

GENERAL LAWS
OF
THE STATE OF IDAHO

PASSED AT THE NINTH SESSION

OF THE
STATE LEGISLATURE

PUBLISHED BY AUTHORITY OF THE
SECRETARY OF STATE

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AN ACT

TO PROVIDE FOR THE PAYMENT OF CLAIMS AGAINST THE STATE OF IDAHO FOR SUPPLIES FURNISHED, SERVICES RENDERED AND EXPENSES INCURRED DURING THE YEARS 1906 AND 1907, ON ACCOUNT OF AND IN CONNECTION WITH THE CRIMINAL PROSECUTIONS BY THE STATE OF IDAHO OF CHARLES H. MOYER, WILLIAM D. HAYWOOD, GEORGE A. PETTIBONE, HARRY ORCHARD AND STEVE ADAMS FOR WHICH EMERGENCY DEFICIENCY CERTIFICATES HAVE BEEN HERETOFORE ISSUED BY THE STATE AUDITOR OF IDAHO.

Be It Enacted By the Legislature of the State of Idaho:

SECTION 1. That the sum of fifty-four thousand five hundred and sixteen and 94-100 (\$54,516.94) dollars, or so much thereof as may be necessary, is hereby appropriated for the payment of claims and interest thereon, against the State of Idaho out of any moneys in the State treasury not otherwise appropriated, for supplies furnished, services rendered and expenses incurred during the years 1906 and 1907, on account of and in connection with the criminal prosecutions by the State of Idaho of Charles H. Moyer, William D. Haywood, George A. Pettibone, Harry Orchard and Steve Adams, which claims have been approved by the State Board of Examiners and certified to the Legislature for payment, said claims appearing of record according to the books in the office of the State Auditor, and being named and numbered Emergency Deficiency Certificates numbers: 9605; 9606; 9607; 9609; 9855; 10,032; 10,033; 10,035; 10,227; 10,228; 10,417; 10,548; 10,549; 10,892;

10,893; 10,894; 10,895; 11,592; 11,667; 12,307; 12,308; 12,309; 12,310; 12,311; 12,312; 12,313; 12,759; 12,760; 12,761; 12,762; 12,895; 13,396; 13,397; 13,398; 13,399; 13,524; 14,264; 14,265; 14,266; 14,267; 14,268; 14,269; 14,270; 14,271; 14,272; 14,274; 14,915; 14,916; 14,917; 14,918; 14,919; 14,920; 14,921; 14,922; 14,936; 15,035; 511; 512; 513; 514; 516.

SEC. 2. The State Auditor is hereby authorized and required, and it is hereby made his duty upon presentation of said emergency certificates to draw his warrant in favor of the person named in the certificate the number of which is hereinbefore stated for the amount appearing on the face of said certificate, and interest thereon.

SEC. 3. Whereas, an emergency exists therefor, this act shall take effect and be in force from and after its passage and approval.

Approved on the 18th day of February, 1907.

HOUSE BILL NO. 231.

AN ACT

APPROPRIATING FIFTY THOUSAND DOLLARS TO DEFRAY THE EXPENSES ARISING FROM AND INCIDENTAL TO THE TRIAL OF THE PERSONS ACCUSED OF THE MURDER OF EX-GOVERNOR FRANK STEUNENBERG; THE MANNER OF PAYMENT OF SUCH EXPENSES AND DECLARING AN EMERGENCY.

Be It Enacted By the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated out of any moneys in the State treasury not otherwise appropriated, the sum of fifty thousand dollars to defray the expenses arising from, and incidental to the trial of the persons accused of the murder of ex-Governor Frank Steunenberg.

SEC. 2. All claims payable under the provisions of this act before being paid, shall be presented to and passed upon by the State Board of Examiners, and allowed and paid as other claims against the State are paid.

SEC. 3. Whereas, an emergency exists therefor, this act shall take effect and be in force from and after its passage and approval.

Approved March 7, 1907.

HOUSE JOINT RESOLUTION NO. 13.

Be It Resolved By the Legislature of the State of Idaho:

Whereas, The assassination of Hon. Frank Steunenberg, former Governor of this State, was a crime peculiarly directed againts the whole people of the State, being a blow at the foundation of good government; and,

Resolved, That we declare this great murder case to be one, the burden of the prosecution of which properly devolves upon the State and which the people of the State cheerfully shoulder without suggestion of hesitation; Be further

Resolved, That the prosecution should be continued with the same vigor that has characterized it so far, no stone being left unturned in the effort to bring to justice those who may be guilty of the crime and that we have entire confidence that Governor Gooding and those associated with him will give the case the same loyal, patriotic attention in the future that they have in the past. And be it further

