

**STATE OF IOWA**  
**1927**

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**Journal of the House**  
**OF THE**  
**Forty-second General Assembly**

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**REGULAR SESSION**  
**CONVENED JANUARY 10, 1927**  
**ADJOURNED APRIL 15, 1927**

**JOHN HAMMILL, Governor**  
**L. V. CARTER, Speaker of the House**  
**CLEM F. KIMBALL, President of the Senate**

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House File No. 112, by Nagle of Johnson, a bill for an act to create a commission for the reform of criminal procedure, to define its powers and to make an appropriation therefor.

Read first and second times and referred to committee on judiciary No. 1.

Hunt of Louisa offered the following resolution:

#### RESOLUTION



*Whereas*, The Honorable E. L. McClurkin, a member of the Twenty-ninth, Thirtieth and Thirty-first General Assemblies from Louisa County, died February 7, 1923; therefore,

*Be It Resolved by the House of Representatives of the Forty-second General Assembly*, That a committee of three be appointed to draft suitable resolutions in commemoration of his life and services.

Unanimous consent having been obtained for the immediate consideration of the resolution, Mr. Hunt moved its adoption.

Motion prevailed and the resolution was adopted. The Speaker appointed as members of such committee: Hunt of Louisa, J. F. Kennedy of Lee, and McIntosh of Muscatine.

#### MESSAGES FROM THE SENATE

The following messages were received from the Senate:

**MR. SPEAKER:** I am directed to inform your honorable body that the Senate has passed the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution No. 1 relating to the appointment of a legislative committee to confer on the purchase or erection of a bridge across the Mississippi River at Dubuque.

Also, that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 80, a bill for an act to authorize the refund of excess money paid by any person for the purchase of a copy of the book of Annotations to the Code, and to make an appropriation therefor.

WALTER H. BEAM, *Secretary*.

#### SENATE MESSAGES CONSIDERED

Senate Joint Resolution No. 1, a resolution for the appointment of a committee, to be appointed by the Governor, to meet with committees from the States of Wisconsin and Illinois, for the

## BILLS SIGNED BY THE SPEAKER

The Speaker of the House announced that, as Speaker of the House, he had signed in the presence of the House, the following bills:

Senate Files Nos. 58, 72, 191, 161, and 296.

## AMENDMENTS FILED

Patterson of Kossuth filed the following amendment to Senate File No. 10:

Amend Senate File No. 10, section 47, by striking from line 59 the figures "50,000.00" and inserting in lieu thereof the figures "25,000.00", and by adding as line 59a the following:

"For research work in the incidence of state and county taxes 25,000.00".

Springer of Decatur filed the following amendment to Senate File No. 10:

Amend Senate File No. 10 by inserting immediately after line 77, of section forty-seven (47) the following:

"No extension summer school shall be located closer to an accredited college conducting an accredited summer school than such an extension is located in respect to Iowa State Teachers' College."


On motion of Berry of Monroe the House adjourned until 7:30 p. m.

## EVENING SESSION

Pursuant to adjournment and motion duly adopted, the House reconvened, Speaker Carter in the chair.

Memorial resolutions were presented, read and, by rising vote, unanimously adopted, commemorating the lives and public services of the following deceased members of the General Assembly of Iowa:

William S. Allen, William Anderson, William I. Atkinson, Theodore C. Blume, Alfred LeRoy Brooks, James T. Dalby, Henry N. Donhowe, Cornelius B. Eggleston, Charles Escher, Jr., Joel M. Fenn, Matthew H. Francis, George D. Harrison, Lyman S. Huntley, Charles E. Kellogg, John Killen, S. W. Klaus, James F. Lavender.



J. J. Lowry, Edward L. McClurkin, Joseph Mattes, Jeremiah M. Morrow, Herbrand L. Olson, B. F. Robinson, George W. Schee, Charles Harvey Scott, Ira Joy Swain, William A. Tade, Thomas Teale, Horace H. Wilson.

On motion of Istad of Winneshiek the House adjourned until 9:00 a. m. Thursday.

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# IN MEMORIAM

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## *House of Representatives*

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Memorials adopted by the House of Representatives of the Forty-second General Assembly regarding departed members:

WILLIAM S. ALLEN.....	Aug. 26, 1857-Dec. 6, 1925
WILLIAM ANDERSON .....	April 8, 1852-Mar. 4, 1926
WILLIAM I. ATKINSON.....	Mar. 17, 1876-Aug. 1, 1925
THEODORE C. BLUME.....	Dec. 10, 1861-Oct. 18, 1925
ALFRED LEROY BROOKS .....	June 6, 1858-Jan. 5, 1927
JAMES T. DALBY.....	Nov. 17, 1856-Oct. 24, 1926
HENRY N. DONHOWE.....	1872-April 5, 1925
CORNELIUS B. EGGLESTON.....	Oct. 27, 1853-July 2, 1925
CHARLES ESCHER, JR.....	Sept. 4, 1872-Aug. 10, 1925
JOEL M. FENN.....	Aug. 9, 1844-May 7, 1914
MATTHEW H. FRANCIS.....	April 25, 1872-
GEORGE D. HARRISON.....	Dec. 19, 1829-Mar. 2, 1927
LYMAN S. HUNTLEY.....	Nov. 27, 1837-Sept. 17, 1926
CHARLES E. KELLOGG.....	Feb. 13, 1873-Aug. 17, 1925
JOHN KILLEN .....	Dec. 20, 1851-Nov. 7, 1926
S. W. KLAUS.....	Jan. 12, 1861-Nov. 21, 1925
JAMES F. LAVENDER.....	Mar. 24, 1851-June 11, 1926
J. J. LOWRY.....	July 13, 1844-Aug. 22, 1925
EDWARD L. MCCLURKIN.....	Aug. 20, 1857-Feb. 7, 1923
JOSEPH MATTES .....	Oct. 1, 1855-April 17, 1925
JEREMIAH M. MORROW.....	Feb. 21, 1854-Nov. 17, 1926
HERBRAND L. OLSON.....	Jan. 27, 1845-Dec. 30, 1926
B. F. ROBINSON.....	Jan. 21, 1849-June 9, 1926
GEORGE W. SCHEE.....	June 15, 1847-Feb. 9, 1926
CHARLES HARVEY SCOTT.....	Sept. 14, 1862-Dec. 3, 1926
IRA JOY SWAIN.....	Mar. 8, 1849-Dec. 2, 1924
WILLIAM A. TADE.....	Sept. 17, 1841-Jan. 13, 1927
THOMAS TEALE .....	Jan. 10, 1842-Feb. 25, 1923
H. H. WILSON.....	Jan. 26, 1854-Jan. 21, 1926

