

(STATE QUESTION NO. 77; INITIATIVE PETITION NO. 50.)

WARNING

"It is a felony for any man to sign an initiative or referendum petition with any name other than his own, or knowingly to sign his name more than once for the measure, or sign such petition when he is not a legal voter."

(STATE QUESTION NO. ; INITIATIVE PETITION NO. .)

To the Honorable Lee Cruce, Governor of Oklahoma:

We, the undersigned citizens and legal voters of the State of Oklahoma and county of , respectfully order that the following proposed Constitutional Amendment shall be submitted to the legal voters of the State of Oklahoma for their approval or rejection at the next election held throughout the State, and each for himself says:

I have personally signed this petition: I am a legal voter of the State of Oklahoma and County of ; my residence and post-office are correctly written after my name. The time for filing this petition expires ninety days from , 1914.

The question we herewith submit to our fellow voters is:

Shall the following proposed amendments to the Constitution of Oklahoma be adopted:

AN AMENDMENT ENTITLED:

THE GIST OF PROPOSITION IS TO AMEND STATE CONSTITUTION SO AS TO REDUCE THE LEGISLATURE TO ONE BODY OF EIGHTY MEMBERS, STYLED "THE HOUSE OF REPRESENTATIVES," AND ONE SUBORDINATE LEGISLATIVE BODY OF FIFTEEN MEMBERS TO BE SELECTED THEREFROM, STYLED "COMMISSIONERS," WHICH, WITH THE LIEUTENANT GOVERNOR SHALL SUCCEED TO ALL POWERS NOW CONFERRED ON THE SENATE AND HOUSE OF REPRESENTATIVES: TO FIX QUALIFICATIONS, COMPENSATION, PRIVILEGES AND POWERS THEREOF, AND AMENDING SECTIONS ONE, SEVENTEEN, TWENTY-ONE, TWENTY-TWO, TWENTY-THREE, THIRTY-THREE AND FIFTY-THREE OF ARTICLE FIVE AND SECTIONS SEVEN AND ELEVEN OF ARTICLE SIX OF CONSTITUTION TO CONFORM THERETO.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

Section 1 of Article V shall be amended to read as follows:

Section 1. The legislative authority of the State now vested in the Senate and House of either shall be vested in a legislature consisting of eighty members, styled "The House of Representatives." But the people reserve to themselves the power to propose laws and amendments to the constitution and to enact or reject the same at the polls independent of the Legislature and also reserve power at their own option to approve or reject at the polls any act of the legislature.

Each of said eighty members of the House of Representatives shall be chosen, one each from eighty legislative districts into which the state shall be equitably divided according to population, and shall serve for a period of two years.

Said House shall assemble at the seat of government biennially and remain in session not more than sixty days; said House shall select fifteen of its members, to be designated "Commissioners," to be and constitute during the recess of the House of Representatives a subordinate legislative body which shall have the same legislative power as said House except as herein otherwise provided.

Said Commissioners shall meet at the seat of Government on the first Tuesdays of April and September of each year. The lieutenant governor shall be the presiding officer of each body with the right to vote the same as any member.

The lieutenant governor shall be the custodian of all records, journals, bills, committee and other reports, and all papers and memoranda of the House of Representatives and the Commissioners, and shall cause the same to be safely kept at all times under his control until the adjournment of the said bodies and the completion of their records when he shall file all said papers in a permanent form in his office.

Said Commissioners shall sit as long as necessary, not, however, during the session of the House of Representatives, and all acts of said House of Representatives, and all acts of said House shall become effective in the same manner and time as is now provided for bills enacted by the House and Senate, and the acts and said body of Commissioners shall become effective ninety days after passage and approval by the Governor without power to pass emergency legislation. And provided always that all enactments of said Commissioners shall be subject to review at the ensuing regular or specially called session of the House of Representatives, and a failure in reviewing such acts by said House to ratify the same during such sessions shall thereupon operate as a repeal of any of said acts of said Commissioners not so ratified.

