and in conjunction with the system of State highways.

Resolved further, that a copy of this Memorial, and these resolutions be forwarded to the President of the United States, the President of the Senate, and the Speaker of the House of Representatives, the Secretary of the Interior, and to the Representatives of Arizona in Congress; and, that our Representatives in Congress be and they are hereby requested to do all in their power to accomplish the enactment of such legislation.

Passed House January 22, 1917.

Passed Senate January 20, 1917.

SENATE MEMORIAL No. 5.

To the Honorable, the Secretary of the Interior, Washington, D. C.

Your memorialist, the Third Legislature of the State of Arizona, respectfully represents:

That the bridge over the Gila river, on the San Carlos Apache Indian Reservation in Graham county, Arizona, constructed by the United States government, is and for many months has been unavailable for the uses of the Indians residing on said reservation and of the general public, for the reason that the approaches to the said bridge are washed away.

That the splendid highway on said reservation, constructed at the expense of the State of Arizona, which connects the Gila river bridge with a bridge over the San Carlos river, is rendered unserviceable and of no value, by reason of the inability of travelers to make use of the bridge in crossing the Gila river.

That very great inconvenience to the Indians of the San Carlos reservation and to the traveling public is occasioned by the condition described, and an early remedying thereof is most highly to be desired.

That the Indian appropriation act approved May 18, 1916, authorizes the Commissioner of Indian Affairs to expend the sum of \$17,000.00 for the construction of three additional spans to the said bridge across the Gila river, but up to the present time the work has not been done.

Therefore, your memorialist prays that action be had by the Secretary of the Interior looking to the early performance of the duties imposed upon the Commissioner of Indian Affairs by the Act of Congress referred to, and your memorialist will ever pray.

Passed Senate February 21, 1917.

SENATE MEMORIAL No. 6.

To the Honorable, the Secretary of War and the Secretary of the Interior, Washington, D. C.

Your memorialist, the Legislature of the State of Arizona, respectfully represents:

That at and in the vicinity of the city of Yuma, Arizona, on the Colorado river, a large area of tremendously fertile land has been reclaimed and brought under a high state of cultivation, through the construction, by the United States government, of the great Laguna dam, an inverted siphon under the said river, and other engineering works constituting the famous Yuma project.

That the Colorado river, a large and at best an unruly stream, which in years past annually or semiannually inundated a considerable portion of the lands since reclaimed by the Yuma project, has been brought under control and rendered safe only by the building by the government, at large expense, of a system of levees, by means of which the river is measurably straightened and confined and its channel through such confinement, kept scoured out; and that it is necessary, for the preservation and safety of the reclaimed lands under the

Laguna project, of the splendid farms they include and the homes and property interests they represent that the channel of the said river shall be kept so confined and scoured out.

That at a point on the Colorado river known as Hanlon's Heading, about seven miles below the city of Yuma, Arizona, and immediately opposite the area included within the Yuma project, is situated the heading through which the waters of the said river are diverted to the Imperial Valley, in Imperial County, California; that said heading, badly located and poorly constructed, is constantly silted up to the extent that during periods of low water it is impossible, except by extraordinary means, to secure water for the irrigation of the lands of Imperial Valley, and even by such extraordinary means there cannot be secured an adequate amount; that practicable and feasible opportunity exists for the permanent correction of this situation, but the management of the organization charged with the duty of supplying water for irrigation of the said valley has persistently refused to take steps to that end.

That on the contrary it is and for several years past has been the practice to seek temporary relief, during periods of low water, by the construction, with or without the consent of the War Department and of the Interior Department of the United States government, and always over the protest of the land owners and water users under the Yuma project, of a more or less substantial dam across the Colorado river designed to raise the bed of the stream and to divert the low waters thereof into the badly silted heading heretofore alluded to.

That the inevitable result of this repeated construction, consisting mainly of piling and rock, is to confine great deposits of silt in the bed of the river above the site of the dam; to fill the channel of the stream with materials which cannot be entirely removed and will not wash out, thus preventing the scouring of the channel so necessary for protection against the river's encroachment, and to endanger the levees raised to protect the farms adjacent to the river against flood.

