

same back to the Senate with the recommendation that it be referred to committee on medical institution.

JAMES S. HURLEY, *Chairman.*

Report adopted, and bill referred to committee on medical institutions.

On motion of Senator Shane, H. F. No. 40, A bill for an act to authorize incorporated towns to aid in the construction and repair of roads leading thereto, with report of committee that it do pass, was taken up and considered.

Senator Shane moved that the rule be suspended, and the bill be read a third time now, which prevailed, and the bill was read a time.

On the question, "Shall the bill pass?"

The yeas were—

Senators Allen, Bemis, Boomer, Burke, Campbell, Chambers, Claussen, Converse, Crary, Dague, Dysart, Fairall, Gault, Howland, Hurley, Ireland, Kephart, Ketcham, Kinne, Larrabee, Leavitt, Maxwell, McCormack, McCulloch, McKean, McNutt, Merrill, Miles, Murray, Read, Richards, Russell, Shane, Smith, Stone, Taylor, Vale, Willett, Wonn, and Young—40.

The nays were none.

Absent or not voting—

Senators Atkins, Beardsley, Dashiell, Fitch, Havens, Lowry, McCoid, McIntyre, Stuart, and West—10.

So the bill passed and the title was agreed to.

Senator Hurley was granted leave of absence until the last of next week.

Senator Boomer was excused until Tuesday next.

Senator Russell was excused until Monday next.

Senator Richards offered the following resolutions :

WHEREAS, An All-wise Providence has removed by death, since the meeting of the former General Assembly, the Senator from the thirty-fifth senatorial district, the Hon. M. B. Mulkern ; therefore,

*Resolved,* That with unfeigned sorrow we mourn the loss of our departed brother. We deplore the sad event that deprived us of his genial presence and his ready counsel ; and the State of an intelligent, upright, and honored citizen. We reverence the virtues that endeared him to us, and they will long keep in our hearts his memory fragrant and green.

*Resolved,* That with feeling hearts we share the grief of his bereaved widow, his fatherless children and the large circle of mourning relatives and friends, and we tender to them our deep and earnest sympathy. It is sweet to remember that among the virtues of the deceased no one shone with brighter radiance or did him

greater honor than his tender love and undeviating faithfulness as a husband, and his ardent affection as a father.

*Resolved*, That these resolutions be spread upon the journal of the Senate, and a copy of the same be transmitted to the House of Representatives, and to the widow of the deceased.

*Resolved*, That as a further mark of respect the Senate do now adjourn.

Senator Fairall spoke as follows:

MR. PRESIDENT :—I rise to second the resolution just offered. After the touching and eloquent remarks of the able Senator from Dubuque, I am conscious of my inability to add to the interest of this sad occasion, and yet I crave the melancholy pleasure of casting upon the cold clouds that cover the ashes of a friend, a sprig of acacia, to keep bright the recollections of one with whom I journeyed for a short time toward that bourne where all earthly fears are dispelled, and where only the fruition of our joys are fully realized. Long before I saw the lamented Mulkern I knew him well by reputation, and when for the first time we met here two years ago, as members of this body, I found a gentleman of fine natural and acquired ability, a good lawyer, an honest legislator, and one whose genial qualities irresistibly drew and firmly held a host of friends. Stricken with disease when he came here, he remained faithful at the post of duty, when prudence and comfort demanded rest, and even when unable to come to this hall, he watched with anxious care the progress and character of legislation before us.

Broad and liberal in his views, his mind comprehended the general interests of the State and at the same time jealously guarded the local rights of his people at home. In short, he was a worthy representative of the oldest, and one of the wealthiest and most intelligent constituencies in the State.

Of his early life, I know but little. He was one of the many gifted spirits for which we are indebted to the oppression that has robbed the Emerald Isle of thousands of noble sons, and which has given us wise statesmen to frame our laws, brave warriors to defend them and strong arms to develop the boundless resources of our young and growing empire.

In accordance with an ancient and honorable custom, we pause in the midst of our official labors, as a tribute of respect to the memory and worth of a worthy co-laborer, and while words cannot reach the departed, the occasion affords a fit opportunity to consider the evanescence of earthly existence and to realize that the sovereign and subject, the legislator and law-man, the learned and illiterate, the rich, the poor, the old, the young,—all must obey death's dread summons when we have played the part assigned us in Time's grand drama, and that when it comes we should be duly prepared, be found worthy and well qualified to be received by the