Said Commissioners shall have the duty and the same power of originating and instituting impeachment proceedings as is now vested in the House of Representatives, and the remaining members of said House, without participation of said Commissioners as trial judges, shall have the same power of impeachment as is now vested in the Senate of the State, except that the governor, the lieutenant governor, the attorney general, the auditor, the justices of the Supreme Court and the members of the Corporation Commission only shall be subject to impeachment. All other officers of the State shall be subject to removal from office as is now or may hereafter be provided by law. For the purpose of trying impeachment proceedings said Commissioners are empowered to call a special session of the full House of Representatives at any time. The chief justice of the Supreme Court shall be the presiding officer thereof at said impeachment proceedings, unless a member of said court shall be therein tried in which case the lieutenant governor shall preside. The said impeachment proceedings shall be determined by a two-thirds majority vote of the sixty-five members of the House of Representatives who are not members of the Commission.

Said Commissioners are authorized to initiate bill, for a vote of the people as well as to enact laws. Hereafter any bill initiated for the purpose of enacting a legislative act as distinguished from a constitutional amendment shall be submitted to said House of Representatives or Commissioners, whichever shall first be in session, and they shall be allowed thirty days thereafter to determine whether or not they shall enact the same, and if so enacted shall be in lieu of further initiation; and if rejected, further proceedings shall be had in an initiation thereof as is now or shall hereafter be provided by law as though the same had never been presented to said legislative body.

This amendment shall become effective on the third Tuesday in January, 1915. The first House of Representatives shall be chosen from among the membership of the Legislature assembling in regular session, on the first Tuesday after the first Monday in January, 1915, as follows: The House shall choose fifty of its members and the Senate thirty of its members, as nearly as is possible, according to the political and geographical representation of parties and counties therein under such regulations as each House shall provide, and the eighty members so chosen shall convene in regular session on the next succeeding day after this act becomes effective, and shall serve for the same period for which members of the House were originally elected, and at the same compensation, except that those members chosen as Commissioners shall receive One Thousand Dollars a year each with mileage at fifteen cents a mile for distances actually travelled, coming and returning, for the first day of each regular semi-annual session only, as full compensation.

Section 17 of Article V shall be amended to read as follows:

Section 17. Members of the House of Representatives shall have the qualifications of qualified voters of their district and shall reside in their respective districts during their term of office.

Section 21 of Article V shall be amended to read as follows:

Section 21. Members of the Legislature shall receive six dollars per diem for their services during the session of the Legislature, and ten cents per mile for every mile of necessary travel in going to and returning from the place of meeting of the Legislature on the most usual route, and shall receive no other compensation.

Section 22 of Article V shall be amended to read as follows:

Section 22. Members of the House of Representatives or Commissioners shall except for treason, felony or breach of the peace, be privileged from arrest during the session of the Legislature, or the Commissioners if he be a member thereof, and in going to and returning from the same, and, for any speech or debate in his house or commission shall not be questioned in any other place.

Section 23 of Article V to be amended to read as follows:

Section 23. No member of the Legislature shall, during the term for which he was elected, be appointed or elected to any office or commission in the State which shall have been created, or the emoluments of which shall have been increased, during his term of office, nor shall any member receive any appointment from the governor, the governor and the Legislature, or from the Legislature, except as Commissioners, during the term for which he shall have been elected, or within two years thereafter, be interested, directly, or indirectly, in any contract with the State or any county or other subdivision thereof, authorized by law passed during the term for which he shall have been elected.

Section 33 of Article V shall be amended to read as follows:

Section 33. No appropriation bill shall be passed during the five last days of the session of either the House of Representatives or the Commissioners.

Section 53 of Article V shall be amended by adding the following:

"Except pending suits may be compromised upon the recommendation of the attorney general and with the approval of the governor."

Section 7. of Article VI of the Constitution shall be amended to read as follows:

Section 7. The governor shall have power to convoke the Legislature, or the Commissioners, only on extraordinary occasions. At extraordinary sessions no subject shall be acted upon except as the governor may recommend for consideration.