That this practice, for the securing of temporary relief from a condition for which the land owners under the Yuma project are in no wise responsible and for which the management of the Imperial Valley irrigation enterprise is entirely and solely responsible, constitutes a menace to the Yuma pro-

ject and to the land owners and water users dependent upon the continued success of that governmental enterprise, so serious and of such proportion as to call for the most emphatic action by the authorities of the United States government.

Therefore, to the end that this peril may be removed, and the people of the Yuma project may receive the protection to which they are entitled, and to which the good faith of the government is pledged, your memorialist, the Third Legislature of the State of Arizona, hereby vigorously protests against the granting of any further permits for the construction of dams in the Colorado river at the point named, and requests the Secretary of War to finally and definitely advise the management of the Imperial Valley irrigation enterprise that no further violations or evasions of governmental orders, or of governmental promises of protection to the people of Yuma project, will be tolerated.

And it is hereby ordered, by the Third Legislature of the State of Arizona, that engrossed copies of this Memorial be sent to the honorables, the Secretary of War and the Secretary of the Interior, and to Arizona's Senators and Representatives in Congress.

Passed House February 24, 1917.

Passed Senate February 23, 1917.

CONCURRENT MEMORIALS



HOUSE CONCURRENT MEMORIAL No. 1.

TO THE HONORABLE SECRETARY OF THE INTERIOR OF THE UNITED STATES OF AMERICA:

Your Memorialist, the Third Legislature of the State of Arizona, respectfully represents:

WHEREAS, The President of the United States, upon the recommendation of the Interior Department of the United States, by order dated January 14, 1916, set apart a large tract of land in the counties of Pima, Pinal and Maricopa as a reservation for the Papago Indians; and,

WHEREAS, The Indians for whom said reservation is created are few in number; and,

WHEREAS, the reservation embraces approximately three million acres and withdraws said lands from settlement and from selection by the State under grants made to the State and its institutions by Congress; and,

WHEREAS, the reservation as it now exists is much larger than is required for said Indians, and the withdrawal of said lands works an injustice upon the State and its citizens, especially upon the citizens of the counties of Pima, Pinal and Maricopa. Therefore be it.

RESOLVED, By the Senate and House of Representatives of the State of Arizona:

That the Secretary of the Interior be, and is hereby respectfully requested to recommend to the President for his serious consideration the abolishment of said reservation, or that it be greatly reduced in area.

Passed House January 11, 1917.

Passed Senate January 15, 1917.

HOUSE CONCURRENT MEMORIAL No. 2.

TO THE CONGRESS OF THE UNITED STATES:

Your memorialist, the House of Representatives of the Third Legislature of the State of Arizona in regular session assembled respectfully submits.

1. That the liquor traffic is a menace to society, a law

breaker, a breeder of crime, a home destroyer and a corrupter of government.

2. That science has proven beyond question the uselessness of intoxicating liquors as a beverage and the uniform certainty of harm from its use as a beverage.

Now, therefore, it is the sense of this body, the Senate concurring, that the manufacture, sale and traffic in intoxicating liquor is wrong, and your memorialists most earnestly and respectfully petition your honorable body to submit a national constitutional amendment to the voters of the states, prohibiting the manufacture of and the traffic in intoxicating liquors.

RESOLVED, That a copy of this Memorial be sent to the Speaker of the House of Representatives, the President of the Senate, and our representatives in Congress, and that the latter are urged to use every honorable means to secure the relief asked for in this Memorial.

Passed House January 29, 1917.

Passed Senate January 31, 1917.

HOUSE CONCURRENT MEMORIAL No. 3.

TO THE HONORABLE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED:

Your memorialists, the Senate and House of Representatives of the State of Arizona in legislature assembled, being the third regular session, most respectfully petition as follows; that

WHEREAS, the importance of prompt and accurate record of births, deaths and communicable diseases is now recognized by all civilized countries as of direct benefit to the nation; and

WHEREAS, the reporting of these births, deaths and communicable diseases is not required by Federal and State laws, and it being for the general welfare of the public, your memorialists believe that this expense, in so far as postage is involved, should be borne by the public; and

WHEREAS, the education of the people by means of printed matter pertaining to the preservation of health is conducive to the general public welfare;

THEREFORE, we petition the Congress of the United States to authorize the franking of all reports of births, deaths and communicable diseases to the proper officer, and all printed matter of an educational character issued by the State Board of Health to the people of the State in which such matter is issued.