elected sheriff of Howard county. He was elected representative from Howard county, in 1896, serving in the Twenty-sixth General Assembly, and also in the Twenty-sixth extra session, with credit to himself and to the county which he represented.

Mr. Lowry was an enthusiastic Mason, the oldest member of Cresco lodge, being one of two whose fiftieth anniversary as Masons was celebrated by the Cresco lodge a few months prior to his death. He was also a member of Shiloh chapter, Royal Arch Masons. He was a member of the Episcopal church, and the funeral services were conducted by Rev. Wellington McVettie, in connection with the Masonic funeral services on August 25, 1925.

Mr. Lowry's life and public services were of high character and he will be remembered as an ideal citizen, neighbor and friend.

*Therefore Be It Resolved*, That in the passing of the Hon. J. J. Lowry, the state has lost a valuable and honored citizen, and we take this occasion to express our appreciation of the substantial character and public services rendered by the deceased, and

*Be It Further Resolved*, That a copy of these resolutions be spread upon the Journal of the House, and that the Chief Clerk transmit an enrolled copy to the family of the deceased.

JOHN F. HALE,  
J. G. HEMPEL,  
A. T. ISTAR,

*Committee.*

Unanimously adopted April 6, 1927.

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#### HON. EDWARD L. McCLURKIN

**MR. SPEAKER:** Your committee appointed to prepare resolutions commemorating the life and services of the Hon. Edward L. McClurkin, former member of the House of Representatives from Louisa county, Iowa, beg leave to report the following memorial:

Honorable Edward L. McClurkin, who represented Louisa county in the Twenty-ninth, Thirtieth and Thirty-first General Assemblies, was born in Morning Sun, Iowa, on August 20th, 1857, and died at his home in that city on the morning of February 7th, 1923.

Mr. McClurkin attended and graduated with the first class from the Morning Sun high school, in 1876. He was one of the most devoted friends and supporters of the local schools and at the time of his death he was a member of the board of directors of the consolidated school. November 10th, 1881, he was united in marriage to Anna Catherine Beck, who, together with three sons, Oak, Cliff and Justus, and one daughter, June, live to mourn the loss of a devoted husband and father.

Mr. McClurkin took more than ordinary interest in everything that concerned the welfare of the community at large. In local affairs he served as councilman and mayor of the town; in politics, he was an ardent Republican. He was one of the founders of the Farmers Exchange Bank, and at the time of his death was the sole owner. His business life

was devoted to the affairs of his bank and his extensive farm interests. He was a devout member of the United Presbyterian church of Morning Sun, with which church he united a great many years ago under the pastorate of the late Henry Wallace.

*Whereas*, The life and character of the deceased, and his long exemplary service calls for such as to place his memory among those highly respected and esteemed in the state of Iowa,

*Therefore, Be it Resolved*, That the House of Representatives of the state of Iowa, takes this occasion to express its appreciation of the character and service of the deceased and at the same time to extend sympathy to the family.

*Be It Further Resolved*, That a copy of these resolutions be printed in the Journal of the House and that the Chief Clerk be directed to forward to the family of the deceased an enrolled copy.

RALPH R. HUNT,  
J. E. MCINTOSH,  
J. P. KENNEDY,

*Committee.*

Unanimously adopted April 6, 1927.

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HON. JOSEPH MATTES

**MR. SPEAKER:** Your committee appointed to prepare resolutions commemorating the life and public service of the Honorable Joseph Mattes, a former member of the General Assmbly, who died at his home in Odebolt, Iowa, on April 17, 1925, begs leave to submit the following:

Joseph Mattes was born at Comanche, Clinton county, Iowa, October 1, 1855. His parents later moved to Lyons, where in his early youth he attended the public schools, and afterwards the high school at Clinton.

In 1879 he went to Sac county, where he started a small hardware store at Odebolt, which, under his careful management, developed into a flourishing and successful business, and which he continued to manage until 1915, when, in order to devote his time to banking, he turned the hardware business over to his son George. He was connected with the First National Bank at Odebolt for many years and later the Kiron State Bank, and was president of both of these banks when he died.

He was married in May, 1879, at Lyons, to Miss Catherine E. Shelley. Four children were born to this union, three of whom are living. Mrs. Mattes passed away in March, 1912.

He was a staunch Republican and served Sac county in the House of Representatives during the Twenty-ninth, Thirtieth and Thirty-first General Assemblies, followed by election to the Senate to represent the Forty-eighth Senatorial District, consisting of Carroll, Greene and Sac counties, in the Thirty-second, regular and extra, the Thirty-third, Thirty-fourth and Thirty-fifth sessions, a continuous legislative service of fourteen years. He was twice chairman of the appropriation committee in the House and was accorded the same honor during the last two sessions in the Senate. He was greatly in favor of the capitol extension plan which came up in 1913, and did all he could to further it.

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