Section 11 of Article VI shall be amended to read as follows:

Section 11. Every bill or legislative resolution which shall have passed the House of Representatives or the Commissioners shall, before it becomes a law, be presented to the governor; if he approve, he shall ~~he~~ sign it; if not he shall return it with his objections to the House of Representatives, then in session or next in session, who shall enter the objections in the journal and proceed to reconsider it.

If, after such reconsideration, two-thirds of the members elected to said House of Representatives agree to the bill or resolution, it shall become a law notwithstanding the objections of the governor. In all such cases the vote shall be determined by the yeas and nays, and the names of the members voting shall be entered on the journal of said House. If any bill or resolution shall not be returned by the governor within five days (Sundays excepted) after it shall have been presented to him, the same shall be a law in like manner as if he had signed it, unless the House of Representatives shall, by their adjournment, prevent its return, in which case it shall not become a law after the final adjournment of the House or Commissioners, unless approved by the governor within fifteen days after such adjournment.

J. S. ESTES

	Name	Postoffice	St. & No.
1			
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STATE OF OKLAHOMA,)
COUNTY OF) SS.

I, _____ being first duly sworn, say:
(Here shall be legibly written or typewritten the names of the signers on the reverse side of this sheet.)

1	11
2	12
3	13
4	14
5	15
6	16
7	17
8	18
9	19
10	20

signed this sheet of the foregoing petition, and each of them signed his name thereto in my presence; I believe that each has stated his name, postoffice address and residence correctly and that each signer is a legal voter of the State of Oklahoma and the County of _____.

(Name) _____
(P.O.) _____

Subscribed and sworn to before me this, the _____ day of _____
A. D. 19 _____.

Notary Public.
In and for the County of _____
State of Oklahoma, whose postoffice address
is _____

My commission expires _____

(STATE QUESTION NO. 77; INITIATIVE PETITION NO. 50.)

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(STATE QUESTION NO. -----; INITIATIVE PETITION NO. -----.)

To the Honorable Lee Cruce, Governor of Oklahoma:

We, the undersigned citizens and legal voters of the State of Oklahoma and county of -----, respectfully order that the following proposed Constitutional Amendment shall be submitted to the legal voters of the State of Oklahoma for their approval or rejection at the next election held throughout the State, and each for himself says:

I have personally signed this petition: I am a legal voter of the State of Oklahoma, and County of -----; my residence and postoffice are correctly written after my name. The time for filing this petition expires ninety days from -----, 1914.

The question we herewith submit to our fellow voters is:
all the following proposed amendments to the Constitution of Oklahoma be
enacted:

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THE GIST OF PROPOSITION IS TO AMEND STATE CONSTITUTION SO
AS TO REDUCE THE LEGISLATURE TO ONE BODY OF EIGHTY MEMBERS,
STYLED "THE HOUSE OF REPRESENTATIVES," AND ONE SUBORDINATE
LEGISLATIVE BODY OF FIFTEEN MEMBERS TO BE SELECTED THEREFROM,
STYLED "COMMISSIONERS," WHICH, WITH THE LIEUTENANT GOVERNOR,
SHALL SUCCEED TO ALL POWERS NOW CONFERRED ON THE SENATE AND
HOUSE OF REPRESENTATIVES; TO FIX QUALIFICATIONS, COMPENSATION,
PRIVILEGES AND POWERS THEREOF, AND AMENDING SECTIONS ONE,
SEVENTEEN, TWENTY-ONE, TWENTY-TWO, TWENTY-THREE, THIRTY-
THREE AND FIFTY-THREE OF ARTICLE FIVE AND SECTIONS SEVEN AND
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Each of said eighty members of the House of Representatives shall be chosen, one each from eighty legislative districts into which the state shall be equitably divided according to population, and shall serve for a period of two years.

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The lieutenant governor shall be the custodian of all records, journals, bills, committee and other reports, and all papers and memoranda of the House of Representatives and the Commissioners, and shall cause the same to be safely kept at all times under his control until the adjournment of the said bodies and the completion of their records when he shall file all said papers in a permanent form in his office.