Passed House January 29, 1917.

Passed Senate January 31, 1917.

HOUSE CONCURRENT MEMORIAL No. 4.

To the President, the Senate and the House of Representatives of the United States.

Your memorialists, the Third Legislature of the State of Arizona in regular session assembled, respectfully represent, that

WHEREAS, despite the utmost efforts put forth by the retrogressive few, property qualifications, religious tests, and all other barriers to the freedom ideal, have been thrown down and universal manhood suffrage is an established fact;

WHEREAS, section one of Article fourteen of the Constitution of the United States says, "All persons born or naturalized in the United States and subject to the jurisdiction thereof, are citizens of the United States and of the state wherein they reside."

WHEREAS, all persons who are taxed and governed without representation are subjects, and not citizens, and taxation without representation is tyranny;

WHEREAS, it is undemocratic to deny the governed a voice in the government, and

WHEREAS, the State of Arizona has granted to her women the high and sovereign right of citizenship at the ballot box; and

WHEREAS, Arizona stands today among the leaders of

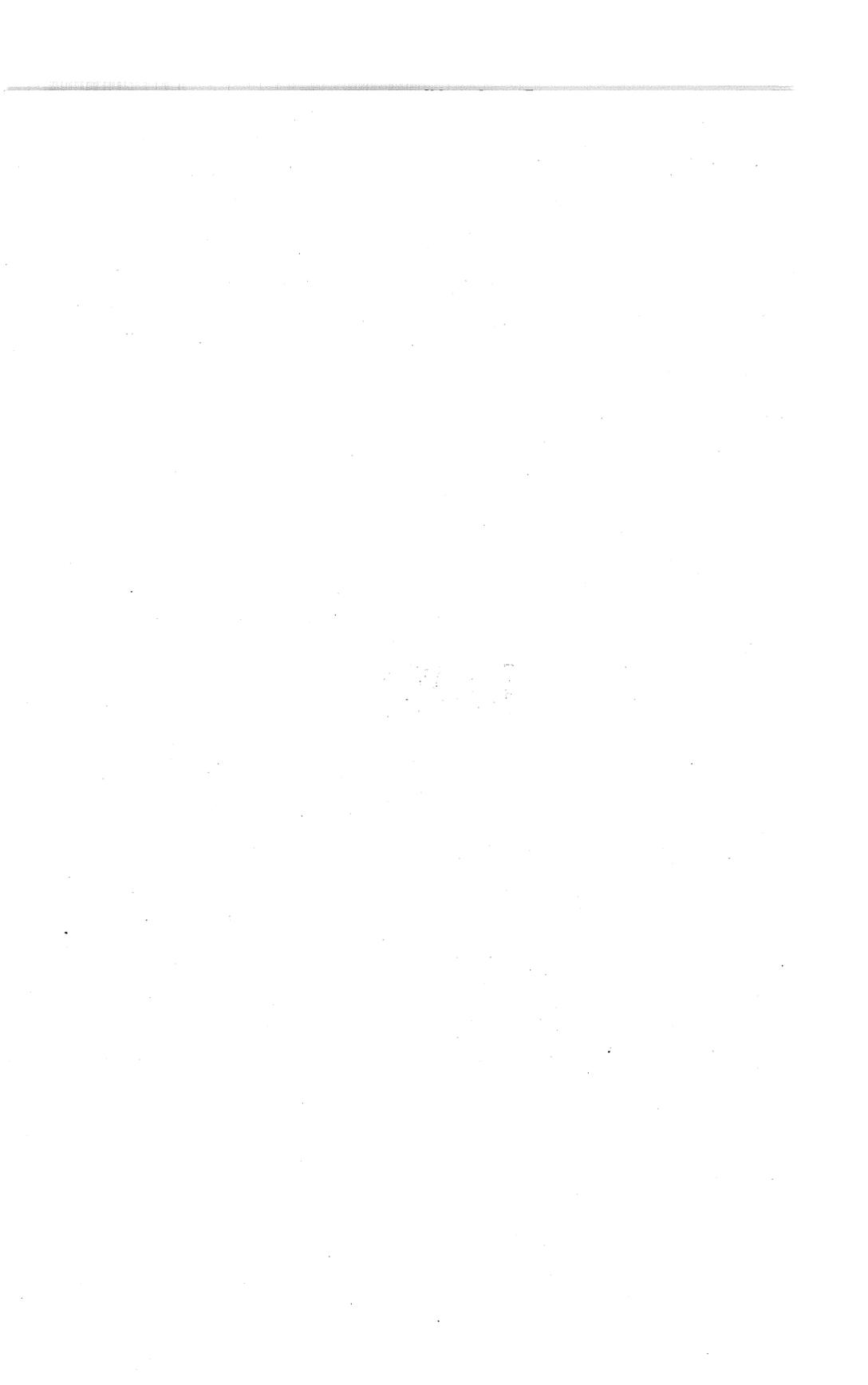
the progressive American States, in her humanitarian, her educational, and her law abiding principles. Her government functioning for the interest of her whole people, unfettered by a distinction of race, creed or sex, and this largely because the framers of her fundamental law recognized the truth and justice of the principle that woman suffrage always and everywhere tends to uplift, rather than to degrade, and to promote the common good of all rather than to give special privileges to a few.