Resolved, That the State is endeavoring to probe a great crime and punish those responsible therefor. It is not actuated by malice against individuals or organizations, but is guided solely by the imperious demand of justice. Standing in the position of the government of the whole people, it is guarding the interests of the men accused as jealously as it protects the right of the prosecution to bring out all the facts before a jury sworn to determine their guilt or innocence. The State is bearing the entire cost, excepting such as fall upon the county where the crime was committed, and no dollar has been or will be supplied from any private source or organization whatsoever to either the State or the county. We protest against the widely circulated charge that the State is seeking to convict these men irrespective of their guilt or innocence. Though it stands in the position of a prosecutor, it will see the accused fully enjoy exactly the same rights that are secured to any other citizen called upon to face a criminal charge in its courts. But, while the State of Idaho, acting through its Governor and courts, will see that no injustice is done accused persons, the people will not rest until the crime shall have been fastened upon those who are responsible for it, whether it be the men now under arrest or others yet to be apprehended.

Passed House March 6, 1907.

Passed Senate March 8, 1907.

son to be Senator of the United States, for the term beginning March 4, 1907, and on the following day at noon meet in joint session in the House of Representatives to perform their further duties in the premises under the Constitution and the laws of the United States.

This Resolution was adopted January 14, 1907.

J. FRANK HUNT,
Speaker of the House of Representatives.

Passed House January 14, 1907.

Passed Senate January 14, 1907.

HOUSE CONCURRENT RESOLUTION NO. 1.

Be It Resolved By the House of Representatives, (the Senate concurring):

That on Tuesday, January 8, 1907, at 11:30 a. m. the Legislature of this State shall meet in joint session in the House of Representatives for the purpose of receiving the Governor's message and hearing the same read.

This resolution was adopted January 9, 1907.

J. FRANK HUNT,
Speaker of the House of Representatives.

Passed House January 9, 1907.

Passed Senate January 8, 1907.

RESOLUTIONS.

Whereas, At the close of the year 1905 the State of Idaho for the first time in its history was struck with a solemn awe by the cruel, wanton, murder of one of its past Governors, Honorable Frank Steunenberg, a crime so heinous that it shocked the nation and startled the civilized world; and,

Whereas, It is proper and fitting that the Legislature of the State of Idaho, in session assembled, express in enduring form, on behalf of its members and the people of the State, their deep sensibility and condemnation of this revolting assassination; and to commemorate the life and death of the martyred Governor;

Now, Therefore, Be It Resolved, by the Legislature of the State of Idaho, that we deplore the untimely taking off of Frank Steunenberg by the explosion of an infernal machine at the gate of his home at Caldwell, Idaho, on December 30, 1905, as being one of the most fiendish crimes in American history, and that we condemn the awful deed; that we earnestly pray that the guilty party or parties, whomsoever they may be, shall be discovered and through the calm, deliberate, and orderly process of the law be made to answer in the fullest measure for this atrocious murder.

Resolved, That we, in common with all the people of the State of Idaho, here acknowledged the State's high obligations to Frank Steunenberg for his great public services as Governor because of his honest, faithful, courageous administration of the laws, and for his preservation of the dignity and honor of Idaho; that we freely assert our admiration of the lofty public, and stainless private life of this dauntless, manly, gentle-hearted man, and we rejoice that his enduring memory will long serve as an inspiration to fidelity, courage and manhood in the men of today and to the generations to come, and,

Resolved, That the State of Idaho in the violent and tragic death of Frank Steunenberg has endured the loss of one of its highest and best types of citizenship, and while we mourn his terrible fate and share this great grief with his bereaved family, we cherish and revere his memory, and,

Resolved, That these resolutions be spread at length upon the Journal of each House of the Legislature of Idaho, and that a copy thereof be engrossed and presented to his family, and that a copy be sent to the press of the Capital City.

O. E. McCUTCHEON
W. C. WHITWELL
A. A. RICHARDS
JOS. P. FALLON
SAM BALLANTYNE
C. W. WHIFFIN

Joint Committee Senate and House of Representatives; Legislature of Idaho.

Duly adopted February 8, 1907.

E. A. BURREL,
President of the Senate.
J. FRANK HUNT,
Speaker of the House.

SENATE CONCURRENT RESOLUTION NO. 1.

Be It Resolved By the Legislature of the State of Idaho:

Resolved, (the House concurring), That a committee of three Senators and three Representatives be appointed to arrange for suitable services in memory of Hon. Frank Steunenberg and Hon. Frank W. Hunt, both ex-Governors of Idaho, who have departed this life since the adjournment of the last session of the Legislature; that such services be had at a joint session of the two Houses of the Legislature, and that said committee be instructed to report suitable resolutions and an appropriate programme for such exercises.

Approved January 19, 1907.

Passed Senate January 9, 1907.

Passed House January 10, 1907.