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Said Commissioners shall have the duty and the same power of originating and instituting impeachment proceedings as is now vested in the House of Representatives, and the remaining members of said House, without participation of said Commissioners as trial judges, shall have the same power of impeachment as is now vested in the Senate of the State, except that the governor, the lieutenant governor, the attorney general, the auditor, the justices of the Supreme Court and the members of the Corporation Commission only shall be subject to impeachment. All other officers of the State shall be subject to removal from office as is now or may hereafter be provided by law. For the purpose of trying impeachment proceedings said Commis-

Commissioners are empowered to call a special session of the full House of Representatives at any time. The chief justice of the Supreme Court shall be the presiding officer thereof at said impeachment proceedings, unless a member of said court shall be therein tried, in which case the lieutenant governor shall preside. The said impeachment proceedings shall be determined by a two-thirds majority vote of the sixty-five members of the House of Representatives who are not members of the Commission.

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J. S. Estes
"

BEFORE BENJAMIN F. HARRISON.

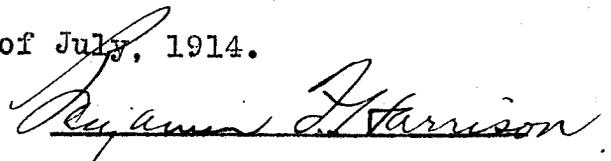
SECRETARY OF STATE.

In the matter of the protest of Parker W. Cress, a citizen of and legal voter of Noble County, State of Oklahoma, against Initiative petition No. 50, State Question No 77, being an initiated petition to submit a proposed constitutional amendment entitled, " The gist of proposition is to amend State Constitution so as to reduce the Legislature to one body of eighty members, styled 'Commissioners,' which, with the Lieutenant Governor shall succeed to all powers now conferred on the Senate and House of Representatives; to fix qualifications, compensation, privileges, and powers thereof, and amending Sections One, Seventeen, Twenty One, Twenty Two, Twenty Three, Thirty Three, and Fifty Three of Article Five and Sections Seven and Eleven of Article Six of Constitution to conform thereto."

Now on this 10th day of July, .A.D.D. 1914, comes Parker W. Cress, and files in the office of the Secretary of State of the State of Oklahoma, his protest against the sufficiency of Initiative Petition No 50, State Question 77, being a proposed initiative measure entitled; " The gist of the proposition is to amend State Constitution so as to reduce the Legislature to one body of eighty members, styled 'Commissioners' which, with the Lieutenant Governor, shall succeed to all powers now conferred upon the Senate and House of Representatives; to fix the qualifications, compensation, privileges, and powers thereof, and amending Sections One, Seventeen, Twenty One, Twenty Two, Twenty Three, Thirty Three and Fifty Three of Article Five and Sections Seven and Eleven of Article Six of Constitution to conform thereto."

It is therefore ordered, that the 15th day of July, 1914. be and the same is hereby designated as the date of hearing of testimony and arguments upon the above mentioned protests.

Witness my hand this 10th day of July, 1914.


Secretary of State.

CHAS. WEST,
ATTORNEY GENERAL
SMITH C. MATSON
CHARLES L. MOORE
SAMUEL I. McELHOES
CLAUDE J. DAVENPORT
JOSEPH L. HULL
ASSISTANT ATTORNEYS GENERAL

STATE OF OKLAHOMA
OFFICE OF THE
ATTORNEY GENERAL

OKLAHOMA CITY

PLEASE REFER TO INITIALS CIM N

June 15, 1914

State Question No. 77 Initiative Petition
No. 50 Ballot Title

To the

Secretary of State

Oklahoma, Oklahoma

Dear Sir:

The proposed ballot title submitted by the
proposers of the above numbered question is hereby
approved in words and figures as follows, to-wit:

"The gist of the proposition is to amend state
constitution so as to reduce the legislature to one
body of eighty members, styled, 'The House of Represen-
tatives', and one subordinate legislative body of
fifteen members to be selected therefrom, styled
'Commissioners', which, with the lieutenant Governor
shall succeed to all powers now conferred on the
Senate and House of Representatives; to fix qualifica-
tions, compensation, privileges and powers thereof,
and amending sections one, seventeen, twenty-one,
twenty two, twenty three, thirty three, and fifty three
of article five and sections seven and eleven of
article six of constitution to conform thereto."