THEREFORE, your memorialists, the people of Arizona, speaking through the House of Representatives of the Third State Legislature, the Senate concurring, humbly pray that your honorable bodies will enact the necessary legislation to bestow upon the women of America the priceless gift of the elective franchise.

Passed House February 20, 1917.

Passed Senate February 20, 1917.

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Amendment to the Constitution

Proposed by Initiative Petition of the People

and

Initiative Measures

Proposed by Initiative Petition of the People

Which received a majority of the votes cast at the

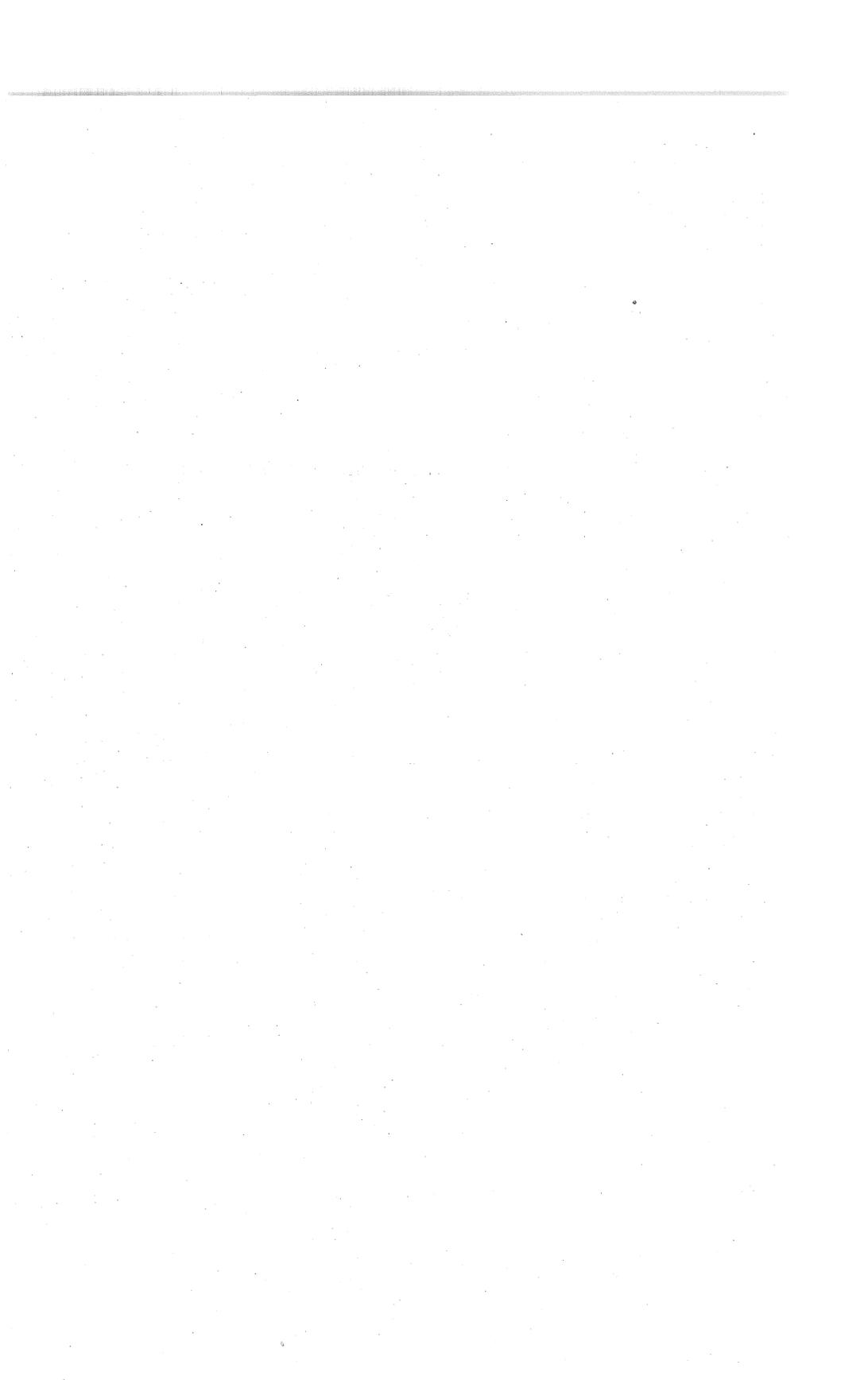
General Election, November Seventh, 1916