Very respectfully,

Chas. L. Moore
Assistant Attorney General

CC to J.S.Estes

STATE OF OKLAHOMA

DEPARTMENT OF STATE

OKLAHOMA CITY

BENJAMIN F. HARRISON
SECRETARY

HUGH L. HARRELL
ASST SECRETARY

July 2nd., 1914.

RECEIVED of J. S. Estes and C. S. Wortman Twenty-One Hundred and Sixty-four (2164) pamphlets of State Question Number Seventy-seven (77), Initiative Petition Number Fifty (50); Seventeen Hundred and Twelve (1712) of said pamphlets containing Twenty (20) names each and Four Hundred and Fifty-two (452) pamphlets containing less than twenty names, making a total of Forty Thousand Four Hundred and Forty-five (40,445).

WITNESS my hand, this the second day of July,
A.D., 1914.

SECRETARY OF STATE.

TO HON. BENJAMIN F. HARRISON, SECRETARY OF
STATE OF THE STATE OF OKLAHOMA; AND J. S. ESTES, OF
OKLAHOMA CITY, AND C.S. WORTMAN, OF CLAREMORE, THE
PARTIES WHO FILED INITIATIVE PETITION NUMBER 50, BEING
STATE QUESTION NO. 77, PROPOSING AMENDMENTS TO THE
CONSTITUTION OF OKLAHOMA.

"AN AMENDMENT ENTITLED:

THE GIST OF PROPOSITION IS TO AMEND STATE CONSTITUTION
SO AS TO REDUCE THE LEGISLATURE TO ONE BODY OF EIGHTY
MEMBERS, STYLED 'THE HOUSE OF REPRESENTATIVES', AND ONE
SUBORDINATE LEGISLATIVE BODY OF FIFTEEN MEMBERS TO BE
SELECTED THEREFROM, STYLED 'COMMISSIONERS,' WHICH, WITH
THE LIEUTENANT GOVERNOR, SHALL SUCCEED TO ALL POWERS
NOW CONFERRED ON THE SENATE AND HOUSE OF REPRESENTATIVES;
TO FIX QUALIFICATIONS, COMPENSATION, PRIVILEGES AND
POWERS THEREOF, **AND** AMENDING SECTIONS ONE, SEVENTEEN,
TWENTY-ONE, TWENTY-TWO, TWENTY-THREE, THIRTY-THREE
AND FIFTY-THREE of ARTICLE FIVE AND SECTIONS SEVEN AND
ELEVEN OF ARTICLE SIX OF CONSTITUTION TO CONFORM
THERE TO.

You and each of you are hereby notified, and you and each of you will take notice, that I, Parker W. Cress, of Perry, Noble County, Oklahoma, a citizen and elector of the State of Oklahoma, do hereby protest against Initiative Petition No. 50, entitled as above, and as grounds of said protest aver:

First: That said petitions are not legally signed by a sufficient number of legal petitioners:

Second: That a large number of persons whose names appear as signers of said petition, are not qualified electors and legal voters of the State of Oklahoma, and were not qualified electors at the time their names were signed to said petition.

Third: That said petition is not sufficient in form and does not conform to the requirements of the Constitution and laws of the State of Oklahoma.

Fourth: That said proposed amendments to the Constitution are in conflict with that portion of Sec. 3 of the Enabling Act, which declares: "The Constitution shall ~~not~~ be republican in form".

Fifth: That said proposed amendments are in conflict with Sec. 1, Art. 1. of the constitution of the State of Oklahoma, which provides: "The State of Oklahoma is an inseparable part of the Federal Union, and the constitution of the United States is the Supreme Law of the land."

Sixth: That said Initiative petition proposing amendments to the constitution of the State of Oklahoma, and the manner of proposing such amendments, is not submitted or proposed in conformity to any of the methods prescribed or recognized by the constitution of the state, and the manner of proposing such amendments is contrary to and in conflict with the constitution and laws of Oklahoma, and if adopted will be unconstitutional.

Seventh: That said proposed amendment, is an attempt to destroy the proportion and mar the harmony of our State government by striking down one of its coordinate departments, to-wit, the legislative.

Eighth: That as shown by the signatures attached to said petitions, a large number of names were **evidently** written thereon by the same persons, and as further shown by the said petitions, the parties circulating the same have made affidavit in a large number **of** instances, and filled in names in their affidavit of a large number of names not appearing upon the face of said petitions, and that large number^s of persons whose names appear upon said petitions recite that they are citizens and legal voters, of counties other than that of their residence and post office address as shown by the petitions themselves, and that if said above named^d wrongfully on said petitions as above setforth are stricken therefrom, said petitions will not contain the requisite number of legal signers to entitle the same to be submitted in compliance with the law.

Ninth: That one Charles ~~X~~ West, ~~is~~ Attorney General ~~of~~ the State of Oklahoma, and as such Attorney General by the laws of the State of Oklahoma, it is his duty to pass upon certain features of said proposed amendments, that the said Charles ~~X~~ West, is also at this time and has~~e~~ been for some time past and at all times herein mentioned, a candidate for nomination for the office of Governor, and actively engaged in making his campaign therefor, and that the said Charles ~~X~~ West, is personally interested in the initiation of said measure, and has been advocating the same personally both in the press and in addresses to public assembles, and that by reason of his said interest therein, the said Attorney General and his de^uties are disqualified from furnishing ballot title or otherwise passing upon said bill.

Tenth: That the ballot title provided by the Attorney General's office is unfair, and does not fairly state the proposition, or properly advise the voters of the character and contents of the measure.

Eleventh: That by the provisions of said amendment, the constitutional limitation placed upon the legislative department of government by Sec. 53, Art. 5 of the Constitution, which reads as follows:

"The legislature shall have no power to release or extinguish, or to authorize the releasing or extinguishing, in whole or in part, the indebtedness, liabilities, or obligations of any corporation, or individual, to this State, or any county or other municipal Corporation thereof." Is sought to be amended by a proviso granting the exclusive power to compromise pending suits to the Attorney General with the approval of the Governor.

Wherefore, your objector and protestant prays that a day be fixed for the hearing of the objections herein enumerated and that said Referendum Petition No. 10, be declared insufficient, illegal, unauthorized and in conflict with the constitution of the State of Oklahoma and in conflict with the constitution and laws of the United States.



State of Oklahoma,
_____ County. SS.

Parker W. Cress of lawful age being by me first duly sworn on his oath says:

That he is a qualified elector of the State of Oklahoma, that he has read the above and foregoing protest and knows the contents thereof; that he is the Parker W. Cress, who signed the above and foregoing protest and that the facts therein alleged are true as he verily believes.

Witness my hand and notarial seal this ___ day of July, 1914.

#758
#6662

SECRETARY'S MEMORANDUM
OKLAHOMA CITY, STATE OF OKLAHOMA
Secretary's Office:

This instrument was filed for record this

9 day of July
A. D., 1914 at 4:00 o'clock P. M.
Recorded in _____ Corporation
Record No. _____ at Page _____

BY Benjamin J. Harmon
Secretary of State

FILED
JUL 27 1914
W. A. L. CAMPBELL, Clerk

TO the Honorable Benjamin F. Harrison, Secretary of State,
of Oklahoma, J. S. Estes, of Oklahoma City, Oklahoma, and C. S.
Wortman, of Claremore, Oklahoma, the parties who initiated State
Question No. 77, Initiative Petition No. 50, an Amendment Entitled:

"THE GIST OF PROPOSITION IS TO AMEND STATE CONSTITUTION SO AS
TO REDUCE THE LEGISLATURE TO ONE BODY OF EIGHTY MEMBERS, STYLED "THE
HOUSE OF REPRESENTATIVES", AND ONE SUBORDINATE LEGISLATIVE BODY OF
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THREE, THIRTY-THREE AND FIFTY-THREE OF ARTICLE FIVE AND SECTIONS SEVEN
AND ELEVEN OF ARTICLE SIX OF CONSTITUTION TO CONFORM THERETO."