and became laws on the

Governor's Proclamation

ISSUED DECEMBER EIGHTH, 1916

Publication authorized by Par. 3325,
Chapter 1, Title 22, Revised Statutes of Arizona,
1913, Civil Code.



AMENDMENT TO THE CONSTITUTION

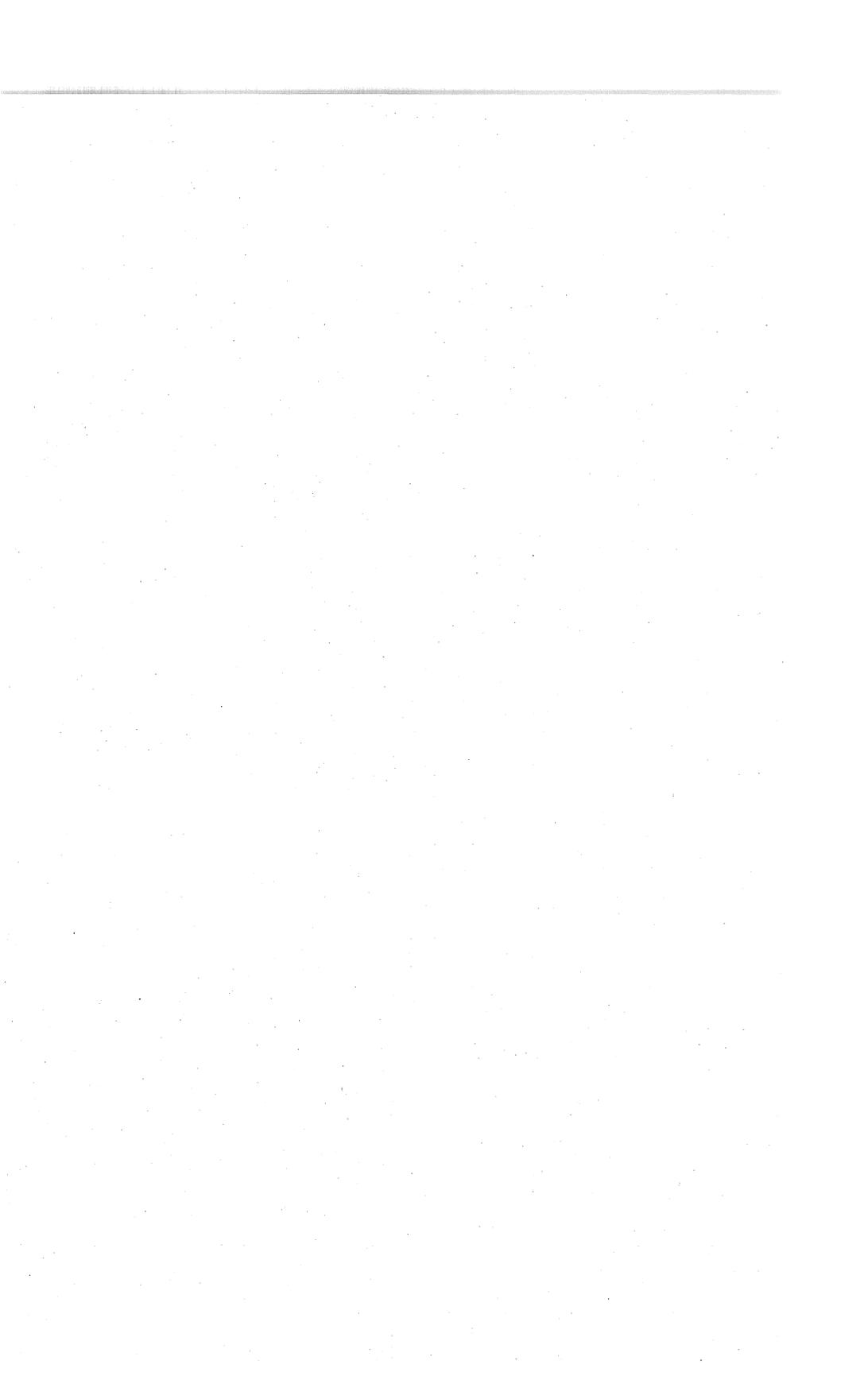
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REFERENDUM