You, and each of you, are hereby notified, and will take
notice herefrom, that, I, H. M. Sinclair, a resident and voter in the
City of Oklahoma and State of Oklahoma, do hereby protest the init-
iative petition referred to herein and the title as herein set forth,
for the following reasons, to-wit:

FIRST: Because said petition does not contain the requisite
number of legal voters to entitle it to filing.

SECOND: Because the petition shows upon its face that a large
number of names signed thereto were signed by one person, and that
said number so signed by the one person, if deducted from the total
number of names, would reduce the number to less than the required
number of names.

THIRD: That the petition circulated for signatures, and to
which the signatures were obtained, was not a correct copy of the
petition filed with the Secretary of State prior to the circulation
of said petition for signatures.

FOURTH: Because the purported copy of the petition filed
with the Secretary of State prior to circulating the petition for
signatures was not a true and correct copy of the petition circulated
and signed by the electors of the State.

FIFTH: Because said petition does not state whether said
question is to be submitted at a special or general election.

SIXTH: Because the said petition circulated for signatures, and upon which the signatures were obtained, did not state when the time for filing said petition would expire.

SEVENTH: Because said petition circulated for signatures, and upon which the signatures were obtained, did not state the date of the filing of a copy thereof with the Secretary of State.

EIGHTH: Because said petition was not initiated by filing a true and correct copy thereof with the Secretary of State a sufficient length of time prior to the 4th day of August, 1914.

WHEREFORE, Your objector and protestant prays that a day be fixed for the hearing of this protest and the objections herein enumerated and set forth, and that said Referendum Petition No. 50, State Question No. 77, be declared insufficient, illegal and unauthorized.

H. M. Sinclair

AFFIDAVIT.

State of Oklahoma)
(ss.
County of Oklahoma)

I, H. M. Sinclair, of lawful age, being first duly sworn, depose and say: My name is H. M. Sinclair; I am a resident of Oklahoma City, and a voter in said City and State; I have read the foregoing protest and know the contents thereof, and that the matters and things therein set forth are true, as I verily believe.

H. M. Sinclair

My commission expires Dec 2 - 1916.
July 10 1914

Subscribed and sworn to before me this 11th day of John Hazel
Notary Public

IN THE SUPREME COURT OF THE STATE OF OKLAHOMA.

In the Matter of the protest of Parker W. Cress,
to Initiative Petition No. 50, being State question No. 77,
opposing amendment to the constitution of the State of
Oklahoma.

Appeal from the action of Benjamin F. Harrison,
Secretary of State, in overruling motion for continuance
of Protestant, and denying protest herein on the 15th day
of July, 1914.

NOTICE OF APPEAL.

TO BENJAMIN F. HARRISON, SECRETARY OF STATE OF
THE STATE OF OKLAHOMA.

You will please take notice that the protestant,
Parker W. Cress has appealed from your decision rendered
on the 15th day of July, A. D. 1914, denying his motion
for continuance, and deciding against his protest to said
above proposed amendment to the constitution of the
State of Oklahoma, to the Supreme Court of the State of
Oklahoma, and you are respectfully requested to transmit
all papers and documents on file in your office relating
to said petition on Initiative Petition No. 50, State
question No. 77 to such court.

Respectfully yours.

Parker W. Cress
Protestant.

I, Benjamin F. Harrison, Secretary of State
of the State of Oklahoma, hereby accept and acknowledge
receipt of a true and correct copy of the above and
foregoing notice to have been served upon me this 15th
day of July, A. D. 1914.

Secretary of State of the
State of Oklahoma.

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#6662

SECRETARY'S MEMORANDUM
OKLAHOMA CITY, STATE OF OKLAHOMA
Secretary's Office.

This instrument was filed for record this

22 day of July
A. D. 1914 at 3 o'clock P. M.