REFERENDUM

AMENDMENT TO THE CONSTITUTION OF THE STATE OF ARIZONA.

BE IT ENACTED BY THE PEOPLE OF THE STATE
OF ARIZONA:

That the constitution of the State of Arizona be and is hereby amended by adding thereto another article, the same to be numbered XXIV, and to read as follows, to-wit:

Section 1. It shall be unlawful for any person in the State of Arizona to receive, or cause to be received, from without the State of Arizona, for any purpose, any ardent spirits, ale, beer, wine or intoxicating liquors of any kind, and it shall be unlawful for any person in the State of Arizona to have in his possession, for any purpose, any ardent spirits, ale, beer, wine, or intoxicating liquors of any kind, which he has introduced or caused to be introduced into the State of Arizona, and it shall be unlawful for any person to transport or cause to be transported, within the State of Arizona, any ardent spirits, ale beer, wine, or intoxicating liquors of any kind, provided, that it shall be lawful for any regularly ordained priest or clergyman of an established church to receive, transport and possess wine to be used only for sacramental purposes, and provided further, that the University of Arizona, through its Board of Regents, may introduce, receive, transport and possess grain alcohol for scientific uses, and may use and may distribute such alcohol under such restrictions and regulations as said Board of Regents may from time to time adopt, to other institutions of research and learning, for scientific uses. And provided further, that nothing herein shall prevent the introduction, transportation and possession of denatured alcohol.

Sec. 2. Every person who shall violate any provision of section one of this article or any rule or regulation made thereunder, shall be guilty of a misdemeanor, and shall be imprisoned for not less than ten days, nor more than two years, and fined not less than twenty-five dollars and costs, and not more than three hundred dollars and costs for each offense; and the liquors received, transported or possessed in violation of section one of this article or manufactured, introduced,

or disposed of in violation of article XXIII of this constitution, shall be by the court ordered publicly destroyed.

NOTE—The foregoing amendment was submitted to the People by Initiative Petition, filed in the office of the Secretary of State July 6th, 1916, and approved by a majority of the votes cast thereon at the general election, held on the 7th day of November, 1916. There were 28473 votes cast for said amendment and 17379 against, and under the provisions of law by a proclamation of the Governor dated December 8th, 1916, took effect on said date.

SECRETARY OF STATE.

INITIATIVE MEASURE

AN ACT

RELATING TO THE ENFORCEMENT OF THE DEATH PENALTY AND AMENDING PARAGRAPH 173, CHAPTER I, TITLE VIII, PENAL CODE, OF THE REVISED STATUTES OF ARIZONA, 1913.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF ARIZONA:

Section 1. That Paragraph 173, Chapter I, Title VIII, Penal Code, of the Revised Statutes of Arizona, 1913, be and the same is hereby amended so as to read as follows:

“173. Every person guilty of murder in the first degree shall suffer imprisonment for life, and every person guilty of murder in the second degree shall be confined in the State Prison for not less than ten years. No person convicted of the crime of murder shall be recommended for pardon, commutation or parole by the Board of Pardons and Paroles, except upon newly discovered evidence establishing to the satisfaction of all the members of said Board his or her innocence of the crime for which conviction was secured.”

Section 2. All acts and parts of acts in conflict with this act are hereby repealed.

NOTE—The foregoing measure was submitted to the People by Initiative Petition, filed in the office of the Secretary of State July 6th, 1916, and approved by a majority of the votes

cast thereon at the general election, held on the 7th day of November, 1916. There were 18,936 votes cast for said amendment and 18,784 against, and under the provisions of law by a proclamation of the Governor dated December 8th, 1916, took effect on said date.

SECRETARY OF STATE

INITIATIVE MEASURE

AN ACT

RELATING TO THE PRESERVATION OF FISH AND GAME AND AMENDING PARAGRAPHS 654 AND 670, TITLE XVIII, PENAL CODE OF THE REVISED STATUTES OF ARIZONA, 1913.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF ARIZONA:

Section 1. That Paragraph 654, Title XVIII, of the Penal Code, Revised Statutes of Arizona be, and the same is, hereby amended to read as follows:

Par. 654. The possession of game or fish at any time, unaccompanied by a valid license or permit, shall be prima facie evidence that such game or fish was unlawfully taken and is unlawfully held. And it shall be the duty of every person to produce a proper license or permit when called upon to do so by any game warden and permit the same to be examined and copied.

The open season, inclusive of both dates mentioned, for hunting or taking game birds, game animals and fish, and the bag limit on each, shall be as follows:

Male deer, October 1, to November 1; bag limit, one deer with horns, during season.

Wild turkey, October 1, to November 1; bag limit, two, during season.

Ducks, geese, coots, rail and larger shore birds, October 15 to January 31; bag limit, 20 birds of all said varieties in one day, or in possession at any one time.

Doves and whitewings, July 15 to December 31; bag

limit, not exceeding 25 birds in possession at any one time, or in one day, counting both varieties.

Gambel's or Valley quail, October 15 to December 31; bag limit, not to exceed 20 birds in one day or in possession at any one time.

Trout, of all kinds, June 1, to September 1; bag limit, 25 individual fish, not less than seven inches long, in one day or in possession at one time.

All other kinds of fish, January 1, to December 31; bag limit, not to exceed 25 pounds in one day, or in possession at one time, including all kinds here referred to.

Sec. 2. That Paragraph 670, Title XVIII, Penal Code, Revised Statutes of Arizona be, and the same is hereby amended to read as follows:

Par. 670. The State Game Warden and license collectors shall charge and collect the following license fees:

A fee of \$1.25 shall be collected from a resident for a license to fish by means of hook and line in the public waters of the State, and to hunt and take any kind of game during the open season therefor, on the public domain.

A fee of \$20 shall be collected from aliens and non-residents for a license to fish in the public waters of the State, by means of hook and line and to hunt and take any kind of game during the open season therefor, on the public domain.

A fee of \$10 shall be collected from aliens and non-residents for a license to fish by means of a hook and line, in the public waters of the State, and to hunt and take any kind of game during the open season therefor (excepting deer and turkey), on the public domain.

Sec. 3. All acts and parts of acts conflicting with this act are hereby repealed.

NOTE—The foregoing measure was submitted to the People by Initiative Petition, filed in the office of the Secretary of State July 6th, 1916, and approved by a majority of the votes cast thereon at the general election, held on the 7th day of November, 1916. There were 17518 votes cast for said amendment and 16849 against, and under the provisions of law by a proclamation of the Governor dated December 8th, 1916, took effect on said date.

SECRETARY OF STATE.