Recorded in _____ at _____
Record No. _____ Corporation

Benjamin J. R. _____
Secretary of State.
BY _____
W. F. L. CAMPBELL, Clerk

FILED
JUL 27 1914
W. F. L. CAMPBELL, Clerk

STATE OF OKLAHOMA

DEPARTMENT OF STATE

OKLAHOMA CITY

BENJAMIN F. HARRISON
SECRETARY

HUGH L. HARRELL
ASST. SECRETARY

State Question No. 75., Initiative Petition No. 48

"The gist of the proposition is to adopt a new section to the Constitution of the State to be numbered Section 20 (b) of Article X, lecying and collecting a mine production tax, not exceeding two per cent upon the gross value of such production, upon natural gas petroleum, and other crude oils; dividing the net collections, one-half to the State, the remaining half in equal parts to the road and bridge fund, and the common school fund of that county where production occurred, and appropriating from the funds so collected, the expenses incidental to subkitting the amendment."

State Question No. 77, Initiative Petition No. 50.

"The gist of the proposition is to amend state constitution so as to reduce the legislature to one body of eighty members, styled, 'The House of Representatives', and one subordinate legislative body of fifteen members to be selected therefrom, styl- ed 'Commissioners', which, with the lieutenant Governor shall succeed to all powers now conferred on the Senate and House of Representatives; to fix qualifications, compensation, privileges and powers thereof, and amending sections one, seventeen, twenty- one, twenty two, twenty three, thirty three, and fifty three of article five and sections seven and eleven of article six of constitution to conform thereto."

Very respectfully,

SECRETARY OF STATE.

JUL 27 1914
R. L. GARRETT, DIST.

46662

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STATE OF OKLAHOMA
DEPARTMENT OF STATE
OKLAHOMA CITY

BENJAMIN F. HARRISON
SECRETARY

HUGH L. HARRELL
ASST. SECRETARY

October 21st, 1914.

Hon. Joe S. Morris,

Secretary of State Election Board,

and State Board of Public Affairs,

Oklahoma City, Oklahoma.

Gentlemen:

Under the provisions of Sec. 5380 of the Harris Day Code, I have the honor to certify that there was filed in this office on July 2nd, 1914 an Initiative Petition which is styled 'State Question No. 77 Initiative Petition No. 50, same having a ballot title regularly approved and submitted by the Attorney General as follows:

"The gist of the proposition is to amend State Constitution so as to reduce the legislature to one body of eighty members, styled, 'The House of Representatives', and one subordinate legislative body of fifteen members to be selected therefrom, styled 'Commissioners', which, with the Lieutenant Governor shall succeed to all powers now conferred on the Senate and House of Representatives; to fix qualifications, compensation, privileges and powers thereof, and amending sections one, seventeen, twenty-one, twenty-two, twenty-three, thirty-three, and fifty-three of article five and sections seven and eleven of article six of constitution to conform thereto."

Said petition has 40,448 signatures, which is a greater number of signatures than is required by law to initiate an amendment to the Constitution.

Said petition was protested against, and the protest held insufficient by the Secretary of State which decision was subsequently affirmed by the Supreme Court, leaving the petition now entitled to be voted on at the next election.

Witness my hand and official seal this the 21st day of October, 1914.

HUG HARRIS, SECRETARY.

January 24, 1929.

P. O. Gray, Chairman,
Department of Political Science,
Berkeley, California.

Dear Sir:-

In reply to your letter of the 16th inst., regarding the total vote on a proposed constitutional amendment providing for a single chambered legislature submitted to the people in 1914, be advised this question was first submitted on June 6th, 1914, and abandoned and withdrawn on June 11th, 1914, and refiled on June 11th, 1914, This last proposition was submitted to the people and the vote was as follows:

Yes.....199,686
No.....71,742

In a letter which is on file regarding this question it seems that the petition was protested against, and the protest was held insufficient by the Secretary of State, and the decision was subsequently affirmed by the Supreme Court. The proposition received a majority but inasmuch as it was voted on at a general election it had to receive a majority of all the votes cast, and the silent vote killed the measure, and it failed to become a law.

Yours truly,

ASST. SECRETARY OF STATE

JD